

January 3, 2024

**BSE Limited**  
**Department of Corporate Services**  
**Floor 25, P. J. Towers,**  
**Dalal Street,**  
**Mumbai-400 001.**

**National Stock Exchange of India Limited**  
**Listing Department**  
**Registered Office: "Exchange Plaza",**  
**C-1,Block G, Bandra –Kurla Complex,Bandra (E),**  
**Mumbai – 400 051.**

**Scrip Code: 532051**

**Scrip Code: SWELECTES**

Dear Sir / Madam,

**Sub: Intimation of order of the Hon'ble National Company Law Tribunal, (NCLT) Chennai Bench dated 20.12.2023**

In continuation to the outcome of Board meeting submitted on 12<sup>th</sup> August 2022, regarding the Scheme of Amalgamation between SWELECT Solar Energy Private Limited (Transferor Company 1) and K J Solar Systems Private Limited (Transferor Company 2) with SWELECT Energy Systems Limited (Transferee Company), and the motion order by the National Company Law Tribunal (the Tribunal), Chennai Bench dated 31.08.2023 submitted to stock exchanges by the Company on 23<sup>rd</sup> September 2023, and the voting results for the meeting of unsecured creditors submitted to stock exchanges on 30<sup>th</sup> October 2023, the Company has received an order today from NCLT dated 20.12.2023 for the following directions:

Sl. No	Particulars	Timeline as specified in the Order
1.	Date of hearing for consideration of the approval of the scheme	08.02.2024
2.	Advertisement of notice of hearing	Not less than 10 days before the date of hearing
3.	Serving notice of petition to the authorities specified in the order	Not less than 30 days before the date of hearing
4.	Affidavit of Service with regard to Newspaper publication and notice of petition to the authorities specified in the order.	7 days before the date of hearing
5.	Submission of auditor certificate under Section 230 (7) and 232 (2) of the Companies Act 2013	On or before the hearing date

We are hereby submitting the copy of order received from NCLT, Chennai Bench for your records.

We request you to kindly take on the above.

Thanking you,  
Yours faithfully,  
**For SWELECT ENERGY SYSTEMS LIMITED**

**R. Sathishkumar**  
**Company Secretary & Compliance Officer**  
Encl.: as above



IN THE NATIONAL COMPANY LAW TRIBUNAL  
DIVISION BENCH (COURT- I) CHENNAI

ATTENDANCE CUM ORDER SHEET OF THE HEARING  
HELD ON **20.12.2023** THROUGH VIDEO CONFERENCING

PRESENT: HON'BLE SHRI. SANJIV JAIN, MEMBER (JUDICIAL)  
HON'BLE SHRI VENKATARAMAN SUBRAMANIAM, MEMBER (TECHNICAL)

Application No : CA(CAA)/77(CHE)/2022  
Petition No : CP(CAA)/57(CHE)/2023  
Name of Petitioner :  
&  
Name of Respondent : Swelect Solar Energy Pvt Ltd And Ors  
Section : Sec 230-232 of CA, 2013

*Sanjiv Jain*  
*Venkataraman Subramaniam*



6 CP(CAA)/57/(CHE)/2023 in CA(CAA)77/(CHE)/2022

ORDER

Ld. Counsel, B.Dahanraj, is present through Video Conferencing Platform.


2. This Company Petition filed by the Petitioner Companies viz. SWELECT SOLAR ENERGY PRIVATE LIMITED (TRANSFEROR COMPANY-1), K J SOLAR SYSTEMS PRIVATE LIMITED (TRANSFEROR COMPANY-2) AND SWELECT ENERGY SYSTEMS LIMITED (TRANSFEREE COMPANY) is coming up for admission and for fixing a date of hearing of the main Company Petition as well as for a direction in relation to publication in press to be effected and notices to be issued to the authorities concerned in relation to date of hearing of the Petition and calling for the objections, if any, to the Scheme of Amalgamation (hereinafter for brevity referred to as "SCHEME") contemplated between the Petitioner Companies.

3. From the records, it is seen that the First Motion Application vide CA(CAA)/77/(CHE)/2022 was ordered by this Tribunal on 31.08.2023. The Chairman Report has been filed on 30.10.2023

4. Subsequent to the said Order, the second motion petition has been e-filed on 06.11.2023 for fixing a date of hearing as well as other consequential directions in terms of provisions of Sections 230 to 232 of Companies Act, 2013 read with Rule 15 and 16 of the Companies (Compromise, Arrangements and Amalgamation) Rules, 2016, brought into effect and on and from 15.12.2016.

It is now hereby ordered as follows:-

- (i) The date of hearing of the Petition filed by the Petitioner for the sanction of the Scheme is fixed as **08.02.2024**.
- (ii) Notice of the hearing shall be advertised in the newspapers viz., the "Financial Express" (All India Edition) and "Malai Malar" Tamil



(Tamil Nadu Edition) not less than 10 days before the aforesaid date fixed for hearing.

- (iii) In addition to the above public notice, each of the Petitioners shall serve the notice of the Petition on the following Authorities namely, (a) Central Government through the office of the Regional Director (Southern Region), Ministry of Corporate Affairs (MCA) (b) Registrar of Companies, Chennai, MCA, and (c) Official Liquidator (d) Reserve Bank of India and (e) the jurisdictional Income Tax office having jurisdiction over the respective companies indicating specifically their Permanent Account Number (PAN) in the communication with copy of Chief Principal of Income Tax Office and other sectoral regulators, if any, who may govern the working of the respective companies involved in the Scheme at least 30 days before the date fixed for hearing of the above Petition.
- (iv) Further, notice shall also be served to Objector(s) or to their representative, if any, as contemplated under Sub-Section (4) of Section 230 of the Act who may have made representation and who have desired to be heard in relation to their representation along with a copy of the Petition and the Annexures filed therewith at least 15 days before the date fixed for hearing.
- (v) The Petitioner shall file an Affidavit of Service (7 days before the date of hearing of the Petition) in relation to paper publication effected as well as service of notices on the Authorities specified above.
- (vi) Objections, if any, to the Scheme contemplated by the authorities to whom notices have been given on or before the date of hearing fixed





herein may be filed, failing which it will be considered that there is no objection to the approval of the Scheme on the part of the authorities by this Tribunal and subject to other condition being satisfied as may be applicable under the Companies Act, 2013 and relevant rules framed thereunder.

- (vii) The Petitioner Company shall individually comply with proviso to sub section (3) of Section 232 or proviso to sub section (7) of Section 230, as may be applicable under the circumstances on or before the date fixed for hearing by filing the certificate of Company's auditor.
- (viii) The next date of hearing of the Petition shall be on 08.02.2024 for the consideration of the approval of the Scheme as contemplated among the Petitioner Companies.

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**VENKATARAMAN SUBRAMANIAM**  
MEMBER (TECHNICAL)

-sd-

**SANJIV JAIN**  
MEMBER (JUDICIAL)