

**SECURITIES AND EXCHANGE BOARD OF INDIA
EASTERN REGIONAL OFFICE
L&T CHAMBERS, 16 CAMAC STREET, 3RD FLOOR, KOLKATA-700017**

Contact No. (033)23023000,
E-Mail: recoveryero@sebi.gov.in

RECOVERY CERTIFICATE No. 5562 of 2022

Certificate under section 28A of the Securities and Exchange Board of India Act, 1992 read with section 222 of the Income Tax Act, 1961

Rose Valley Real Estates & Constructions Ltd. Address - Godrej Waterside, Tower - 1, 2nd Floor, Office No. 201 & 202, Plot - 5, Block - DP, Sector - V, Kolkata - 700091 Email – accounts@rosevalleyindia.com	PAN: AABCR8068D
Gautam Kundu 71 Jessore Road, (South), Ashabari Appt, Barasat, 24 pgs (N), Barasat - 743201	PAN: ALMPK9146L
Shibamoy Dutta Regent Enclave, Flat 1B, Blk - 4, 1st FL, VIP Road, Kolkata - 700052	PAN: AHRPD6466H
Ram Lal Goswami Sree Pally, Ram Thakur College Road, North Side of Gita Bakari Down, Badharghat, PO – Sidhi Ashram, Agartala - 799003	PAN: AHDPG0244L
Abir Kundu 6, S K Deb Road, 5th Bye Lane, Patipukur, Kolkata - 700048	PAN: AQKPK1365J
Ashok Kumar Saha Shibnagar College Road, Ext. PO - Agartala College, Tripura, West Tripura, Agartala, Tripura - 799004	PAN: BDCPS5827D

NOTICE OF DEMAND UNDER RULE 2 OF THE SECOND SCHEDULE TO THE INCOME TAX ACT, 1961 r/w SECTION 28A OF THE SECURITIES AND EXCHANGE BOARD OF INDIA ACT, 1992

1. This is to certify that a sum of **Rs. 41,34,01,000 (Rupees Forty One Crore Thirty Four Lakh One Thousand Only)** along with returns due to investors, along with all costs, charges and expenses incurred in respect of all the proceedings taken for recovery of the said sum as detailed below is due to SEBI from you.

Description of Dues	Amount
Penalty imposed by the Adjudicating Officer vide Order No. SM/AO-10/2017 dated November 30, 2017 against (1) Rose Valley Real Estates & Constructions Limited (PAN : AABCR8068D), (2) Gautam Kundu (PAN : ALMPK9146L), (3) Shibamoy Dutta (PAN : AHRPD6466H), (4) Ram Lal Goswami (PAN : AHDPG0244L), (5) Abir Kundu (PAN : AQKPK1365J) and (6) Ashok Kumar Saha (PAN: BDCPS5827D) in the matter of Rose Valley Real Estates & Constructions Limited	26,00,00,000/-

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Interest from 30/11/2017 to 05/09/2022 @ 1% p.m.	15,34,00,000/-
Recovery Cost	1,000/-
Total	41,34,01,000/-

2. You are hereby directed to pay the total amount as mentioned above within 15 (Fifteen) days of the receipt of this Notice (DD shall be drawn in favour of the “SEBI Recovery Proceeds” Account payable at Mumbai (or) EFT/NEFT/RTGS to A/c No. SEBIRDPEN5562 of ICICI Bank, IFSC code – ICIC0000106) (OR) online payment facility available on the “Recovery Payment” module on the website: <https://siportal.sebi.gov.in> (OR) payment link available on the following path: SEBI Website → Enforcement → Recovery Proceedings → Pay Now) failing which the Recovery Officer shall proceed to recover the amount due in accordance with the provisions of **Section 28A of the Securities and Exchange Board of India Act, 1992 (“SEBI Act”)** read with Sections 220 to 227, 228A, 229 and 232 of the Income-tax Act, 1961 and the Second Schedule to the said Act and the rules made thereunder.
3. In the event of non-payment of the dues as above, SEBI shall recover the money by one or more of the following modes, namely:-
 - (a) attachment and sale of your movable property;
 - (b) attachment of your bank accounts;
 - (c) attachment and sale of your immovable property;
 - (d) arrest and detention in prison;
 - (e) appointing a receiver for the management of your movable and immovable properties.
4. Further, as per Explanation 1 to section 28A of the SEBI Act/ section 23JB of the SCRA/ section 19-IB of the Depositories Act (whichever applicable), any direct or indirect transfer of your property or monies held in bank accounts to your spouse or minor child or son's wife or son's minor child, otherwise than for adequate consideration, on or after November 30, 2017 shall be deemed to be your property or money for the purpose of recovery.
5. You are also advised to take note that upon service of this notice, you are not competent to mortgage, charge, lease or otherwise deal with any property belonging to you except with the permission of the Recovery Officer, and any such transfer shall be deemed void as per rule 16 of the Second Schedule to the Income-tax Act, 1961 read with section 28A of the SEBI Act.
6. Any confirmation of e-payment(s) made (in the format as given in table below) should be forwarded to the “ The Recovery Officer, Recovery Division at Securities and Exchange Board of India – Eastern Regional Office, L&T Chambers, 3rd Floor, 16, Camac Street, Kolkata – 700017” or sent by email to recoveryero@sebi.gov.in.



Case Name and Recovery Certificate Number	
Name of Payer	
Date of Payment	
Amount Paid	
Transaction No.	
Bank Details (Bank Name, Branch Name, IFSC Code and Account No.) from which payment is made	

Note: In the absence of intimation on remittance as per the above format, the credits made will not be accounted towards your dues.

7. In addition to the aforesaid dues, you will also be liable for further interest, all costs, charges and expenses incurred in respect of recovery proceedings against you.

Dated: September 05, 2022



K. N. Kaluri

RECOVERY OFFICER

राज कुमार कलुरी / Raj Kumar Kaluri
वसूली अधिकारी एवं उप महाप्रबंधक
Recovery Officer & Dy. General Manager
भारतीय प्रतिभूति और विनिमय बोर्ड
Securities and Exchange Board of India
कोलकाता / Kolkata