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ANNEXURE A

REPORT CERTIFYING THE RECONSTITUTION OF THE COMMITTEE OF CREDITORS

1. The application for Corporate Insolvency Resolution Process filed by IREDA Limited. (hereinafter referred to as Financial Creditor) preferred an application under Section 7 of the Insolvency and Bankruptcy Code, 2016 read with Rule 4 of Insolvency and Bankruptcy (Application to Adjudicating Authority) Rules, 2016 against Taxus Infrastructure and Power Projects Private Limited before the Hon'ble National Company Law Tribunal, **NEW DELHI, BENCH-II** was admitted vide order no. **CP (IB) No. 360/ND/2021** dated 10.10.2022 (CIRP Commencement Date) wherein Mr. Darshan Singh Anand, the undersigned was appointed as Interim Resolution Professional who is directed to take necessary actions in accordance with the relevant provisions of the Insolvency and Bankruptcy Code, 2016.
2. The Registered office of Taxus Infrastructure and Power Projects Private Limited (Corporate Debtor) as per the records of Ministry of Corporate Affairs ("MCA") is situated at Unit No. 102, Vardhman Centre, Plot No.3, First Floor, BH Block, LSC, Shalimar Bagh Delhi-110088.
3. In compliance with Section 13, Section 15 and other applicable sections of the code read with regulation 6 of Insolvency and Bankruptcy Board of India (Insolvency Resolution Process for Corporate Persons) Regulations 2016 (hereinafter called 'Regulations'), , a report dated 1st November 2022 certifying the constitution of Committee of Creditors, on the basis of claims admitted up to 31th October 2022, was duly filed by undersigned with Hon'ble NCLT New Delhi, Bench on 1st November 2022.
Intimating the commencement of Corporate Insolvency Resolution Process against Taxus Infrastructure and Power Projects Private Limited.
3. The last date of submission of claims as per Reg 12(1) was 24.10.2022 and as per Reg 12(2) was 08.01.2023.
4. The list of creditors is being filed with HON'BLE NCLT, NEW DELHI, BENCH-II in compliance with Regulation 13 (2) (d) of the Insolvency and Bankruptcy Board of India (Insolvency Resolution Process for Corporate Persons) Regulations 2016.
5. In compliance with section 21 (1) & (2) of the Code, the undersigned Interim Resolution Professional certifies the constitution of the Committee of Creditors which consists of the following creditors:




A. Members (With Voting Rights)

Sr. No.	Name of the Financial Creditor	Principal	Interest (inc. Damages)	Total Amount claimed	Amount of Claim Admitted	Voting %
1	IREDA Limited	41,43,52,754	28,40,18,078	69,83,70,832	69,83,70,832	100%
	Total	41,43,52,754	28,40,18,078	69,83,70,832	69,83,70,832	100.00%

Note: Claims provisionally accepted subject to further verification.

B. Operational Creditors Participants

Operational Creditors if aggregate dues are at least 10% of total debt as provided below:

Sr. No.	Name of the creditor	Principal	Interest (inc. Damages)	Total Amount claimed	Amount of Claim Admitted	Aggregate Dues%
1	Waaree Energies Limited*	6,07,78,605	5,65,35,431	11,73,14,036	11,73,14,036	11.39%

* Waaree Energies Limited is also part of the Committee of Creditors as an Unsecured Financial Creditor.

Note: Related party not included.



Darshan Singh Anand
DARSHAN SINGH ANAND

Interim Resolution Professional

Registration No: IBBI/IPA-002/IP-N00326/2017-18/10931

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Mobile: +91 749968056

Place: New Delhi

Date: 11.01.2023

Name of the Corporate Debtor: TAXUS INFRASTRUCTURE AND POWER PROJECTS PRIVATE LIMITED ; Date of Commencement of CIRP: 10.10.2022; List as on : 09.01.2023
 Filing under clause (a) of sub-regulation (2) of regulation 13 the IBBI (Insolvency Resolution Process for Corporate Persons) Regulations, 2016

