



STATE FOREST HEADQUARTERS, ODISHA
OFFICE OF THE PRINCIPAL CHIEF CONSERVATOR OF FORESTS & HoFF
PLOT NO. GD-2/12, ARANYA BHAWAN, CHANDRASEKHARPUR
BHUBANESWAR-751023

E-mail:- nodal.pccfhoff@odisha.gov.in



No. / 9F (MG) – 368/2016
Dated, Bhubaneswar the December'2022

From

Sri Susanta Nanda, IFS
Principal Chief Conservator of Forests
(Forest Diversion and Nodal Officer, FC Act)
O/o the PCCF & HoFF, Odisha, Bhubaneswar

To

The Deputy Director General of Forests (Central)
Government of India, Ministry of Environment, Forest & Climate Change
Integrated Regional Office, A/3, Chandrasekharapur
Bhubaneswar-751023

Sub: **Diversion of 23.80 ha of forest land (as per Sabik records as on 25.10.1980) including 2.240 ha of forest land in safety zone area for Chromite ore mining from their Kalarangiatta Chromite Mines by M/s Ferro Alloys Corporation Ltd. (FACOR) in Cuttack Forest Division coming under jurisdiction of Sukinda Tahasil of Jajpur District, Odisha – Compliance to GoI observations regarding.**

Ref:- Letter No.5-ORC288/2016-BHU dated 07.09.2022 of the Deputy Inspector General of Forests (Central), GoI, MoEF & CC, IRO, Bhubaneswar.

Sir,

In reference to GoI, MoEF & CC, IRO, Bhubaneswar letter cited above on the captioned subject, the compliance/information basing on the reports of the DFO, Cuttack division and RCCF, Angul Circle is furnished below:-

Query No.1: Justification for delay in submission of information/reply sought by IRO Bhubaneswar vide letter dated 18.11.2016 (The information sought was received by this office on 24.08.2022).

Compliance:

(A) Non-availability of Compensatory Afforestation land in nearby districts:

The RCCF, Angul Circle has reported that as per the observations of GoI, MoEF & CC, Eastern Regional Office, Bhubaneswar vide its letter No.5-ORC288/2016/BHU dtd. 18.11.2016, wherein it was observed in the DSS, that out of the 24 ha of total CA area, 10 ha contains MDF and balance 14 ha is open forest. The user agency thereafter had approached various Government authorities including the District Collector of Jajpur and District Collector, Dhenkanal District.

The office of Collector, Jajpur repeated their previous stand as communicated vide letter no. 5909 dated 28.12.2015 and re-confirmed that no suitable Govt. Non-Forest Land is available in Jajpur District for the purpose of compensatory afforestation against diversion of Forest Land

pertaining to Kalarangiatta Chromite Mines. The relevant correspondences with Collector Jajpur are enclosed as **Annexure-1 series**.

That the applicant had also approached the District Collector, Dhenkanal for providing alternate land for Compensatory Afforestation purpose. The Additional District Magistrate Dhenkanal vide his letter no. 11-30/17 403/Rev dated 29.03.2017 had reiterated that there is scarcity of CA land in Dhenkanal District and instructed the user agency to purchase private land or to acquire land through acquisition mode under the relevant act for the purpose of compensatory afforestation. A copy of the said letter dated 29.03.2017 is enclosed as **Annexure-2**.

(B) Initiation of CIRP by NCLT against the company i.e FACOR, the User Agency:

The RCCF, Angul Circle has reported that M/s FACOR had to pass through a very hard time through its financial Insolvency situation that arose during last part of 2016. Hon'ble National Company Law Tribunal (NCLT) Kolkata Bench vide its order dated 06.07.2017 has initiated Corporate Insolvency Resolution Process (CIRP) and declared moratorium against M/s Ferro Alloys Corporation Ltd. (FACOR) as per the provision of Insolvency Bankruptcy Code (IBC)-2016. The CIRP process continued up to 30.01.2020 i.e. the date of approval of Resolution Plan by Hon'ble NCLT Cuttack Bench. A copy of the order dated **06.07.2017** of Hon'ble National Company Law Tribunal (NCLT) Kolkata Bench and dated **30.01.2020** Hon'ble NCLT Cuttack Bench are enclosed herewith as **Annexure-3 & 4** respectively.

After completion of CIRP and formation of new Board on 21.09.2020 as per the order of NCLT Cuttack Bench, the new management has initiated process for all the statutory compliances of the company.

(C) Covid-19 Pandemic & its consequences on the country:

The RCCF, Angul Circle has reported that as Covid-19 Pandemic broke out from 23 March 2020 and continued till 2022, the Government of Odisha / India had declared shut down/lock down from time to time and as such the official functioning was badly affected. No continuous effort could be made by the user agency to identify the CA land required. As soon as there was relaxation on COVID-19 restrictions, the user agency had submitted the compliance to the GoI, MOEF & CC, ERO, Bhubaneswar observations by 24.08.2022. Copy of Office orders relating to COVID-19, 2020 lockdown etc are enclosed as **Annexure-5 series**.

It is further reported that due to implementation of guidelines w.e.f 28.03.2019 by the GoI, MoEF & CC on CA land and acceptance of NFL as CA land irrespective of crop density, CA scheme for the above proposal in suitable site has been approved as identified earlier and communicated to GoI, MoEF & CC, IRO, Bhubaneswar vide this office letter no. 16103 dated 19.08.2022.

Query No.2: Whether the mining activity is being carried out by the user agency during this period?

Compliance: -

The RCCF, Angul Circle has reported that the Hon'ble High Court, Orissa in connection with W.P.(C) No.19486 of 2016 has passed an order dt.20.12.2016 that "*Accordingly, similar order of status quo as on date regarding mining operation shall be maintained by the parties till the next date*" and order dt.16.01.2017 that "*Interim order to continue till the next date of listing*". A copy of the order dt.20.12.2016 and 16.01.2017 of Hon'ble High Court, Orissa is enclosed as **Annexure-6 series**.

The Deputy Director of Mines, Jajpur Road Circle, Jajpur Road vide his letter No.2263/Mines dt.12.12.2022 has reiterated that *the mining operation of the above mining lease has been continuing till date*. Also, the production and despatch figures for carrying out mining operation of Kalarangiata Chromite Mines of M/s FACOR Ltd. duly authenticated by the Deputy Director of Mines, Jajpur Road Circle, Jajpur Road for the period from January, 2016 to September, 2022 is enclosed as **Annexure-7**. The DFO, Cuttack has also reported that the mining operation has also been verified by the Assistant Conservator of Forests (ACF) of his division.

