

[To be executed on stamp paper of appropriate value as per the stamp act applicable to the state of execution]

ANNEXURE I

UNDERTAKING

This is in relation to the ongoing corporate insolvency resolution process of Simhapuri Energy Limited ("**Corporate Debtor**") in terms of the Insolvency and Bankruptcy Code, 2016 ("**Code**"). In terms of Section 25(2)(h) of the Code and Regulation 36A of the Insolvency and Bankruptcy Board of India (Insolvency Resolution Process For Corporate Persons) Regulations, 2016, the resolution professional of the Corporate Debtor ("**RP**") has issued an invitation for expression of interest dated [_____] for inviting expressions of interest from prospective resolution applicants ("**Invitation**"). One of the requirements of the Invitation is that the prospective resolution applicants are required to submit the undertakings contained herein at the time of submission of the expression of interest.

In furtherance of the foregoing, I, [*name of the chairman/managing director/director/authorized person of resolution applicant*], son of [_____] , aged about [_____] years, currently residing at [*Address to be inserted*] and having Aadhaar / Passport number [_____] , on behalf of [*name of the resolution applicant*] having registered office at [_____] ("**Applicant**", a term which also includes any person acting jointly with the Applicant) [pursuant to authorization of the Board of the Applicant dated [_____] (as enclosed herewith)]¹, do hereby undertake and confirm to the committee of creditors ("**CoC**") of the Corporate Debtor and the RP as follows:

- (a) the Applicant meets the eligibility criteria specified in the Invitation and that it shall provide all documents, representations and information as may be required by the RP or the CoC to substantiate to the satisfaction of the RP and the CoC that the Applicant is eligible in terms of the eligibility criteria set out in the Invitation and is also eligible under the Code and the rules and regulations thereunder to submit an expression of interest in respect of the Corporate Debtor;
- (b) it shall provide relevant information and records to enable an assessment of ineligibility in terms of the Code and that it shall intimate the resolution professional forthwith if it becomes ineligible at any time during the corporate insolvency resolution process; and
- (c) that every information and records provided in expression of interest is true and correct and discovery of any false information or record at any time will render the Applicant ineligible to submit resolution plan for the Corporate Debtor, forfeit any refundable deposit, and attract penal action under the Code.

This undertaking shall be governed in accordance with the laws of India and the NCLT of Hyderabad shall have the exclusive jurisdiction over any dispute arising under this undertaking.

Signed and Delivered by

Name:

Date:

¹ To be retained only for body corporates