

## AFFIDAVIT CUM DECLARATION

(For sale through E-Auction Sale process in the matter Borrower Mr. Khalid Nadeem Allarakha (Prop. M/s. Kisan Alu Company), Mrs. Nigar Sultana Khalid Nadeem Raeen Prop. M/s. Haris Trading Company, Late. Mohd. Afzal Hazifazrulrahim Raeen, Mrs. Nigar Sultana Khalid Nadeem Raeen, M/s. Afzal Trading Pvt Ltd(Mr. Mohammed Faraz Raeen (Legal Heirs) and Mr. Mohammed Afaque Raeen (Legal Heirs), M/s. M.D. Builders and Land Developers (Late. Mohd. Afzal Hazifazrulrahim Raeen Mrs. Farhana Shabnam W/o. Mohd), Late. Mohd. Afzal Hazifazrulrahim Raeen Prop. M/s. Afzal Trading Company and Mrs. Farhana Shabnam W/o. Mohd Afzal (Legal Heirs)

We/I \_\_\_\_\_, an \_\_\_\_\_ having  
address at \_\_\_\_\_

\_\_\_\_\_ /  
submit and confirm as follows:

1. That I am the director/partner/ proprietor of M/s \_\_\_\_\_ M/s. .... a company incorporated under the Companies Act 1956, having our corporate identity number (CIN) as \_\_\_\_\_ and \_\_\_\_\_ registered office at \_\_\_\_\_, (hereinafter referred to as the "Purchaser/ Bidder" which expression shall, unless it be repugnant to the subject or context thereof, be deemed to mean and include its successors and permitted assigns) through Shri ..... the Key Management Person/Company Secretary/Compliance Officer of the Company.
2. We hereby state, submit, and confirm that we are not disqualified from submitting a bid/proposal in respect of the property being A layout Plot situated is undivided 0.71 % share and interest in all that piece and parcel of land admeasuring an area of about 65162 Sq. Ft. (6053.747 Sq. Meters) being a portion of the entire land bearing Khasra No. 183 of Mouza - NAGPUR bearing Corporation House Nos. 644, 644-A, 644-B, and 644-C, City Survey No. 204 and Sheet Nos. 152 and 153, situate at Small Factory Area, Bagadganj Layout, Bhandara Road, Nagpur, within the limits of the Nagpur Municipal Corporation Ward No. 23 in Tahsil and District - Nagpur, Together With the entire R.C.C. Superstructure comprising Apartment No. C - 103 covering a total built up area of 79.347 Square Meters or 854.09 Square Feet approx on First Floor of the building constructed on the said plot of land & named and styled Pritam Complex, within the limits of Nagpur, Municipal Corporation, Ward No. 23 & the same is bounded as under : On the North- Road, On the South- Passage & Parking for flat owners, On the East- Flat No. C – 104 and On the West - Flat No. C – 102 and The undivided 0.71 percent share and interest in all that piece and parcel of land admeasuring an area of about 65162 Sq. Ft. (6053.747 Sq. Meters) being a portion of the entire land bearing Khasra No. 183 of Mouza - NAGPUR bearing Corporation House Nos. 644, 644-A, 644-B and 644-C, City Survey No. 204 and Sheet Nos. 152 and 153, situate at Small Factory Area, Bagadganj Layout, Bhandara Road, Nagpur, within the limits of the Nagpur Municipal Corporation Ward No. 23 in Tahsil and District - Nagpur, Together With the entire R.C.C. Superstructure comprising Apartment No. C - 102 covering a built up area of 79.347 Square Meters or 854.09 Square Feet approx on First Floor of the building constructed on the said plot of land and named and styled PRITAM COMPLEX, Middle Ring Road, East Precinct, Nagpur, Tahsil and District - Nagpur, within the limits of Nagpur, Municipal Corporation, Ward No. 23 and the same is bounded as under :  
On the North- Road, On the South- Passage & Parking for flat owners, On the East- Staircase & Flat No. C – 103 and On the West- Flat No. C - 101.

We hereby state, submit, and declare that the bidder/interested party or any other person acting jointly with us or any person who is a promoter and/or in the management and/or control of us or any person who shall be the promoter and/or in management and/or control of the business is not:

- (a) an undischarged insolvent.
- (b) a willful defaulter in accordance with the guidelines of the Reserve Bank of India issued under the Banking Regulation Act, 1949.