Further, the DFO, Cuttack Forest Division vide his Memo No. 8512 dt.17.12.2022 (Copy enclosed as **Annexure-8**) addressed to the RCCF, Angul Circle has informed that the above W.P.(C) No.19486 of 2016 has not been listed after dated 16.01.2017 in the Hon'ble High Court, Orissa. The copy of case details of the said case is enclosed as **Annexure-9**.

In this context, the compliance to the observations dated 07.09.2022 issued vide Letter No.5-ORC288/2016-BHU dated 07.09.2022 of the Deputy Inspector General of Forests (Central), GoI, MoEF & CC, IRO, Bhubaneswar is sent herewith with for consideration and grant of "Stage-I/in Principle approval" for diversion of 23.80 ha of forest land (as per Sabik records as on 25.10.1980) including 2.240 ha of forest land in safety zone area for Chromite ore mining from their Kalarangiatta Chromite Mines by M/s Ferro Alloys Corporation Ltd. (FACOR) in Cuttack Forest Division coming under jurisdiction of Sukinda Tahasil of Jajpur District, Odisha.

Encl: Compliance in one set

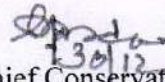
Yours faithfully

Sanda - 30/12
Principal Chief Conservator of Forests
(Forest Diversion and Nodal Officer, FC Act)

Memo No. 26392 /Dt. 30.12.2022


Copy alongwith the compliance report forwarded to the Additional Chief Secretary to Government, Forest, Environment and Climate Change Department, Odisha, Bhubaneswar for favour of kind information and necessary action with reference to Letter No.5-ORC288/2016-BHU dated 07.09.2022 of the Deputy Inspector General of Forests (Central), GoI, MoEF & CC, IRO, Bhubaneswar.

Encl: Compliance in one set


Principal Chief Conservator of Forests
(Forest Diversion and Nodal Officer, FC Act)

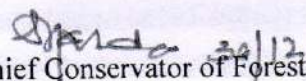
Memo No. /Dt.

Copy forwarded to the Regional Chief Conservator of Forests, Angul Circle for information and necessary action with reference to his Memo No. 5369 dated 20.12.2022.


Principal Chief Conservator of Forests
(Forest Diversion and Nodal Officer, FC Act)

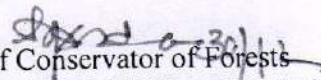
Memo No. /Dt.

Copy forwarded to the Divisional Forest Officer, Cuttack Forest Division for information and necessary action with reference to Memo No. 5370 dated 20.12.2022 of RCCF, Angul Circle.


Principal Chief Conservator of Forests
(Forest Diversion and Nodal Officer, FC Act)

Memo No. /Dt.

Copy forwarded to the Authorised Signatory, Kalarangiatta Chromite Mines, M/s FACOR Ltd., At/Po-Kalarangiatta, Dist-Jajpur for information and necessary action.


Principal Chief Conservator of Forests
(Forest Diversion and Nodal Officer, FC Act)

FE&E Dept

F-13
F-17

DFO
KALANGIATA MINES

COLLECTORATE, JAJPUR

Ph 06728-222001(O) 222330(R) Fax -222087

E-mail: dm-jajpu@nic.in. web site: www.jajpur.nic.in

[Revenue Section]

No 5909 /Date 28.12.15

To,

The Divisional Forest Officer, Cuttack Forest Division,
Ghatakul, Nuapara, Cuttack 753010

Sub: Reg. Identification of Govt non-forest Abada Ajogya Anabadi land for raising compensatory afforestation in lieu of forest land to be diverted for Kalarangiata Chromite Mines of M/s. Facor Ltd

Ref: Your letter No. 8564 dt. 6.10.2015

Sir,

With reference to the letter on the subject cited above, I am directed to say that as per request for identification of Govt. non-forest land, the Tahasildar, Dharmasala, Darpan and Sukinda were requested to identify suitable Govt. non-Forest land of alienation of the same in favour of Forest & Environment Department for raising compensatory afforestation in lieu of forest land to be diverted in favour of M/s. FACOR Ltd. for the purpose of Kalarangiata Chromite Mines. But in this connection it is revealed that no suitable Abada Ajogya Anabadi Govt. non forest land is available in this district for the above purpose.

This is for your information and necessary action

Yours faithfully


Addl. District Magistrate, Jajpur

Memo No. 5910 /Rev. dt 28.12.15

Copy forwarded to the General Manager, Kalarangiata Chromite Mines of M/s. FACOR Ltd. for information and necessary action with reference to memo No. 8565 dt 6.10.2015 of DFO, Cuttack.


Addl. District Magistrate, Jajpur

OFFICE OF THE DIVISIONAL FOREST OFFICER: CUTTACK FOREST DIVISION
GHATAKULA: NUAPARA: CUTTACK-753010

E-mail ld-dfo.cuttackforestdivision@yahoo.com, Fax-0671-2347611

Memo No. 8564 /5F (MISC.)
Dated, Cuttack 06th October 2015.

To

The Collector & District Magistrate,
Jajpur.

Sub:- Identification of Govt. Non-Forest Land for the purpose of Compensatory Afforestation for Kalarangiatta Chromite Mines of M/s FACOR Ltd.


Ref:- Letter No. KLCM/M-23/317/2015 DT.03.10.2015 of the General Manager, Kalarangiatta Chromite Mines of M/S FACOR Ltd.

Sir,

In inviting a reference to the letter cited above I am to inform that the kissam of Kalarangiatta Chromite Mines of M/S FACOR Ltd, measuring 23.80 ha. in Jajpur District under the jurisdiction of this Division for which mining lease was granted as non-forest land has been found to be of forest kissam as per land records as on 25.10.1980 as per the report of the Tehsildar, Sukinda vide his letter no. 2839 dt.20.11.2014. Hence as per the provisions of Forest (Conservation) Act, 1980 this mining lease area is required to be diverted by processing a diversion proposal. For this purpose the User Agency is to provide equal extent of Govt. non-forest land for raising compensatory Afforestation in lieu of the forest land to be diverted which will be subsequently declared as Protected Forest.


Hence, I would request to kindly make allocation of Govt. non-forestland measuring 23.80 ha. for the purpose.

Yours Faithfully,


Divisional Forest Officer
Cuttack Forest Division

Memo No. 8565 /Dt. 06.10.2015

Copy forwarded to the General Manager, Kalarangiatta Chromite Mines of M/s FACOR Ltd. for information and necessary action.


