### Order No. RO/58/2016

# BEFORE THE RECOVERY OFFICER SECURITIES AND EXCHANGE BOARD OF INDIA KOLKATA

## Recovery Certificate No. 894 of 2016

S. No.	DEFAULTERS
1 -	Sunheaven Agro India Limited (PAN: Not Available)
	44, Jessore Road, Champadali, Barasat, 24 Pgs (N), Kolkata – 700 124
2	Mr. Suranjan Mondal (PAN: ARVPM0151E)
	Vill: Palpakuria, PO – Kazipara, Barasat, Kolkata – 700 124
3	Mr. Kashi Nath Chanda (PAN: AGHPC3011C)
	Narendra Pally, GK Road, PO & PS: Barasat, Kolkata - 700 124
4	Mr. Mrityunjay Bar (PAN: AMDPB4850A)
	Santinagar Balaka, Hridaypur, Barasat, 24Pgs(N), Kolkata-700124
5	Mr. Pijush Kanti Jana (PAN: AFOPJ5148P)
	Purba Nandabhanga, Kakdwip, 24 Pgs (S), Kakdwip - 743 347
6	Mr. Madhab Chandra Das (PAN: AHXPD5528L)
	Ekdil Shah Road (West), Barasat, 24 Pgs (N), Kolkata - 700 124
7	Mr. Khokon Biswas (PAN: AIYPB1370J)
	Bidhan Market, Taki Road, Barasat, 24 Pgs (N), Kolkata - 700124
8	Mr. Provash Bala (PAN: AUTPB3478J)
	Khudiram pally, Puipukur, Kazipara, Barasat, 24 Pgs(N), Kolkata - 700124
9	Mr. Kanai Lal Pramanik (PAN: Not Available)
	Dakshin Rupmari Halda and Barpara, Rupmari, Hasnabad, 24 Pgs (N),
	Kolkata – 743 435
10	Mr. Ganesh Dam (PAN: ADUPD3470E)
	KB Basu Road, Barasat, 24 Pgs (N), Kolkata - 700 124
11	Mr. Mangol Bhattacharjee (PAN: ADUPB6256C)
	277/1, Jawpur Road, South Dumdum Municipality, 24 Pgs (N), Kolkata
	<b>– 700 074</b>

# 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) Sunheaven Agro India Limited (PAN: Not Available) and its Promoters / Directors (2) Mr. Suranjan Mondal (PAN: ARVPM0151E), (3) Mr. Kashi Nath Chanda (PAN: AGHPC3011C), (4) Mr. Mrityunjay Bar (PAN: AMDPB4850A) (5) Mr. Pijush Kanti Jana (PAN: AFOPJ5148P), (6) Mr. Madhab Chandra Das (PAN: AHXPD5528L), (7) Mr. Khokon Biswas (PAN: AIYPB1370J), (8) Mr. Provash Bala (PAN: AUTPB3478J), (9) Mr. Kanai Lal Pramanik (PAN: Not Available), (10) Mr. Ganesh Dam (PAN: ADUPD3470E) and (11) Mr. Mangol Bhattacharjee (PAN: ADUPB6256C) ["Defaulters"] for failure to repay R 11.54 Crore collected by Sunheaven Agro India Limited through issuance of Redeemable Preference Shares, including the money collected from investors till 08.10.2015, pending allotment

securities, if any, with an interest of 15% p.a. compounded at half yearly intervals from the date when repayment becomes due 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 **Certificate No. 894 of 2016 dated 31.03.2016** drawn up by the Recovery Officer, Eastern Regional Office.

- 2. Notices of Demand dated 31.03.2016 were issued by the Recovery Officer to the defaulter(s) demanding payment of the said sum along with returns, interest, costs, expenses etc., within 15 days from the date of receipt of the said notice. The Recovery Officer has attached various bank accounts of the defaulter(s) in execution of the said notice 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 in possession of the below mentioned properties in the state of West Bengal 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) including but not restricted to the immovable properties in the state of West Bengal as mentioned in the table below:

		Police Station						Area
Sr. No.	DISTRICT	& Post Office	Mouza	JL No.	Khaitan No.	Dag No.	Deed No.	
1	24 PGS (N)	Barasat	Kathor Gram	72	RS - 194, LR 398 & 399	RS & LR 10, RS. 169	11826 of 2011	5 Cottah & 3 Chitak
2	24 PGS (N)	Barasat	BARASAT	79	RS-835	RS NO 119 & 120 & 261	01675 of 2011	3 cottah & 2 chitak
3	24 PGS (N)	Barasat	Kathor Gram	72	RS& 194 & 12, LR 398 & 399	RS & LR 10& 14 RS- 169	11314 of 2011	4 cottah & 4 chitak 10 sqft
4	24 PGS (N)	Barasat	Kathor Gram	72	RS 194, LR 506/1 & 507	RS & LR 10, RS169	11315 of 2011	6 cottah & 8 chitak 10 sqft
5	24 PGS (N)	Barasat	Kathor Gram	72	RS-194, LR 398 & 399	RS & LR 10(PART) RS-169	05892 of 2011	10 cottahs
6	24 PGS (N)	Barasat	Kathor Gram	72	RS-194, LR 398 & 399	RS & LR 10(PART) RS-169	05896 of 2011	6 cottahs
7	24 PGS (N)	Barasat	Kathor Gram	72	RS-194, LR 398 & 399	RS & LR 10(PART) RS-169	11830 of 2011	1 bigha 13 cottahs & 8 chitak

Sr.	DISTRICT	Police Station & Post Office	Mouza	JL No.	Khaitan No.	Dag No.	Deed No.	Area
_8	24 PGS (N)	Barasat	Kathor Gram	72	RS-194, LR 398 & 399	RS & LR 10(PART) RS-169	11828 of 2011	1 bigha 13 cottahs & 8 chitak
9	24 PGS (N)	Barasat	Kathor Gram	72	RS-194 & 12 , LR 506/1	RS & LR 9,10 & 14,RS-169	11319 of 2011	1 bigha 13 cottahs & 8 chitak
10	24 PGS (N)	Barasat	Kathor Gram	72	RS-194 &12, LR- 398 & 399	RS & LR 10, 14,RS-169	5904 OF 2011	8 cottah 2 chitak 15 sqft
11	24 PGS (N)	Barasat	Kathor Gram	72	RS-194 & 12, LR-398 & 399	RS & LR 10(PART) RS-169	5898 of 2011	5 cottah 7chitak 16 sqft
12_	24 PGS (N)	Barasat	Kathor Gram	72	RS-194 & 12, LR- 155,LR- 398 & 399	RS & LR 10 & 11,RS-169	5910 of 2011	1 bigha 13 cottahs & 8 chitak

- b. All other 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.
- 6. The defaulter(s) are also hereby directed to furnish the complete details of all the movable and 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 along with original title deeds pertaining to the aforementioned properties, within two weeks from date of this order at SEBI, Eastern Regional Office, Kolkata.
- 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 December 20, 2016.

SEAL



MANJESH S. ROY

Recovery Officer & Dy. General Manager Securities and Exchange Board of India Kolkata

#### **ANNEXURE A**

SI.No.	Description of the Property	Date of Purchase	Purchase Price	Present Market Value	Details of building, fixtures, fittings, standing crop, timber, livestock etc.	Details of encumbrance if any
1	District					
	Sub-division					
	Block					
	Village					
	Mouza					
	Khata No.					
	Plot No.				i	
	Boundaries					
	Extent of Land					
2						
3						
4			· .			
5						