Sl No.	Category of Creditor	Summary of claims received		Summary of claims admitted		Amount of Contingent Claim	Amount of Claims not admitted	Amount of claims under verification	Details in Annexure	Remarks, if any
		No. of Claims	Amount	No. of Claims	Amount of claims admitted					
1	Secured Financial Creditors belonging to any class of creditors	NIL	NIL	0	-	-	-	-	Annexure-1	
2	Unsecured Financial Creditors belonging to any class of creditors	NIL	NIL	0	-	-	-	-	Annexure-2	
3	Secured Financial Creditors (other than financial creditors belonging to any class of creditors)	1	69,83,70,832	1	69,83,70,832	-	-	-	Annexure-3	
4	Unsecured Financial Creditors (other than financial creditors belonging to any class of creditors)	1	21,45,42,466	0	-	-	21,45,42,466	-	Annexure-4	
5	Operational Creditors (Workmen)	NIL	NIL	0	-	-	-	-	Annexure-5	
6	Operational Creditors (Employees)	1	3,17,098	1	3,17,098	-	-	-	Annexure-6	
7	Operational Creditors (Government Dues)	1	11,73,73,448	0	-	-	11,73,73,448	-	Annexure-7	
8	Operational Creditors (Other than Workmen and Employees and Government Dues)	2	16,52,49,309	1	11,73,14,036	-	4,79,35,273	-	Annexure-8	
9	Other Creditors, if any (Other than financial Creditors and operational creditors)	1	4,79,35,273	1	1	4,79,35,272	-	-	Annexure-9	
	TOTAL	7	1,24,37,88,426	4	81,60,01,967	4,79,35,272	37,98,51,187	-		

Note : List of creditors is subject to revision/further verification on subsequent receipt of further information/ details/records




Annexure-1
 Name of the Corporate Debtor: TAXUS INFRASTRUCTURE AND POWER PROJECTS PRIVATE LIMITED ; Date of Commencement of CIRP: 10.10.2022; List as on : 01.01.2023

SI No.	Name of Creditor	Date of Claim received	Amount Claimed	Amount of claim admitted	Nature of claim	Details of Claims Admitted				Amount of contingent claim	Amount of any mutual dues, that may be sec. off	Amount of claim not admitted	Amount of Claim under Verification	Remarks, if any
						Amount covered by security interest	Amount covered by guarantee	Whether related party?	% of voting share in CoC					
NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	
NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	
NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	




Annexure-2

Name of the Corporate Debtor: TAXUS INFRASTRUCTURE AND POWER PROJECTS PRIVATE LIMITED ; Date of commencement of CIRP- 10.10.2022; List as on 09.01.2023

List of unsecured financial creditors belonging to any class of creditors

Sl No.	Name of Creditor	Date of Claim received			Details of Claims Admitted					Amount of contingent claim	Amount of any mutual dues that may be set off	Amount of claim not admitted	Amount of Claim under Verification	Remarks, if any	
		Date of receipt	Amount Claimed	Amount of claim admitted	Nature of claim	Amount covered by Guarantee	Whether related party?	% of voting share in CoC							
NIL		NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	
NIL		NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	
NIL		NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	NIL	

Darshan Singh


Name of the corporate Debtor: TAXUS INFRASTRUCTURE AND POWER PROJECTS PRIVATE LIMITED, Date of Commencement of CIRP: 10.10.2022; List as on: 09.01.2023

List of secured financial creditors (other than financial creditors belonging to any class of creditors)

Sl No.	Name of Creditor	Date of receipt	Amount Claimed	Amount of claim admitted	Nature of claim	Amount covered by security Interest	Amount covered by guarantee	Whether related party?	% of voting share in CPC	Amount of contingent claim	Amount of any mutual dues, that may be set off	Amount of claim not admitted	Amount of Claim under Verification	Remarks, if any
1	REDA Limited	19-10-2022	69,83,70,832	69,83,70,832	Secured	69,83,70,832	69,83,70,832	N/A	100.00	NIL	N/A	N/A	-	
	TOTAL		69,83,70,832	69,83,70,832		69,83,70,832	69,83,70,832		100.00	-	N/A	-	-	
<p>Note: List of creditors is subject to revision/further verification on subsequent receipt of further information/ details/records</p>														
	Security Interest Attached as per Annexure-10													



Annexure-4

Name of the Corporate Debtor: TAXUS INFRASTRUCTURE AND POWER PROJECTS PRIVATE LIMITED ; Date of Commencement of CIRP: 10.10.2022; List as on : 09.01.2023

Sl No.	Name of Creditor	Date of Claim received			Details of Claims Admitted			Whether related party?	% of voting share in CCC	Amount of contingent claim	Amount of any mutual dues, that may be set off	Amount of claim not admitted	Amount of Claim under Verification	Remarks, if any
		Date of receipt	Amount Claimed	Amount of claim admitted	Nature of claim	Amount covered by guarantee								
1	Maaree Energies Limited	21-10-2022	21,45,42,466	-	Unsecured	N/A	NO	0	NIL	N/A	21,45,42,466		The claim is based on an arbitration award w which is being challenged.	
TOTAL			21,45,42,466	-						N/A	21,45,42,466			