Divisional Forest Officer
Cuttack Forest Division

1875

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FACOR
CHROME ORE MINING DIVISION

KALARANGIATTA CHROMITE MINES
KALARANGIATTA - 755028
JAJPUR, ODISHA, INDIA

F-13

COPY 2

KLCM/M-23/0167/2015

Date : 01.07 2015

To

The Collector & District Magistrate,
JAJPUR

Sub : Identification of Non-Forest Land for our Kalarangiatta Chromite Mines

Respected Sir,

Kindly be informed that we have been granted a lease by State Govt. over an area of 23.8 Ha. in the Village - Kalarangiatta, Tahasil - Sukinda, Dist. Jajpur. As the same area is Forest Land, we have to submit the De-Reservation Proposal (DRP) to Government. In this connection, we have to arrange an area of 23.8 Ha as Non-Forest Land (as per SABIK Settlement) for raising compensatory afforestation which will be mutated to Forest Land.

We, therefore, request your goodself to kindly instruct the authority concerned for identification of 23.8 Ha. of Non-Forest Land (as per SABIK Record) for which act of your kindness, we shall be highly obliged.

Thanking You,

Yours faithfully
for Ferro Alloys Corporation Ltd


GENERAL MANAGER

✓ Cc. Bhadrak Office

11-11-1914

By e-mail

DISTRICT OFFICE, DHENKANAL

No.II-30/17- 403 /Rev, Dt. 29/03/2017

To

The Divisional forest Officer,
Cuttack Division, Cuttack.

Sub: Identification of Govt. Non-Forest land of 24.101 ha. for the purpose of compensatory afforestation in respect of Kalarangiatta Chromite Mines of M/s. FACOR Ltd. in Jajpur district.

Ref: 1. Your letter no.11139/ Dt.13.12.2016.
2. Govt. of Odisha, R & DM Deptt., L.No.22958/R&DM, dt.04.08.2014. and L. No. 31312/R&DM, dt.24.10.14.

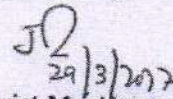
Sir,

On the subject cited above, I am directed to intimate that, it has been requested for allocation of govt. non-forest land measuring 23.80 ha. for the purpose of compensatory afforestation in lieu of 23.80 ha. of forest land for mining purpose by Kalarangiatta Chromite Mines of M/S. FACOR Ltd. in Jajpur district. But there is scarcity of such land in this district.

Accordingly, as instructed by Govt. vide letter under reference, it is informed that the user agency be asked to go for purchase of private land or to acquire land through acquisition mode under the relevant act for the purpose of compensatory afforestation.

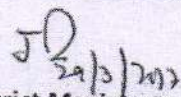
This is for your information and necessary action.

Yours faithfully,


29/3/2017
Addl. District Magistrate,
Dhenkanal.

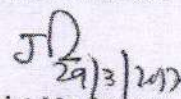
Memo No. 404 /Rev, Dt. 29/03/2017

Copy to the Divisional Forest Officer, Dhenkanal Division, Dhenkanal, for information with reference to Memo No.11140 / Dt.13.12.2016 of the Divisional Forest Officer, Cuttack Division.


29/3/2017
Addl. District Magistrate,
Dhenkanal.

Memo No. 405 /Rev, Dt. 29/03/2017

Copy to the General Manager, Kalarangiatta Chromite Mines of M/S. FACOR Ltd., Laxmi Bhawan, Bhadrak-756100, for information and necessary action with reference to Memo No.11141/ Dt.13.12.2016 of the Divisional Forest Officer, Cuttack Division.


29/3/2017
Addl. District Magistrate,
Dhenkanal.

C.P.(I.B.) No.251/KB/2017
Rural Electrification Corpn. Ltd.-Vs- Ferror Alloys

BEFORE THE NATIONAL COMPANY LAW TRIBUNAL
KOLKATA BENCH
KOLKATA

CORAM : Shri V. P. Singh, Hon'ble Member (J)

C.P. (I.B.) No.251/KB/2017

In the matter of :

Insolvency and Bankruptcy Code, 2016;

And

In the matter of :

An application under section 7 and other applicable provisions
of the Insolvency and Bankruptcy Code, 2016;

And

In the matter of:

Rural Electrification Corporation Limited, a company incorporated
under the provisions of the Companies Act, 1956 and having
registered office at Core-4, SCOPE Complex, 7, Lodi Road,
New Delhi- 110 003;

...Financial Creditor

Ferro Alloys Corporation Limited, a company incorporated
under the provisions of Companies Act, 1956, having its
registered office at D.P. Nagar, Village P.O. Randia,
District- Bhadrak, Odisha- 756 335;

...Corporate Debtor

Counsels on Record:

- | | | |
|---|---|-------------------------|
| 1. Mr. Ratnanko Banerjee, Sr.Advocate |] | |
| 2. Ms. Manju Bhuteria, Advocate |] | |
| 3. Mr. Arvind Jhunjunwala, Advocate |] | For the RECL, Financial |
| 4. Mr. Debargha Basu, Advocate |] | Creditor/ Petitioner |
| 5. Mr. Shaunak Mitra, Advocate |] | |
| 6. Ms. Urmila Chakraborty, Advocate |] | |
| | | |
| 1. Mr. Pratap Chatterjee, Sr.Advocate |] | |
| 2. Mr. Jishnu Saha, Sr.Advocate |] | |
| 3. Mr. Rajashi Dutta, Advocate |] | For the Respondent |
| 4. Mr. Ashutosh Kahitan, Advocate |] | |
| 5. Mr. Nampreet Singh Ahluwalia, Advocate |] | |
| 6. Mr. Rahul Auddy, Advocate |] | |

1. Mr. Aniruddha Roy, Advocate]
2. Mr. Pankaj Agarwal, Advocate] For Applicant Union
3. Mr. R. Munsii, Advocate]

Date of Pronouncing the order :

ORDER

This Company Petition has been filed by the Financial Creditor, M/s. Rural Electrification Corporation Limited, under section 7 of the Insolvency and Bankruptcy Code 2016 read with Rule 4 of the Insolvency and Bankruptcy (Application to Adjudicating Authority) Rules, 2016 to initiate Corporate Insolvency Resolution Process against the Corporate Debtor. The financial creditor is notified as a Public Financial Institution by the Central Government under section 4A of the Companies Act, 1956 vide Notification dated 11.02.1992. Identification No. of the Financial Creditor is L40101DL1969GOI005095 and the petition has been presented by Shri A.P.S. Manocha, Additional General Manager (Law), authorised by the Chairman & Managing Director vide Letter of Authority dated 19th May, 2017.

Corporate Debtor is Ferrow Alloys Corporation Limited, whose Identification No. L452010R1955PLC008400.

