

195th Unit Approval Committee Meeting dated 23.05.2025

Supplimentary Agenda - 195.2(i)(Sup)

Name of the Unit	M/s Enfield Solar Energy Ltd. (M/s Thakur Prasad Sao & Sons Pvt Ltd has acquired M/s Enfield Solar Energy Ltd through Liquidation process and subsequent Hon'ble NCLT Order)
Registered Office Address	9, Vivekananda Road, 4 th Floor, Kolkata, West Bengal-700007 (M/s Enfield Solar Energy Ltd) 1 / 2, Rowland Road, L. R. Sarani, Kolkata – 700020 (M/s Thakur Prasad Sao & Sons Pvt Ltd)
IEC No.	0209026260 (of M/s Enfield Solar Energy Ltd) 0203020791 (of M/s Thakur Prasad Sao & Sons Pvt Ltd)
Letter of Permission No. and Date	FSEZ/LIC/E-35/2010/5196 dated 26/02/2010
Date of commencement of Production	28/09/2011
LOA validity date	27/09/2026
CIN	U45400WB2007PLC116885 (M/s Enfield Solar Energy Ltd)
ROC Registration No.	116885
Company Status	Active
Directors' details	Shri Rohit Sao, DIN: 01199384 Romi Sao, DIN: 00021307

M/s. Thakur Prasad Sao & Sons Private Limited stepped into Falta SEZ by purchasing the Unit namely **M/s. Enfield Solar Energy Limited** through auction vide Sale Certificate dated 23.08.2021 as a 'going concern' through liquidation and Ld. NCLT Kolkata Bench confirmed the said sale on 22.10.2021, wherein Prayer (i) was allowed subject to payment of renewal fees, if any, from this date to licensing authorities. The Unit has been requested vide this office letter dated 07.12.2022 and 30.04.2024 to apply for renewal of LoA in Form F1 alongwith all necessary documents as per SEZ Act, 2005 and SEZ Rules, 2006 read with Instruction No.109 dated 18/10/2021, followed by reminder letters dated 10/06/2024 and 02/09/2024.

The company has prayed vide their application dated 09.09.2024 for renewal of Letter of Approval (LoA), which was placed before the 183rd Unit Approval Committee Meeting held on 25.09.2024 and as per the decision of the UAC, the Letter of Approval

bearing No.FSEZ/LIC/E-35/2010/5196 dated 26.02.2010 of the Unit of M/s. Enfield Solar Energy Limited was renewed w.e.f. its date of expiry i.e. 28.09.2021 till 27.09.2026 or till the date of issue of new LOA in the name of M/s. Thakur Prasad Sao & Sons Pvt. Ltd., whichever is earlier and the same has been communicated to the unit vide this office letter No.FSEZ/LIC/E-35/2024/1011 dated 07.10.2024.

The Unit has been requested to intimate the future plan/road map for commencement of economic activities from their allotted land at Falta SEZ vide this office letter No.FSEZ/LIC/E-35/2010/1077 dated 23.10.2024 followed by a reminder dated 04.12.2024. The Unit has also been requested vide this office letter No.FSEZ/LIC/E-35/2024/17 dated 04.04.2025 to enter into fresh lease agreement with Falta Special Economic Zone Authority in terms of provisions of the SEZ Rules, 2006 and SEZ Authority Rules, 2009.

Further, a ground study report dated 03.04.2025 on status of the Falta SEZ unit M/s. Enfield Solar Energy Ltd. (owned by M/s. Thakur Prasad Sao & Sons Pvt. Ltd.) as submitted by Assistant Development Commissioner, Falta SEZ, shows that the Unit has not started any activity on the given premises and neither there seems to be any effort have been put for initialization of the SEZ unit nor any investment have made in the said space.

The Unit has been given an opportunity for Personal Hearing with the Development Commissioner, Falta SEZ on 23.04.2025. But the unit failed to appear for the said Personal Hearing on the said date. Again an opportunity for Personal Hearing with the Development Commissioner, Falta SEZ was granted on 06.05.2025 to explain their side and Shri Harish Kumar Singh, CFO, Thakur Prasad Sao & Sons Private Limited appeared on behalf of the Company for the said PH on 06.05.2025. However, the representative of the Company was unable to produce any concrete plan to run the business at Falta SEZ. On the course of Personal Hearing, the representative of the unit was intimated/informed that, since taking over the unit on sale as a going concern from Hon'ble NCLT in October 2021, no effort has been made on ground to re-develop the existing facilities to make it suitable for re-starting the unit and no project plan/master plan for revival of the unit has been submitted by the unit even after passage of more than 3 years for the date of its acquisition etc. **The unit has also been requested to submit their Master Plan/Project Report for revival/running of their unit at FSEZ by 20.05.2025, otherwise the matter will be placed before UAC Meeting for taking final decision of cancellation of Letter of Approval (LoA). A Show Cause Notice has also**

been issued vide this office letter No.FSEZ/LIC/E-35/2024/2023 dated 08.05.2025 mentioning the above clause and allowing them 14 days time to submit the same.

Rule Position:

As per Section 16(1) of SEZ Act, 2005 The approval Committee may, at any time if it has any reason or cause to believe that the entrepreneur has persistently contravened any of the terms and conditions or its obligations subject to which the letter of approval was granted to the entrepreneur, cancel the letter of approval.

PROVIDED that no such letter of approval shall be cancelled unless the entrepreneur has been afforded a reasonable opportunity of being heard.

Proposal:

Since, the unit failed to comply with the discussion/conditions held/contained in Personal Hearing dated 06.05.2025 and Show Cause Notice dated 08.05.2025, the proposal for cancellation of their Letter of Approval (LoA) is placed before the Committee for discussion/decision please.