

Annexure-3

Name of the Corporate Debtor: GVK Power and Infrastructure Ltd

Date of commencement of CIRP: 15.07.2024

List of creditors as on: 05.08.2024

List of secured financial creditors (other than financial creditors belonging to any class of creditors)

(Amount in Rs)

Sl. No.	Name of creditor	Details of claim received		Details of claim admitted					Amount of contingent claim	Amount of any mutual dues, that may be set-off	Amount of claim not admitted	Amount of claim under verification	Remarks, if any	
		Date of receipt	Amount Claimed	Amount of claim admitted	Nature of claim	Amount covered by security interest	Amount covered by guarantee	Whether related party?						% of voting share in CoC
1	ICICI Bank Limited	29-Jul-24	34,00,17,51,141	34,00,17,51,141	Secured Creditor	-	-	No	40.23%	-	-	-	-	Please Refer - Note -3
2	Bank of India	26-Jul-24	62,10,63,59,849	22,70,04,64,350	Secured Creditor	-	-	No	26.86%	-	-	-	39,40,58,95,499	Please Refer - Note -3
3	Canara Bank	29-Jul-24	24,25,97,98,763	8,84,82,47,565	Secured Creditor	-	-	No	10.47%	-	-	-	15,41,15,51,198	Please Refer - Note -3
4	Bank of Baroda	29-Jul-24	18,57,23,74,563	6,77,38,95,273	Secured Creditor	-	-	No	8.02%	-	-	-	11,79,84,79,290	Please Refer - Note -3
5	Indian Overseas Bank	29-Jul-24	7,59,97,35,289	1,71,92,39,046	Secured Creditor	-	-	No	2.03%	-	-	-	5,88,04,96,243	Please Refer - Note -3
6	Edelweiss Asset Reconstruction Company Limited (EARC Trust SC 341)	29-Jul-24	17,97,03,93,940	0	Secured Creditor	-	-	No	-	-	-	-	17,97,03,93,940	Please Refer - Note -4
7	Edelweiss Asset Reconstruction Company Limited (EARC Trust SC 486)	29-Jul-24	4,24,27,55,291	4,24,27,55,291	Secured Creditor	-	-	No	5.02%	-	-	-	-	Please Refer - Note -5
8	Edelweiss Asset Reconstruction Company Limited (EARC Trust SC 429)	29-Jul-24	2,64,75,80,816	2,64,75,80,816	Secured Creditor	-	-	No	3.13%	-	-	-	-	Please Refer - Note -6
9	Asset Reconstruction Company (India) Limited (Arcil-AST-080-I-Trust)	26-Jul-24	4,74,96,02,007	3,57,78,89,455	Secured Creditor	-	-	No	4.23%	-	-	-	1,17,17,12,552	Please Refer - Note -7
TOTAL			1,76,15,03,51,659	84,51,18,22,937		-	-		100.00%	-	-	-	91,63,85,28,723	

Notes:

- RBI Exchange Rate as on 15.07.2024 i.e. 1 USD: INR 83.5658.
- Please note that the claim status and admitted amount of the claim may change basis review and verification of the additional information and the documents which have been sought from the financial creditors. Committee of Creditors has been constituted based on provisionally admitted claim of the financial creditors.
- Consortium led by ICICI Bank Limited (also acting in its capacity as Facility Agent) and consisting of Bank of India, Bank of Baroda, Canara Bank and Indian Overseas Bank have provided various facilities which are guaranteed by the Corporate Debtor (CD). ICICI Bank in its capacity as the facility agent, and acting on behalf of consortium members invoked corporate guarantee by issuing notices dated 02.11.2020 to the CD.
We note that few consortium members have submitted claims for entire liability, however as per the documents submitted, CD has a limited monetary liability under the corporate guarantee. Therefore we have sought clarifications and additional details from the relevant creditors, and are awaiting such information/details. For the purpose of this list of creditors, we have taken into account provisionally admitted amounts, which have been arrived upon after taking into account the limited liability of the CD under the corporate guarantee and consortium members claims have been admitted in proportion to their outstanding. Balance amount has been kept under verification. It is hereby clarified that the admitted claim amount may undergo revision basis the clarifications/information received from the creditors.
- Edelweiss Asset Reconstruction Company Ltd (EARC) acting in its capacity as trustee of EARC Trust SC 341 has submitted claim in respect of corporate guarantee issued by CD for dues of GVK Gautami Power Ltd assigned by IDFC to EARC. However, on verification of documents submitted, it is observed that corporate guarantee given was only for one facility of inter corporate deposit in 2010 which we understand from CD has been fully repaid. A clarification has been sought from EARC which is awaited. In view of pending clarification, claim amount has been kept under verification.
- EARC acting in its capacity as trustee of EARC Trust SC 486 has submitted claim of Rs 424.27 crore in respect of corporate guarantee issued by CD for dues of Alaknanda Hydro Power Company Ltd assigned by ECL Finance Ltd to EARC. Above corporate guarantee was invoked by the debenture trustee on 13th August 2022.
- EARC acting in its capacity as trustee of EARC Trust SC 429 has submitted claim of Rs 264.75 crore in respect of corporate guarantee issued for dues of GVK Energy Ltd assigned by Edelweiss Finvest Ltd to EARC. Above corporate guarantee was invoked by the debenture trustee on 3rd June 2022.
- Asset Reconstruction Company (India) Ltd (ARCIL) has filed its claim in respect of corporate guarantee issued by CD in respect of dues of Alaknanda Hydro Power Company Ltd availed originally from ECL Finance Ltd and assigned to ARCIL in 2022. Above corporate guarantee was invoked on May 09, 2022. Amounts are being reconciled and provisionally admitted is based on computation as per company and balance has been kept under verification.

Security Details (under verification)

Security for the consortium led by ICICI Bank Limited (also acting in its capacity as the Facility Agent) and consisting of Bank of India, Bank of Baroda, Canara Bank and Indian Overseas Bank

Pledge over the following shares:

- a 48,000,000 equity shares of GVK Airport Developers Ltd
- b 155,587,500 equity shares of GVK Energy Limited
- c 130,287,382 equity shares of GVK Transportation Private Ltd

Edelweiss Asset Reconstruction Company Ltd (EARC Trust SC 429)

Pledge of shares of GVK Energy Limited

Edelweiss Asset Reconstruction Company Ltd (EARC Trust SC 486)

Pledge of shares by GVK group – Details to be given

Asset Reconstruction Company (India) Ltd

Pledge of shares by GVKPIL of GVK Energy Ltd