Financial Creditor has stated that he had sanctioned loan aggregating Rs.517.90 crores to FACOR Power Limited, a company incorporated under the Companies Act, 1956 having its registered office at New Delhi under Loan Agreement dated 22nd May, 2009 (Rs.140 crores), on 29.10.2010 (Rs.257.68 crores), on 28.06.2013 (Rs. 69.36 crores) and on 12th November, 2014 (Rs.50.86 crores) and disbursed an amount aggregating to Rs.510.97 crores on various dates. For securing the above-mentioned loan facility extended by the financial creditor to Facor Power Limited, the Corporate Debtor, a Corporate Guarantee agreement was signed and executed guarantee documents in favour of Financial Creditor on 24.08.2009, which was revised on 29.10.2010, 21.06.2013 and further on 22.01.2015.

The Corporate Debtor/borrower pledged 15,10,74,299 physical shares and 4,69,85,631 Demat Shares of Facor Power Limited totalling to 19,80,59,930 shares through various Deeds in favour of the Financial Creditor.

The petitioner has stated that M/s. Facor Power Limited defaulted in making repayment of the dues and the account of Facor Power Limited has since been classified as Non-Performing Asset. In view of the defaults committed in the repayment of loan, as per the terms and conditions of the Loan Agreement and other financing documents, the Financial Creditor recalled the facility on 1st October, 2015 and demanded the entire amount of loan, interest and all other amounts due in respect thereof. Despite receipt of the same, no payment was made to the Financial Creditor. M/s. Facor Power Limited has admitted its liability to the extent of Rs.604,99,91,539/- as on 31st March, 2016 in the audited balance-sheet for the financial year 2015-16. The Corporate Debtor in its audited balance-sheet for the financial year 2015-16 has also acknowledged the debt to the tune of Rs. 517.90 crores. Copy of the audited balance-sheet of the Corporate Debtor has been annexed as Exhibit "B" along with the petition.

On being default in making payment of the debt amount by the Corporate Debtor, the Financial Creditor invoked the Corporate guarantee of the Corporate Debtor and called upon the Corporate Debtor to pay forthwith the amount due and payable by the Borrower of Rs.564,63,50,544/- as on 30th September, 2015 along with future interest within a period of 21 days. The Corporate Debtor issued a reply by a letter dated 26th November, 2015 but has failed and neglected to pay the above sum till date. The petitioner has alleged that the Corporate Guarantee furnished by the Corporate Debtor is an unconditional, continuing and irrevocable guarantee. As per the terms of the Guarantee, the obligation of Guarantor is separate, independent and is that of primary obligor and not merely as surety, on a full indemnity basis to indemnify the Financial Creditor. The Corporate guarantee provided by the Corporate Debtor is joint and several and co-extensive with that of the principal debtor

and can be invoked even without exhausting the remedies against the principal debtor. The petitioner has claimed that the Corporate Debtor is liable to make payment of the outstanding amount of a sum of Rs.710,43,12,174/- as on 31st March, 2017 to the Financial Creditor together with interest at the weighted average rate which is 13.56% per annum with quarterly compounding and agreed penal interest of 2% p.a. from 1st April, 2017 till the date of actual and final realization along with all costs and charges.

The petitioner has claimed that the Corporate Debtor has committed default when the Account of the Corporate Debtor has become Non Performing Assets on 30th September, 2015 and further when Corporate Guarantee issued by the Corporate Debtor was invoked on 27th October, 2015 and remained unpaid.

Financial Creditor has further given the details of physical shares pledged in favour of the Financial Creditor in Part-V of the application and estimated value of the pledged shares as per the audited balance-sheet for the financial year 2015-16 of the Corporate Debtor is Rs.206,14,19,271/-. The petitioner has further stated that he is also entitled to file an application under section 19(4) of the Recovery of debts due to Banks and Financial Institutions Act, 1993 and has filed an application against the Corporate Debtor before the Debts Recovery Tribunal-I, Delhi, which has been registered as O.A. No.146 of 2017. The petitioner has annexed the copy of the Original Application filed before the D.R.T, Delhi as Annexure "C" along with the Order of the DRT, Delhi as Annexure "D". The petitioner has filed the latest and complete copy of the Financial Contract reflecting all amendments and waivers to date as Annexures "E", "F", "G", "H", "I", "J", "K", "N", "O", "P", "D", "Q" and "B" to prove the alleged loan agreement and corporate guarantee agreement.

The petitioner has also filed the Report of the Credit Information Bureau of (India) Ltd. which shows that default has been intimated to Credit Information Bureau of India Ltd., which is mentioned in the Report dated 4th January, 2016

bearing no.W-5715673, which is marked as Annexure "L". The petitioner has also annexed the copies of entries in a Bankers Book as Exhibit "M", which is admissible in evidence under Bankers Books Evidence Act, 1891.

The petitioner has also proposed the name of Shri K.G.Somani as Insolvency Resolution Professional, whose particulars are given below:

Mr. K.G.Somani
K.G.Somani & Co.

3/15, Asaf Ali Road,
New Delhi- 110 002

Mob. No.9313357997

Phone: 011-23252225, 23277677, 41403938

Email: kgsomani@kgsomani.com

Registration No.IBBI/IPA-001/IP-00397/2016-2017/1575

The petitioner has filed an affidavit through which the petitioner has verified the contents of the application along with the documents filed with the applicant. It is pertinent to mention that the audited Annual Report for the financial year 2015-16 and Principal Borrower, M/s. Facor Power Limited is Exhibit "B", wherein it is mentioned that:

"a) Loan of Rs.4,44,127.77 lacs (Previous Year Rs.47,965.46 lacs) from Rural Electrification (REC) is secured by first charge on all present & future immovable properties, movable fixed assets including lease hold land, project assets, book debts, commission receivables, intangibles, goodwill, uncalled capital, Turst & Retention Account. It is further secured by first charge on all insurance contracts/ insurance proceeds including the insurance contracts related to the project within a period of six months from the date of initial disbursement and contractors guarantee, performance bond & letter of credit. Pledge of 91.30% (previous year 91.30%) fully paid up share capital of the project as collateral security and personal guarantee of two Promoter Directors.

(b) Term loan from REC is re-payable in 44 equal quarterly instalment. Instalment due on 31st December 2015 and 31st March 2016 have not been paid. Total amount due as on 31st March 2016 is Rs.2,322.61 lacs (Previous Year Rs.Nil). Interest of Rs.9,402.39 lacs due on term loan is outstanding for the period September 30,2014 to March 30,2016 (Previous Year Rs.2,476.96 lacs for the period September 30,2014 to March 30,2015), due to this the account has been declared as non performing assets (NPA)."

The above audited balance-sheet clearly shows that a loan of Rs.4,44,127.77 lacs was taken from Rural Electrification Corporation Limited, in short REC, which was secured by First Charge on all present and future immovable properties movable fixed assets including lease hold land, project assets, book debts, commission receivables, intangibles, goodwill, uncalled capital, Turst & Retention Account and it is also mentioned in the balance-sheet that term loan from REC is receivable in 44 equal quarterly instalments. Instalments due on 31st December, 2015 and 31st March, 2016 have not been paid. The total amount due is on 31st March, 2016 is Rs.2322.61 lacs. Interest of Rs.9402.39 lacs due on term loan is outstanding for the period 30.9.2014 to 31.03.2016. Due to this, the account has been declared as Non Performing Asset.

