

INTERIM FINANCING FOR SURYA CHAKRA POWER CORPORATION LIMITED

BACKGROUND:

SURYA CHAKRA POWER CORPORATION LIMITED (The Corporate Debtor) is presently under going Corporate Insolvency Resolution Process vide Order no: C.P.(IB) No. 421/7/HDB/2018 dated October 3, 2018 passed by the Honorable National Company Law Tribunal, Hyderabad Bench. The Resolution Professional proposes to raise short term Interim financing for an amount up to INR 1,00,00,000/- (Rupees One Crore Only) to meet the Operational Expenses of the Corporate Debtor under CIRP.

AUTHORITY FOR RAISING INTERIM FINANCE:

In pursuance of the resolution passed by the Committee of Creditors ("COC"), the resolution professional (RP) seeks to raise interim finance.

CASHFLOW PRIORITY OF INTERIM FINANCING:

As per Section 5(13)(a) of the Insolvency and Bankruptcy Code, 2016 ("Code"), "insolvency resolution process costs" includes the amount of any interim finance and the costs incurred in raising such finance. Under Section 30(2)(a) of the Code, the resolution plan should provide for the payment of insolvency resolution process costs in priority to the payment of other debts of the Corporate Debtor and also, under Section 53(1) of the Code, notwithstanding anything to the contrary contained in any law enacted by the Parliament or any State Legislature for the time being in force, the proceeds from the sale of the liquidation assets shall be distributed in the following order of priority and within such period and in such manner as may be specified, the first being the insolvency resolution process costs.

Expression of Interests (EoI) are being invited by the RP of the Corporate Debtor. Interested parties can contact the Resolution Professional at the below-mentioned co-ordinates:

Reg. Address with IBBI: 162/D/702, Lake Gardens, Kolkata- 700045, West Bengal, Reg. Email ID with IBBI: anup_singh@sumedhamanagement.com	Project specific address for correspondence: Sumedha Management Solutions Pvt. Ltd. Trinity Tower, Suite No.3G, 226/1, AJC Bose Road, Kolkata -700 020 Email- ip.suryachakra@gmail.com Telephone: +91 33 4600 6550
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INDICATIVE TERMS:

The following are the indicative terms with respect to the interim finance (“**Loan**”) to be raised by the RP:

SL. NO.	PARTICULARS	DETAILS
1.	Lender	The Lender shall be selected based on the most competitive rate of interest.
2.	Borrower	SURYA CHAKRA POWER CORPORATION LIMITED
3.	Purpose	The Loan shall be utilized by the Borrower for short term business requirements.
4.	Loan Limit	Rs. 1,00,00,000/- (Rupees One Crore Only)
5.	Security	The Loan shall be unsecured.
6.	Tenure	Till the conclusion of the insolvency resolution process of the Borrower i.e. 1 st April, 2019 or such extended period for which the insolvency resolution process continues. However, when the account goes into liquidation, such tenure shall be extended as the case may be.
7.	Rate of Interest	Not exceeding 15% p.a. (Fifteen percent per annum)
8.	Drawdown	During the Tenure, the Borrower will have the option of drawing down from time to time in tranches of at least Rs.10,00,000/- (Rupees Ten Lakhs Only). There shall be no commitment charges for unutilized amount.
9.	Payment of Interest	The interest on the drawn amount shall fall due at the end of the Tenure.
10.	Loan Repayment	The Loan shall form part of insolvency resolution process costs. As per the Code, interim finance has been given super- priority status and the repayment of the Loan shall have first priority after a resolution is reached or when the Borrower is liquidated.
11.	Documentation	The parties shall be executing a Loan Agreement under the arrangement.

Disclaimer: All liability to pay interest/repay the Loan shall be on the Company. The Resolution Professional and/ or any of the members of the COC have no liability whatsoever in this regard.