Order No. RO/231/2022

BEFORE THE RECOVERY OFFICER
SECURITIES AND EXCHANGE BOARD OF INDIA
KOLKATA

Recovery Certificates No. RC 2626 of 2019

S. No.	DEFAULTERS
1	Shankalp Food and Beverages Limited (AARCS2055D)
2	Mr. Toofan Chandra Dey (AGCPD2335D)
3	Mr. Tapan Mondal(BFCPM9024G)
4	Ms. Khsitish Chandra Mandal (AJUPM2448K),
5	Mr. Triveni Prasad Baranwal (ANIPB3402G)
6	Mr. Saugata Ganguly (AHIPG2705M)
7	Mr. Aniruddha Bhattacharya (ATFPB1416M)

Order under Rule 16 and 48 of the Second Schedule to the Income Tax Act, 1961 read with Section 28A of the SEBI Act, 1992

1. Recovery proceedings have been initiated against (1) Shankalp Food and Beverages Limited (AARCS2055D) and its directors (2) Mr. Toofan Chandra Dey (AGCPD2335D), (3) Mr. Tapan Mondal (BFCPM9024G), (4) Ms. Khsitish Chandra Mandal (AJUPM2448K), (5) Mr. Triveni Prasad Baranwal (ANIPB3402G) (6) Mr. Saugata Ganguly (AHIPG2705M), (7) Mr. Anirudha Bhattacharya (ATFPB1416M) for the issuance of Non-Convertible Debentures (which have been found to be issued in contravention of the public issue norms stipulated under the Companies Act, 1956 and the ILDS Regulations) to the investors including the money collected from investors till the issuance of SEBI Order dated October 5, 2017, pending allotment of securities, if any, with an interest of 15% per annum compounded at half yearly intervals, from the date when the repayments became due (in terms of Section 73(2) of the Companies Act, 1956) to the investors till the date of actual payment along with further interest, all costs, charges and expenses incurred in respect of all the proceedings taken for

recovery of the said sum in respect of RC 2626 of 2019 dated November 20, 2019 drawn up by the Recovery Officer, Eastern Regional Office.

2. Notice of Demand dated November 20, 2019 was issued by the Recovery Officer to the defaulter(s) demanding payment of the sum mentioned above along with returns, interest, costs, expenses etc., within 15 days from the date of receipt of the said notices. The Recovery Officer has attached various bank accounts of the defaulter(s) in execution of the said notices and sent copies of attachment notices to the defaulter(s). The defaulter(s) have failed to pay the said dues nor responded to the notices. The funds available in the bank accounts and the securities available in the demat accounts of the defaulters are not sufficient for recovery of the dues.

3. It is learnt that the defaulters are *inter alia* in possession of immovable properties and it is also felt that they may dispose or transfer or alienate the assets with a view to obstruct or delay the recovery proceedings, which needs to be prevented immediately by attaching the said assets.

4. In view of the above, and in exercise of the powers conferred under Rule 16 and 48 of the Second Schedule to the Income Tax Act, 1961 read with Section 28A of the SEBI Act, 1992, the defaulter(s) are hereby prohibited from disposing, transferring, alienating, or charging in respect of the following properties attached:

    a. All the immovable properties held by the defaulter(s).
    b. All the movable properties held by the defaulter(s).

5. It is further directed that all persons are hereby prohibited from taking any benefit under such disposal, transfer, alienation or charge in respect of the properties mentioned above, which stands attached in execution of Recovery Certificate No. RC 2626 of 2019.

6. The defaulter(s) are also hereby directed to furnish, duly certified copies at SEBI, Eastern Regional Office, Kolkata, the complete details of all the movable and

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immovable properties held by the defaulter(s) and charges, if any, thereon in the format prescribed at **Annexure -A**, duly certified by the Board of Directors within Two weeks from the date of this order.

7. This order shall be served on the defaulter(s) and

   A. the Inspectors General of Registration of all the States and Union Territories; and

   B. the concerned Tehsildars, District Registrars and Sub-Registrars of the respective areas where the above mentioned properties are located,

with a direction not to act upon any documents purporting to be dealing with transfer, mortgage, charge, lease or creation or alteration of any interest in any of the properties owned/held by the defaulter(s), including the said properties, if presented for registration.

Given under my hand and seal at Kolkata this **15th day of July, 2022**.

SEAL

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SEBI
Recovery Division
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RECOVERY OFFICER

राज कुमार कलूरि / 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

ANNEXURE A

Sl.No.	Description of the Property	Date of Purchase	Purchase Price	Present Market Value	Details of building, fixtures, fittings, standing crop, timber, livestock etc. if any	Details of encumbrance if any
1	District					
	Sub-division					
	Block					
	Village					
	Mouza					
	Khata No.					
	Plot No.					
	Boundaries					
	Extent of Land					
2						
3						

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