The above consolidated accounts for the financial year 2015-16 of Facor Power Limited and Ferro Alloys Corporation Ltd. clearly indicate that due to default in making payment of the Financial Creditor, REC, account of the Corporate Debtor was declared as Non Performing Asset on account of non-payment of instalment due on 31st December, 2015 and further on 31st March, 2016. Thus, the above consolidated financial statement of Corporate Debtor clearly proves the default committed by the Corporate Debtor. The petitioner has annexed Deed of Guarantee along with the petition which is from page 533 to 551 which shows that the Corporate Debtor (Ferro Alloys Corporation

Limited, Guarantor) has executed Deed of Guarantee regarding the loan given to Facor Power Limited for installing Thermal based Power project. Clause 1.2 of Guarantee Agreement specifies that on the failure on the part of the Borrower to pay or discharge the obligation, the Guarantor shall, forthwith upon demand, pay to the REC, without demur or protest, the amount as stated in the demand certificate invoking the Guarantee in the form set out in Schedule-II at page 536.

The Guarantee Agreement also shows that the Corporate Debtor has executed guarantee agreement and has taken the independent obligation to make the payment of debt amount in case of invoking the Guarantee by the Financial Creditor i.e., REC. It is further written in the Guarantee Agreement that REC shall not be required to take any step, make any demand upon, exercise any remedies or obtain any judgment against the Borrower, give notice to the Borrower or any other under the Facility Agreements or otherwise and howsoever arising, or make or file any claim or proof in the dissolution or winding-up of the Borrower or enforce or seek to enforce any security now or hereafter held by the REC in respect of Obligations.

Guarantee Agreement also shows that the Guarantor, who is the Corporate Debtor in this case, has executed Irrevocable Guarantee agreement in favour of the Financial Creditor, REC.

Financial Creditor has filed the proceedings under section 7 of the Insolvency & Bankruptcy Code, 2016, by invoking the Corporate Guarantee and as per the definition of Corporate Debtor given in Insolvency & Bankruptcy Code, 2016, it includes the Corporate Person who owes a debt to any person and committed default in making payment. Default is defined in the Act as below:

"Default means non-payment of debt when whole or any part or instalment of the amount of debt has become due and payable

and is not repaid by the debtor or the corporate debtor, as the case may be".

On the basis of Corporate Guarantee Agreement, it appears that Corporate Debtor has owned the liability of debt of the Borrower, i.e. Facor Power Limited by executing the Corporate Guarantee Agreement and his liability is co-extensive, continuing and independent. It was further agreed by the Guarantor/Corporate Debtor that there will be no requirement to exhaust remedies against the borrower prior to making any demand and REC will not be required to take any steps to make demand upon and exercise any remedies or obtain any judgment against the borrower and give notice to the borrower or any person under the Facility Agreement or make or file any claim or proof in the dissolution or winding up of the borrower or enforce or seek to enforce any security held by the REC in respect of obligations.

On the basis of documents filed by the Financial Creditor, it appears that the Borrower, Facor Power Limited has committed default in making payment of Rs.517.90 crores and the loan taken by the borrower was to be repaid in 44 equal quarterly instalments but the borrower has committed default in not making payment of the instalments due on 31st December, 2015 and further on 31st March, 2016 and on account of this, the account of the borrower was declared as Non Performing Asset which is evident from the audited financial statement of the borrower for the financial year ending 31.03.2016 and on committing default in not making payment of the dues of the loan amount by the borrower, the Financial Creditor has invoked the Corporate Guarantee Agreement and Guarantor comes in the definition of Corporate Debtor and he has undertaken the liability to repay the loan amount and there was no need to exhaust all remedies against the borrower before initiating proceedings against the Corporate Debtor/ Guarantor. As per the provision of section 128 of the Indian Contract Act, the responsibility of the Guarantor remains co-extensive. Therefore, on this basis, the financial Creditor has invoked the Corporate

Guarantee Agreement and filed the petition under section 7 of the Insolvency & Bankruptcy Code, 2016 for initiating the Corporate Insolvency Process.

Heard the Ld. Counsels for Financial Creditor and Corporate Debtor and perused the documents. Ld. Counsel for the Corporate Debtor has filed the reply/written objection mainly on the basis that the alleged dues of the Principal Borrower i.e., Facor Power Limited are yet to be crystallised as the said alleged dues being claimed by the Financial Creditor is *sub judice* before the Debts Recovery Tribunal-I, Delhi. The corporate Debtor has admitted this fact that he is the Corporate Guarantor relating to the loan taken by the Principal Borrower i.e. Facor Power Limited. The corporate Debtor has also stated in the Reply that the Financial Creditor has with malafide intention avoided to make the Principal Borrower as party to the Petition and has filed this petition suppressing the material facts of proceedings filed against the Principal Borrower in Debts Recovery Tribunal-I, Delhi. The Corporate Debtor has also stated that the Principal Borrower has established a Coal based Captive Power Project of 100 MW in Odisha which is adjacent to the Plant of the alleged Corporate Debtor. The said Thermal Power Plant project was set up by the Principal Borrower to sell electricity to the alleged Corporate Debtor. Therefore, the Principal Borrower to meet the cost of its operation and ensure its sustainability, is entirely dependent on the receivables from the alleged Corporate Debtor. Other objections raised by the Corporate Debtor are of formal nature. The Main objection of the Corporate Debtor is that Financial Debtor has already initiated proceedings against the Principal Borrower to the Debts Recovery Tribunal which is *sub judice*. Therefore, this petition is not maintainable against the Guarantor/ Corporate Debtor.

Corporate Debtor has filed a Supplementary Affidavit wherein it is mentioned that the proposed IRP, Shri K.G. Somani is not authorised to act as the IRP because his registration has ceased to have effect since 30th June, 2017 and the Corporate Debtor has also stated that by electronic mail dated 4th July, 2017, the Principal Borrower has also requested for time to give a detailed

representation on the revised restructuring proposal and thereby it has required the Financial Creditor to give a Principal Borrower an opportunity of being heard and it is further stated in the Supplementary Affidavit that the Principal Borrower is taking all endeavours to have the issues resolved in an amicable manner by way of out of Court settlement leading to the timely resolution of the debt in terms of the object of the Act and therefore, no useful purpose shall be served in appointing the IRP in haste without permitting the Principal Borrower to exhaust its remedies.

