

o/c



1st December, 2020

To,
Mr. Subramaniakumar
Ld. Administrator,
Dewan Housing Finance Corporation Limited.

Dear Sir,

Sub: (i) Manifestly illegal and malafide conduct of M/s. 63 Moons Technologies Limited ("63 Moons"), in filing multiple proceedings in different fora for their alleged claim with an ulterior motive to frustrate and overreach the corporate insolvency resolution process ("CIRP") by seeking to take precedence over the other creditors.

And

(ii) My earlier communication including dated 11th November, 2020 addressed to you

1. A matter of some urgency has constrained me to address this communication to you seeking your immediate action to protect the assets and properties of DHFL in relation to proceedings filed by 63 Moons being Writ Petition No. 16749 of 2020 filed on 3rd November 2020. In this petition, a copy of which was received by my advocates only on 28th November, 2020, 63 Moons is seeking mandatory directions to be issued to the Government of Tamil Nadu and competent authority under the Tamil Nadu Protection of Interests of Depositors (In Financial Establishments) Act, 1997, to attach the properties of DHFL and various projects in which DHFL has direct/indirect interest and/or are the subject matter of my offer contained in my letter dated 17th October, 2020.

2. You will appreciate that any order passed by the Courts granting any relief to 63 Moons will have a disastrous impact on the resolution of DHFL and its assets and properties. You will recall that in your earlier communications dated 27th October, 2020 and 26th November, 2020 you have expressly stated in relation to the suit filed by 63 Moons that you would take all steps to safeguard the interest of DHFL and its stakeholders even

though DHFL was not a party to the suit. 63 Moons has malafidely not made either DHFL or any of the companies whose assets they seek to attach and/or me a party to the petition though it is DHFL's/companies assets and properties in relation to which they are seeking directions.

3. I am given to understand that 63 Moons, through the debenture trustee, already has its claim pending in the resolution process and will be paid once the resolution process reaches its logical conclusion. 63 moons through this Writ Petition is seeking to get priority over every other creditor of DHFL. This plainly cannot be permitted as it would destroy the substratum of a resolution under the IBC. You will also appreciate that if my offer of 100% repayment to every creditor were to be accepted then the dispute amongst the creditors could be obviated.

4. I request that urgent action be taken to protect the interest of DHFL and all its stakeholders. If there is any support/assistance required from me, please inform me and to the best of my ability, I will provide such assistance and/or co-operation. I have instructed my advocates to intervene in the writ petition mentioned above to protect the interest of DHFL. I would urge you to also do the same.

Before me

Jailor Gr-II
Taloja Central Prison
New Mumbai

Yours faithfully,


Mr. Kapil Wadhawan

Cc to

Shri Shaktikanta Das,
Hon'ble Governor,
Reserve Bank of India
Central Office Building 18th Floor,
Shahid Bhagat Singh Road Mumbai-400 001.