

Agenda forming part of Notice of 1st meeting of all homebuyers/ allottees of M/s AVP Buildtech Pvt Ltd. to be held of 26th July, 2020, Sunday at 4:00 pm, in term of direction of the Hon“ble NCLAT vide order dated 13.03.2020 in Company Appeal (AT) (Insolvency) No. 1244 & 1249 of 2019

This Meeting has been called on specific direction of The Hon’ble NCLAT as per below paragraph of their order dated 13.03.2020

The Hon“ble NCLAT vide order dated 13.03.2020 in Company Appeal (AT) (Insolvency) No. 1244 & 1249 of 2019 directed the undersigned to call a meeting of the „Committee of Creditors“ including the allottees to take a call on the question whether the matter can be resolved in the manner as settled in two (2) appeal [i.e. Company Appeal (AT) No. 926/2019 vide order dt 04.02.2020 and Company Appeal (AT) No. 1056/2019 vide order dt 05.02.2020] or by way of any other „Terms of Settlement“. The relevant portion of the order is reproduced hereunder for ready reference:

“As no specific date has been fixed in the present appeal and the matter relates to allottees (flat/apartment owners) and many of the allottees claim to have taken possession, with a view to find out whether the matter can be sorted out in the light of the decision of this Appellate Tribunal in „Flat Buyers Association Winter Hills - 77, Gurgaon” – Company Appeal (AT) (Insolvency) No. 926 of 2019 disposed of on 4th February, 2020 and „Rajesh Goyal vs. Babita Gupta & Ors.” – Company Appeal (AT) (Insolvency) No. 1056 of 2019 disposed of on 5th February, 2020, we direct the „Interim Resolution Professional“/“Resolution Professional“ to call a meeting of the „Committee of Creditors“ including the allottees to take a call on the question whether the matter can be resolved in the manner as settled in the aforesaid two (2) appeals or by way of any other „Terms of Settlement“. If such decision is taken by more than 50% of the allottees and/or 66% of the „Committee of Creditors“, the „Terms of Settlement“ be placed before this Appellate Tribunal. We make it clear that in the meeting of the „Committee of Creditors“, „Promoter“ should be present to know the result of the voting share but will not take part in the voting. However, it will be open to the „Promoter“ to give a suggestion as to what amount he infused or he intends to infuse as a „Financial Creditor“ and not as a „Promoter“.”

Agenda for the Meeting :-

Sr. No	Business Items
1.	Interim Resolution Professional to take the chair.
2.	To ascertain quoram for the meeting.
3.	Discussion on Judgment dated 04.02.2020 passed by the Hon“ble NCLAT in Company Appeal (AT) (Insolvency) No. 926/2019 titled “Flat Buyer Association Winter Hills vs Umang Realtech Pvt. Ltd. through IRP & Ors” .
4.	Discussion on Judgment dated 05.02.2020 passed by the Hon“ble NCLAT in Company Appeal (AT) (Insolvency) No. 1056/2019 titled “Rajesh Goyal vs Babita Gupta & ors”.
5.	Discussion on Management Project Execution plan shared by promoter dated 21.07.2020.
6.	Any other matter with the permission of chair.

List of matter that voted upon

7.	Voting to question whether the matter can be resolved in the manner as settled in the aforesaid two (2) appeals or by way of any other „Terms of Settlement“(offered by promoter as management project execution plan.
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LIST OF MATTERS TO BE DISCUSSED / NOTED AS PER AGENDA

AGENDA ITEM NO. 1

THE RESOLUTION PROFESSIONAL TO TAKE THE CHAIR

Mr. Manish Kumar Gupta having registration number IBBI / IPA-001 / IP-P00225 / 2017-18 /10424 had been appointed as the Interim Resolution Professional by the Hon'ble NCLT,Principal Bench, New Delhi, vide its order dated 05.11.2019. As per the Regulation 24(1) of the Insolvency and Bankruptcy Board of India (Insolvency Resolution Process for Corporate Persons) Regulations, 2016.. Interim Resolution Professional shall act as the Chairperson of the meeting of Home buyers / Allotees.

AGENDA ITEM NO. 2

TO ASCERTAIN THE QUORUM OF THE MEETING

There is no specific regulations under The Insolvency and Bankruptcy Board of India (Insolvency Resolution Process for Corporate Persons) Regulations, 2016 for quorum of meeting of homebuyers / Allotees so members present in e-meeting will form quorum.

AGENDA ITEM NO. 3

Discussion on Judgment dated 04.02.2020 passed by the Hon'ble NCLAT in Company Appeal (AT) (Insolvency) No. 926/2019 titled "Flat Buyer Association Winter Hills vs Umang Realtech Pvt. Ltd. through IRP & Ors" .

Detailed discussion on each aspect of this judgement will be done and summary of key point will be shared in meeting for easy discussion amongst members of meeting.

AGENDA ITEM NO. 4

Discussion on Judgment dated 05.02.2020 passed by the Hon'ble NCLAT in Company Appeal (AT) (Insolvency) No. 1056/2019 titled "Rajesh Goyal vs Babita Gupta & ors".

Detailed discussion on each aspect of this judgement will be done and summary of key point will be shared in meeting for easy discussion amongst members of meeting.

AGENDA ITEM NO. 5

Discussion on Management Project Execution plan shared by promoter dated 21.07.2020.

Detailed Presentation by promoter for execution of project will be shared and each aspect will be discussed. Members of meeting can deliberate of these plans .

AGENDA ITEM NO. 6

ANY OTHER MATTER

The members of meeting would be entitled to raise any other matter to be discussed with the permission of the chair.

AGENDA ITEM NO. 7

Voting to question whether the matter can be resolved in the manner as settled in the aforesaid two (2) appeals or by way of any other „Terms of Settlement“ (offered by promoter as management project execution plan.

Voting will be done if members of meeting does not arrive consensus in meeting . detailed process for voting will be shared in the minutes of meeting after concluding of meeting.

Meeting will be concluded with vote of thanks by chair.

Manish Kumar Gupta (Interim Resolution Professional In the Matter of AVP BUILDTECH PVT LTD Regn. No. IBBI / IPA-001 / IP-P00225/2017-2018/10424 Email: For Correspondence – avpbuidtech.ip@gmail.com Email: Regd. With IBBI – manishvivek@yahoo.com Date: 22.7.2020