The Corporate Debtor has annexed the copy of documents downloaded from the Insolvency and Bankruptcy Board of India which shows that the name of Shri K.G. Somani was approved as I.R.P. for the period 30th December, 2016 to 30th June, 2016.

The Corporate Debtor has also annexed a Comprehensive Resolution Scheme for an out of Court settlement along with Supplementary Affidavit.

It is important to point out that this petition was filed in N.C.L.T. on 12th May, 2017 and on that day, the IRP was fully authorised to act as Insolvency Resolution Professional and his service was valid upto 30.06.2017. The Id. Counsel for the Financial Creditor has shown the certificate in the Court that Shri K.G. Somany has cleared the Examination of Insolvency Resolution Professional but he has not filed any document till date. The Ld. Counsel for the Financial Creditor submitted that this point was not raised earlier, otherwise he would have filed the certificate from the Insolvency and Bankruptcy Board of India to show that the name of Mr. K.G. Somani has been approved to act as Insolvency Professional. On the day of presentation of the petition, Shri K.G.Somani was authorised to act as Insolvency Resolution Professional and after that he has informed that he has cleared the Exam. Shri K.G. Somani has informed that he has cleared the Exam. of Insolvency Professionals. So, the report was called from Insolvency & Bankruptcy Board of India to confirm the authenticity of the statement made by Shri K.G.Somani. On the basis of Mail

received from IBBI, it is clear that fresh registration has been given to Shri K.G.Somani w.e.f. 30.06.2017 vide Registration No.IBBI/IPA-001/IP-P00300/2017-18/10544. Copy of the Mail is available in the File. So, it is clear that Shri K.G.Somani is authorised to act as Insolvency Resolution Professional. Therefore, the objection raised by the Corporate Debtor in this regard has no force. Regarding objection of the Corporate Debtor that the petition has been filed by suppressing the fact regarding the proceedings initiated against the main Borrower in Debts Recovery Tribunal, Delhi is baseless because the petitioner has already stated this fact in the petition itself. The Corporate Debtor has raised objection that the Financial Creditor has filed this petition suppressing the important fact that he has already initiated the proceedings against the Principal Borrower in the Debts Recovery Tribunal, Delhi. The above objection is also without any force because Financial Creditor has specifically mentioned this fact that the proceedings against the Principal Borrower is pending in the Debts Recovery Tribunal, Delhi.

It is also clear from the record that in the Corporate Guarantee Agreement, Guarantor has agreed that he will not insist to take any step, make any demand upon, exercise any remedies or obtain any judgment against the Borrower, give notice to the Borrower or any other under the Facility Agreements or otherwise and howsoever arising, or make or file any claim or proof in the dissolution or winding-up of the Borrower or enforce or seek to enforce any security now or hereafter held by the REC in respect of Obligations. So, the Corporate Debtor has no right to say that before invoking the Corporate Guarantee Agreement, all remedies should be exhausted for recovery of loan against the Principal Borrower. In the circumstances mentioned above, this petition deserves to be admitted. It is also important to note that the Corporate Debtor has laid the main emphasis on the fact that the Financial Creditor has initiated proceedings against the Borrower which is *sub judice* before the Debts Recovery Tribunal-I, Delhi. So, he has no right to initiate proceedings against the Corporate Debtor without exhausting all the remedies available against the Principal Borrower.

It is admitted that that the Financial Creditor initiated proceedings against the Principal Borrower in Debts Recovery Tribunal which is pending for adjudication. It is also admitted fact that the Corporate Debtor is the Guarantor and is liable for the loan amount and is co-extensive. In the case of Industrial Investment Bank of India Ltd. -vs- Biswanath Jhunjhunwala (2009) 9 SCC 478 the Hon'ble Supreme Court has laid down the law that the liability of Sureties is co-extensive with that of the Principal Debtor, unless it is otherwise provided by the Contract. The Hon'ble Supreme Court has relied its earlier judgment [1992] 3 SCC page 159 SBI-vs- Index Port Registered wherein it was held that decree holder bank can execute the decree against the guarantor without proceeding against the principal borrower. The guarantor's liability is co-extensive with that of the principal debtor. In the above-mentioned case, the Hon'ble Supreme Court has further held that "...The execution of the money decree is not made dependent on first applying for execution of the mortgage decree. The choice is left entirely with the decree-holder. The question arises whether a decree which is framed as a composite decree, as a matter of law, must be executed against the mortgage property first or can a money decree, which covers whole or part of decretal amount covering mortgage decree can be executed earlier. There is nothing in law which provides such a composite decree to be first executed only against the Principal Debtor..."the liability of the Surety is coextensive with that of the principal debtor, unless it is otherwise provided by the contract."

"The legal position as crystallised by a series of cases of this Court is clear that liability of the guarantor and principal debtor is coextensive and not in alternative."

In another case, Bank of Bihar Ltd. -vs- Damodar Prasad AIR 1969 Supreme Court Page 297, the Hon'ble Supreme Court has laid down the law that before payment, the Surety has no right to dictate the terms to the Creditor and ask him to pursue his remedies against the Principal in the first instance. The demand for payment of the liability of the Principal Debtor was the only

condition for the enforcement of the bond. This condition was fulfilled. Neither the Principal Debtor nor the Surety discharged the admitted liability of the principal debtor in spite of the demands. Under section 128 of the Indian Contract Act, save as provided in the Contract, the liability of Surety is coextensive with that of the Principal Debtor. The Surety became thus liable to pay the entire amount. His liability was immediate. It was not deferred until the Creditor exhausted his remedies against the Principal Debtor.

On the basis of the above law laid down in the Hon'ble Supreme Court, it is clear that the objection raised by the Corporate Debtor has no force and the financial creditor has proved that he has provided financial credit to the debtor and corporate debtor had committed default in repayment of the debt amount. Therefore, the Insolvency and Bankruptcy petition filed under section 7 of the Insolvency & Bankruptcy Code, 2016 deserves to be admitted. Financial Creditor has proposed the name of Mr. K.G.Somani as I.R.P., who is competent to work as IRP. Therefore, he also deserves to be appointed as Interim Resolution Professional.

ORDER

The petition filed by the Financial Creditor under section 7 of the Insolvency & Bankruptcy Code, 2016 is hereby admitted for initiating the Corporate Resolution Process and declare a moratorium and public announcement as stated in section 13 of IBC 2016 The relevant sections 13 and 14 are reproduced below for the purpose of convenience.

13. Declaration of moratorium and public announcement

(1) The Adjudicating Authority, after admission of the application under section 7 or section 9 or section 10, shall, by an order-

(a) declare a moratorium for the purposes referred to in section 14;

(b) cause a public announcement of the initiation of corporate insolvency resolution process and call for the submission of claims under section 15; and

(c) appoint an interim resolution professional in the manner as laid down in section 16.