Note : List of creditors is subject to revision/further verification on subsequent receipt of further information/ details/records



(Signature)

Annexure-5

Name of the Corporate Debtor: TAXUS INFRASTRUCTURE AND POWER PROJECTS PRIVATE LIMITED ; Date of Commencement of CIRP: 10.10.2022; List as on : 09.01.2023

List of operational creditors (Workmen)

Sl No.	Name of Authorised representative, if any	Name of work man	Date of receipt	Date of Claim received		Amount of claim admitted	Nature of claim	Details of Claims Admitted		% of voting share in CoC	Amount of contingent claim	Amount of any mutual dues, that may be set off	Amount of Claim under Verification	Amount of claim not admitted	Remarks, if any /
				Amount Claimed	admitted			Whether related party?	Whether related party?						
NIL				NIL	NIL	NIL	NIL			NIL	NIL	NIL	NIL	NIL	
NIL				NIL	NIL	NIL	NIL			NIL	NIL	NIL	NIL	NIL	
			TOTAL	-	-	-	-			-	-	-	-	-	

Note : List of creditors is subject to revision/further verification on subsequent receipt of further information/ details/records



DARSHAN SINGH
 INSOLVENCY PROFESSIONAL
 Reg. No. BB/CPA/022/14033323

Annexure-6
Name of the Corporate Debtor: TAXXUS INFRASTRUCTURE AND POWER PROJECTS PRIVATE LIMITED ; Date of Commencement of CIRP: 10.10.2022; List as on : 09.01.2023

Sl No.	Name of Authorised representative, if any	Name of employee	List of operational creditors (Employees)										Remarks, if any		
			Date of receipt	Date of claim received	Amount Claimed	Amount of claim admitted	Nature of claim	Whether related party?	% of voting share In CoC	Amount of contingent claim	Amount of any mutual dues, that may be set off	Amount of Claim under Verification		Amount of claim not admitted	
1	Rinkoo Pandey	As per List Attached in Annexure-11	30-11-2022	3,17,098	3,17,098	Salary Dues	NIL	NIL	NIL	NIL	NIL	NIL			
		TOTAL		3,17,098	3,17,098										

Note : List of creditors is subject to revision/further verification on subsequent receipt of further information/ details/records




Annexure-8																
Name of the Corporate Debtor: TAKUS INFRASTRUCTURE AND POWER PROJECTS PRIVATE LIMITED ; Date of Commencement of CIRP: 10.10.2022; List as on: 09.01.2023																
List of operational creditors (Other than Workmen and Employees and Government Dues)																
Sl No.	Name of Creditor	Date of claim received	Date of receipt	Amount Claimed	Amount of claim admitted	Nature of claim	Details of Claims Admitted			Whether related party?	% of voting share in CoC	Amount of contingent claim	Amount of any mutual dues that may be set off	Amount of claim not admitted	Amount of Claim under Verification	Remarks, if any
							Amount covered by security interest	Amount covered by guarantee								
1	Waresa Energies Limited	21-10-2022	21-10-2022	11,73,14,036	11,73,14,036	Supplier of Goods	NIL	NIL	NIL	NO	N/A	N/A	N/A	-	-	The Claim has been filed as an Operational Creditor in Form-8, whereas the claimant does not qualify to be an Operational Creditor as per provisions of Section 5(20) and (21) of IBC 2016. The claimant has been asked to file claim in appropriate form. Hence the claim stands rejected.
2	Galjariat Uja Vias Nigam Limited	24-11-2022	24-11-2022	4,79,35,273	-	Power Procuree	NIL	NIL	NIL	NO	N/A	N/A	4,79,35,273	-	-	
TOTAL				16,52,49,309	11,73,14,036								4,79,35,273			

Note: List of creditors is subject to revision/further verification on subsequent receipt of further information/details/records




Annexure-9

Name of the Corporate Debtor: TAXUS INFRASTRUCTURE AND POWER PROJECTS PRIVATE LIMITED ; Date of Commencement of CIRP: 10.10.2022; List as on 09.01.2023

