

MINIMUM ELIGIBLE CRITERIA AS PER SECTION 25 (2) (h) of IBC,
2016 AS APPROVED BY THE COC – DATED: 04.10.2021

The Minimum Eligible Criteria for the prospective Resolution Applicants as approved by Committee of having regard to the complexity and scale of operations of the business of the corporate debtor under Section 25 (2) (h) of the Insolvency and Bankruptcy Code, 2016 (the Code) and Regulations thereunder, applicable to the Resolution Applicants of the corporate debtor **M/s R. K. Infratel Limited** is as under:

- a) The Net Worth of the Resolution Applicant (s) as at 31-03-2020 shall be minimum of **INR 3 Crores** in case of Individual or Partnership Firm or Company
&
INR 10 Crores in case of joint resolution applicants.
- b) The **Average Turnover** of last 3 Financial years of the Resolution Applicant (s) or joint resolution applicants should be minimum **INR 10 Crores**.
- c) Along with the Expression of Interest (EOI) the Prospective Resolution Applicant shall provide an earnest money deposit (**EMD**) of **Rs. 10 Lacs**, and a minimum outright payment equivalent to at least **10% of Committed Amount** at the time of submission of Resolution Plan as **REFUNDABLE** within 7 working days of the preparation of the **FINAL** list of eligible applicants, if the applicant's name is not included therein or if the Resolution Plan is not accepted by the Committee of Creditors.

Notes

- i. No interest shall be payable on such deposits.

- ii. 10% of Committed Amount will be in addition to the EMD of Rs.10 lakh to be submitted along with the Expression of Interest.
- iii. Such deposit should be paid by way of demand draft /pay order of a scheduled bank in favor of the Corporate Debtor “M/s R. K. Infratel Limited” payable At Par, All-India. Alternatively, it be paid through net in the account details of which can be sought and provided.”

NOTES / MEANING OF DIFFERENT TERMS FOR MINIMUM CRITERIA:

NET WORTH:

Net worth in case of Companies shall have the meaning as per Section 2 (57) of the Companies Act, 2013; that is, net worth means the aggregate value of the paid up share capital and all reserves created out of the profits, securities premium account and debit or credit of profit and loss account, after deducting the aggregate value of the accumulated losses, deferred expenditure and miscellaneous expenditure not written off, as per the audited balance sheet, but does not include reserves created out of revaluation of assets, write-back of depreciation and amalgamation.

In case of individual (s) the Net Worth shall mean the fair value of tangible assets of the individual(s) net of all liabilities as certified by a Chartered Accountant in full-time practice.