(2) The public announcement referred to in clause (b) of sub-section (1) shall be made immediately after the appointment of the interim resolution professional.

14. Moratorium

(1) Subject to provisions of sub-sections (2) and (3), on the insolvency commencement date, the Adjudicating Authority shall by order declare moratorium for prohibiting all of the following, namely:-

(a) the institution of suits or continuation of pending suits or proceedings against the corporate debtor including execution of any judgement, decree or order in any court of law, tribunal, arbitration panel or other authority;

(b) transferring, encumbering, alienating or disposing of by the corporate debtor any of its assets or any legal right or beneficial interest therein;

(c) any action to foreclose, recover or enforce any security interest created by the corporate debtor in respect of its property including any action under the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (54 of 2002);

(d) the recovery of any property by an owner or lessor where such property is occupied by or in the possession of the corporate debtor.

(2) The supply of essential goods or services to the corporate debtor as may be specified shall not be terminated or suspended or interrupted during moratorium period.

(3) The provisions of sub-section (1) shall not apply to such transactions as may be notified by the Central Government in consultation with any financial sector regulator.

(4) The order of moratorium shall have effect from the date of such order till the completion of the corporate insolvency resolution process.

Provided that where at any time during the corporate insolvency resolution process period, if the Adjudicating Authority approves the resolution plan under sub-section (1) of section 31 or passes an order for liquidation of

corporate debtor under section 33, the moratorium shall cease to have effect from the date of such approval or liquidation order, as the case may be."

Necessary public announcement as per section 15 of the IBC, 2016 may be made by the Company.

Financial Creditor has also resolved to appoint Mr. K.G.Somani, having registration no. IBBI/IPA-001/IP-P00300/2017-18/10544 [e-mail address (1) kgsomani@kgsomani.com] to be appointed as Interim Resolution Professional for ascertaining the particulars of creditors and convening a Committee of Creditors for appointment of Resolution Professional and for evolving a resolution plan.

Shri K.G.Somani has submitted his consent in Form-2 under Rule 9 of the Insolvency and Bankruptcy (Application to Adjudicating Authority) Rules, 2016.

The applicant/petitioner has also certified the fact that Mr. K.G.Somani is fully qualified and permitted to act as an Insolvency Professional in accordance with Code and the Associated Rules and Regulations. Therefore, Mr. K.G. Somani is appointed as Interim Resolution Professional.

The Interim Resolution Professional should convene a meeting of the Committee of Creditors and submit the resolution passed by the Committee of Creditors.

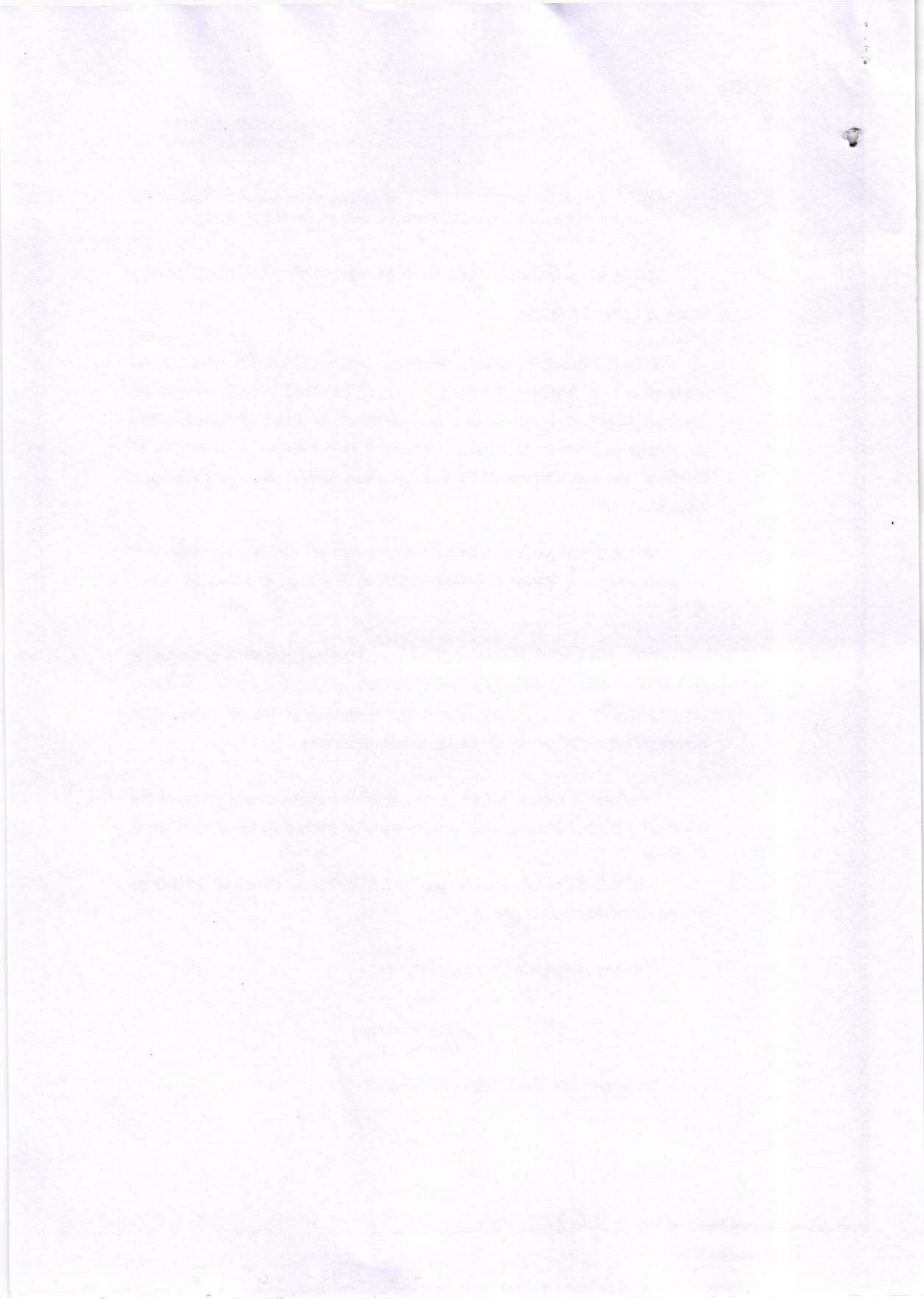
Let the copy of the order be sent to the Applicant / Financial Creditor as well as Corporate Debtor and I.R.P.

List the matter on 22nd July, 2017.