Sl No.	Name of Creditor	Date of Claim received	Amount Claimed	Details of Claims Admitted		Nature of claim	Amount covered by security interest	Amount covered by guarantee	Whether related party?	Amount of contingent claim	Amount of any mutual dues, that may be set off	Amount of claim not admitted	Amount of Claim under Verification	Remarks, if any
				Amount of claim admitted	Amount of claim									
1	Gujarat Urj Vikas Nigam Limited	31-12-2022	4,79,35,273		1	Power Procuree	NIL	NIL	NIL	4,79,35,272	NIL	NIL	NIL	As per Review Petition filed by the company regarding the Appellant to receive late payment charges from GUVNL as per the provisions of the Power Purchase Agreement on the bills raised by Taxus. Confirmed the order of State Commission, and as per direction from APTEL in Order dated 17th April 2013 in Appeal No. 75/2012.
														As the said order was challenged in the Supreme Court of India by the GUVNL as well as Taxus.
														Appeal under section 125 of the Electric ity Act, 2003 against the Impugned Judgment dated 04.07.18 and 05.07.18 passed by the Appellate Tribunal. As per the last orders of the Hon'ble SC, the matter is supposed to be listed after the Review Petition pending before the APTEL. The matter is subjudice.
			4,79,35,273		1					4,79,35,272				
	TOTAL				1									

Note : List of creditors is subject to revision/further verification on subsequent receipt of further information/ details/records



SECURITY INTEREST

Annexure - 10

IREDA

SL.NO. I	
a	First Charge by way of Hypothecation of all movable properties of the company both present and future. By executing Deed of Hypothecation dated 21.11.2011.
b	Equitable Mortgages of all Immovable Properties of the company at 5MW Solar Photovoltaic Plant at Rapar Khokhara, Anjar, Distt. Kutch, Gujarat. Mortgage dated 06.12.2012 and 07.07.2017.
c	Personal Guarantee towards Term Loan of Rs. 44.30 Crore and Rs. 5 Crore given by Mr. Puneet S Rana dated 29.12.2011 and 06.07.2017, and by Mr. Satyen Sharma dated 21.11.2011 and 06.07.2017
d	Receivables from Trust and Retention Account Bank Guarantee from the Scheduled Bank minimum amount of 10% of total loan with validity for loan repayment period/as per the policy/guidelines of IREDA and conditional assignment by way of undertakings, Post Dated Cheques.
e	Conditional assignment by way of Deed dated 10.12.2012 of the following:-
	a) All the rights, title, interest, benefits, claims and demands whatsoever of the Borrowers project, pertaining to the project including but not limited to ERPA, Agreement for sale of CERS, O&M Contract, insurance contracts, duly acknowledged and consented to by the relevant counter-parties to such Project Documents, as amended, varied or
	b) Subject to Applicable Law, all the rights, title, interest, benefits, claims and demands whatsoever of the Borrower in the Clearances pertaining to the project
	c) All the rights, title, interest, benefits, claims and demands whatsoever of the Borrower in any letter of credit, guarantee, performance bond, corporate guarantee, bank guarantee, minimum energy generation guarantee, liquidated damages, shortfall in generation etc. provided by any party to the Project Documents including PPA pertaining to the project.




**ANNEXURE-10
IREDA LIMITED**

S. No.	Description of Property
I	All those pieces and parcels of agricultural old tenure land bearing Revenue Survey No. 135 admeasuring 52,508 Sq. Mtrs. or thereabout situate lying and being at Mouje/Village Rapar, Taluka Anjar, District Kutch, and Sub-registration of Anjar, in the State of Gujarat bounded as under:
	Towards East : Lands bearing Revenue Survey Nos. 134 and 133/1
	Towards West : Lands bearing Revenue survey Nos. 141, 142/1 and 142/3
	Towards North : Lands bearing Revenue Survey Nos. 143 and Government Open Land
	Towards South : Pond and Government Open Land
II	All those pieces and parcels of agricultural old tenure land bearing Revenue Survey No. 140 paiki 3 admeasuring 12,746 Sq. Mtrs. or thereabout situate lying and being at Mouje/Village Rapar, Taluka Anjar, District Kutch, and Sub-registration of Anjar, in the State of Gujarat bounded as under:
	Towards East : Lands bearing Revenue Survey Nos. 142/1-1 and 143
	Towards West : Lands bearing Revenue Survey No. 139
	Towards North : Lands bearing Revenue Survey No. 144
	Towards South : Lands bearing Revenue Survey No. 140
III	All those pieces and parcels of agricultural old tenure land bearing
	a) Revenue Survey No. 141 admeasuring 8,499 Sq. Mtrs.
	b) Revenue Survey No. 141/ Paiki 1 admeasuring 16,896 Sq. Mtrs.
	c) Revenue Survey No. 141/ Paiki 2 admeasuring 8,498 Sq. Mtrs.
	collectively admeasuring 33,893 Sq. Mtrs. or thereabout situate lying and being at Mouje/Village Rapar, taluka Anjar, District Kutch, and Sub-registration of Anjar, in the State of Gujarat bounded as under:
	Towards East : Lands bearing Revenue Survey No. 135
	Towards West : Lands bearing Revenue Survey No. 140
	Towards North : Lands bearing Revenue Survey No. 142
	Towards South : Lands bearing Revenue Survey No. 136
IV	All those pieces and parcels of agricultural old tenure land bearing Revenue Survey No. 143 admeasuring 43,807 Sq. Mtrs. or thereabout situate lying and being at Mouje/Village Rapar, Taluka Anjar, District Kutch, and Sub-registration of Anjar, in the State of Gujarat bound as under:
	Towards East : Internal Road
	Towards West : R S No. 140
	Towards North : Government Land
	Towards South : R S No. 142/1