- (c) been convicted for any offence punishable with imprisonment -
- i. for two years or more under any Act specified under the Twelfth Schedule; or
  - ii. for seven years or more under any law for the time being in force disqualified to act as a director under the Companies Act, 2013. Prohibited by the Securities and Exchange Board of India from trading in securities or assessing the securities markets.

3. That pursuant to the Public Notice for e-auction for sale of movable & immovable property dated 30.11.2024 issued by the Authorized Officer of Omkara Assets Reconstruction Private Limited, acting in its capacity as Trustee of "Omkara PS 47/2021- 22 Trust" (hereinafter referred to as "OARPL"), the Purchaser / Bidder has made/is making bid for purchase of Secured Assets as mentioned in the public notice.
4. We declare that no person who was or is a promoter or in management or control of the business of Borrower Mr. Khalid Nadeem Allarakha (Prop. M/s. Kisan Alu Company), Mrs. Nigar Sultana Khalid Nadeem Raeen Prop. M/s. Haris Trading Company, Late. Mohd. Afzal Hazifazrulrahim Raeen, Mrs. Nigar Sultana Khalid Nadeem Raeen, M/s. Afzal Trading Pvt Ltd (Mr. Mohammed Faraz Raeen (Legal Heirs) and Mr. Mohammed Afaque Raeen (Legal Heirs), M/s. M.D. Builders and Land Developers (Late. Mohd. Afzal Hazifazrulrahim Raeen Mrs. Farhana Shabnam W/o. Mohd), Late. Mohd. Afzal Hazifazrulrahim Raeen Prop. M/s. Afzal Trading Company and Mrs. Farhana Shabnam W/o. Mohd Afzal (Legal Heirs), the Borrower, and/ or is a relative of its guarantors or mortgagors is holding any position in the Bidder as director or Key Management Person or has any significant influence over the affairs of the Bidder.
5. We declare that no person who was/is a promoter or in management or control of the business of the holding company, subsidiary company, associate company or related party or connected person of the said Borrower, its guarantors, mortgagors is and/ or was holding any position in the Bidder as director or Key Management Person or has any significant influence over the affairs of the Bidder or is connected/related in any manner.
6. We further declare that none of the persons of the said Borrower, its guarantors, or mortgagors has directly or indirectly approached the Bidder or had any influence in taking the decision or offered inducement of any nature to make the bid for purchase of the Secured Assets of the Borrower, its guarantors, mortgagors or in respect of price/ consideration offered to the OARPL.
7. We declare that Bidder is neither a related party nor has any conflict of interest and has taken an independent business decision to make the bid for purchase of the Secured Assets of the Borrower, its guarantors, mortgagors solely in due course of business and based on commercial considerations after independent due diligence of the Secured Assets of the said Borrower, its guarantors, mortgagors.
8. We further declare that Bidder does not have any commercial or any such similar connections or relation with the Debtor Entity i.e. the Borrower, its guarantors, mortgagors or its promoters, its subsidiary, holding or associate companies or related parties or connected persons of the Debtor Entity i.e. the Borrower, its guarantors, mortgagors that have had influence on the decision of the Bidder to acquire the Secured Assets of Debtor Entity i.e. the Borrower, its guarantors, mortgagors or in the matter of decision as to price/consideration offered to OARPL.
9. We declare that the Bidder or any of its officers/KMP has not been subject to any disability corresponding to the regulatory violations under any law within or outside the jurisdiction of India.
10. We hereby declare that this Declaration has been executed by the Bidder under proper

authority and have obtained all approvals as may be required in this regard.

11. We make this declaration knowing that on the faith and strength thereof OARPL has agreed to consider our bid for the purchase of the Secured Assets of the Debtor Entity i.e. the Borrower, its guarantors, and mortgagors.
12. The terms/expressions used herein have to be understood and construed in accordance with the definitions contained in the Companies Act, 2013, Insolvency and Bankruptcy Code, 2016, and such applicable laws.
13. We hereby state, submit, and confirm that whatever is stated above is true, correct, and the best of my knowledge.

Place:

Date:

Before Me