(Handwritten Signature)



- 1 Original Sale Deed executed on 06-06-2011 executed by Akbarasha Jusabsha Shekh and another as the Sellers in favour of M/s. Taxus Infrastructure and Power Projects Private Limited as the Purchaser and registered with the Sub-Registrar Anjar, on 04-10-2011 under Serial No. 8137.
- 2 Original Sale Deed executed on 13-01-2011 executed by Dharamshibhai Rudabhai Chotara and others in favour of Akbarasha Jusabsha Shekh and another and registered with the Sub-Registrar Anjar, on 21-01-2011 under Serial No. 765.
- 3 Original Sale Deed executed on 12-04-2007 executed by Rudiben Arjan Agria through her Power of Attorney holder Shri Rasik Dharmasni Chotara in favour of Dharamshibhai Rudabhai Chotara and others and registered with the Sub-Registrar Anjar, on 20-04-2007 under Serial No. 5208.
- 4 Original Sale Deed executed on 02-02-2007 executed by Shri Chandrakant Govind Halae through his Power of Attorney holder Shri Naran Govind Hale Patel in favour of Rudiben Arjan Agria and registered with the Sub-Registrar Anjar, on 02-02-2007 under Serial No. 1508.
- 5 Original Sale Deed executed on 28-11-2011 executed by Bharatbhai Hamirbhai as vendor in favour of M/s. Taxus Infrastructure and Power Projects Private Limited as the Purchaser and registered with the Sub-Registrar Anjar, on 28-11-2011 under Serial No. 13547.
- 6 Original Sale Deed executed on 17-07-2007 executed by Shri Bharat Ratilal Upadhyay and another through their Joint Power of Attorney holder Shri Hamir Merna Barariya in favour of Bharatbhai Hamirbhai son of Hamir Merna Barariya and registered with the Sub-Registrar Anjar, on 17-07-2007 under Serial No. 9215.
- 7 Original Sale Deed executed on 04-06-2011 executed by Kasamsa Alarakhya Shekh as the Seller in favour of M/s. Taxus Infrastructure and Power Projects Private Limited as the Purchaser and registered with the Sub-Registrar Anjar, on 04-10-2011 under Serial No. 8146.
- 8 Original Sale Deed executed on 29-01-2011 executed by Liladhar Dayaram Tank in favour of Kasamsa Alarakhya Shekh and registered with the Sub-Registrar Anjar, on 05-02-2011 under Serial No. 1247.
- 9 Original Sale Deed executed on 29-01-2011 executed by Jenaben Ibrahim Jat in favour of Kasamsa Alarakhya Shekh and registered with the Sub-Registrar Anjar, on 05-02-2011 under Serial No. 1249.
- 10 Original Sale Deed executed on 12-08-2010 executed by Liladhar Dayaram Tank in favour of Jenaben Ibrahim Jat and another and registered with the Sub-Registrar Anjar, on 12-08-2010 under Serial No. 6735.
- 11 Original Sale Deed executed on 29-01-2011 executed by Rashmiben in favour of Kasamsa Alarakhya Shekh and registered with the Sub-Registrar Anjar, on 05-02-2011 under Serial No. 1248.
- 12 Original Sale Deed executed on 29-03-2010 executed by Liladhar Dayaram Tank in favour of Vanitaben Lakshmi Kant Soni and registered with the Sub-Registrar Anjar, on 30-03-2010 under Serial No. 2433.