Sd/-

(Vijai Pratap Singh)
Member (J)

Signed on this, the 6th day of July, 2017





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BEFORE THE NATIONAL COMPANY LAW TRIBUNAL

CUTTACK BENCH

CA (IB) No. 157 / CTB / 2019

Connected with

TP No. 42 / CTB / 2019

Arising out of

CP (IB) No. 251 / KB / 2017

In the matter of the Insolvency and Bankruptcy Code, 2016: Section – 30 (6)

AND

In the matter of: Rural Electrification Corporation

Vs

Ferro Alloys Corporation Ltd.



Certified Copy of the Order dated 30.01.2020 passed by this Bench.

IN THE NATIONAL COMPANY LAW TRIBUNAL
CUTTACK BENCH
CUTTACK

CA (IB) No. 157/CTB/2019
Connected with
TP No. 42/CTB/2019
Arising out of
CP (IB) No. 251/KB/2017

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ficer,

CORAM: 1. Ms. Sucharitha R. (J)
2. Shri Satya Ranjan Prasad (T)

In the matter of:
INSOLVENCY AND BANKRUPTCY CODE, 2016.

In the matter of:
An application under Section 30 (6) read with Section 31 (1) of the
Insolvency and Bankruptcy Code, 2016 read with Regulation 39 (4) of the
Insolvency and Bankruptcy Board of India (Insolvency Resolution Process
for Corporate Persons) Regulations, 2016.

-And-

In the Matter of:
Mr. Bhuvan Madan, the Resolution Professional of Ferro Alloys Corporation
Limited.

... .. Applicant

Sd

Sd



-And-

In the Matter of:

Rural Electrification Corporation, a company incorporated under the provisions of the Companies Act, 1956 and having its Registered Office at Core - 4, SCOPE Complex, 7, Lodhi Road, New Delhi - 110 003.

... .. **Financial Creditor**

-Versus-

Ferro Alloys Corporation Limited, a company incorporated under the provisions of Companies Act, 1956 having its Registered Office at D.P. Nagar, Village P.O. Randia, District - Bhadrak, Odisha - 756 335.

... .. **Corporate Debtor**

Counsels on record:

1. Mr. D. Basu Adv.] For the REC Ltd.

1. Mr. Saurav Panda, Adv.]

2. Ms. Charu Bansal, Adv.] For the Resolution Professional.

3. Mr. Raj Mohanty, Adv.]

1. Mr. Prasenjeet Mohapatra, Adv.]

2. Jr. Standing Counsel, GST] For the CA No. 162 & IA No.176 of 2019

1. Mr. A.N. Das]

2. Mr. N. Sarkar] For Intervenor in CA (IB) No. 160/CTB/2019.

3. Mr. Aamir Khan]

1. Mr. K.C. Satapathy] For Financial Creditor, BOI.

1. Mr. Jishnu Saha, Sr. Adv.]

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2. Mr. Rajarshi Dutta, Adv.]
3. Mr. N.S. Auluwalia, Adv.]
4. Mr. Saswat Acharya, Adv.] For the erstwhile Promoters.
5. Mr. Adhish Sharma, Adv.]
6. Mr. A. Mohanty, Adv.]
7. Mr. A.K. Dey, Adv.]

1. Mr. Lalatendu Mohanty] For the CA No. 92/CTB/2019.

1. Mr. Diwakar Maheshwari, Adv.]
2. Mr. Amit Patnaik, Adv.] For the Sterlite Power.
3. Ms. Pratiksha Mishra, Adv.]

Date of Pronouncement of Order: 30th day of January, 2020

ORDER

Per Ms. Sucharitha R., Member (J):

1. This application has been filed by Resolution Professional under Section 30 (6) read with Section 31 (1) of the Insolvency and Bankruptcy Code, 2016 read with Regulation 39 (4) of the Insolvency and Bankruptcy Board of India (Insolvency Resolution Process for Corporate Persons) Regulations, 2016 for approval of the Resolution Plan submitted by the successful Resolution Applicant i.e. Sterlite Power Transmission Limited.

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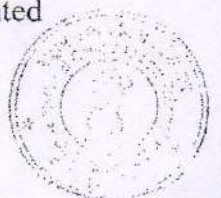


2. Facts of the case: -

- (i) By Order dated 06.07.2017 passed by the NCLT, Kolkata Bench, the Corporate Insolvency Resolution Process of the Corporate Debtor, M/s Ferro Alloys Corporation Limited commenced. Mr. K.G. Somani was appointed as Interim Resolution Professional. In the Committee of Creditors Meeting held on 08.08.2017, IRP Mr. K.G. Somani was appointed as Resolution Professional.
- (ii) The Promoters of the Corporate Debtor filed a Company Appeal (AT) No. 92 of 2019 before the Hon'ble NCLAT challenging the Order of admission dated 06th July, 2017. By Order dated 08th January, 2019, the Hon'ble NCLAT dismissed the appeal. The Hon'ble Apex Court also dismissed the appeal vide Order dated 11th February, 2019.
- (iii) In CA No. 309/2018 it was submitted that the Corporate Insolvency Resolution Process of 270 days was due to expire on 02.04.2018. In C.A. No. 309 of 2018, the Resolution Professional sought exclusion of 120 days lost in the litigation. The Hon'ble NCLT, Kolkata Bench by Order dated 04th March, 2019 granted

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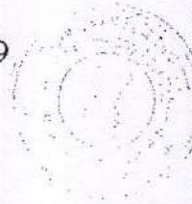
exclusion of only 45 days from the Corporate Insolvency Resolution Process. The said 45 days was to expire on 19th April, 2019. However, the Corporate Insolvency Resolution Process could not be completed. Hence, another application was filed before Hon'ble NCLT, Cuttack Bench dated 22nd April, 2019.

(iv) IA No. 18/CTB/2019 was filed for replacement of the present Resolution Professional in the place of the erstwhile Resolution Professional. Committee of Creditors passed this resolution with 100 % voting. Meanwhile, another IA No. 19/CTB/2019 was filed seeking further exclusion of 30 days from the Corporate Insolvency Resolution Process. Both this application was allowed by this Adjudicating Authority by Order dated 08th July, 2019. The present Resolution Professional Mr. Bhuvan Madan was appointed and 30 days of exclusion of Corporate Insolvency Resolution Process period was also granted. Hence, both IA No. 18/CTB/2019 and IA No. 19/CTB/2019 were allowed.

(v) Another CA No. 75/CTB/2019 was filed before this Adjudicating Authority for the exclusion of days lost in the litigations. After considering the facts and circumstances of the case, this Adjudicating Authority by Order dated 08th August, 2019

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granted 98 days of exclusion from the Corporate Insolvency Resolution Process. Thereby the Corporate Insolvency Resolution Process shall end on 14th November, 2019.

(vi) It is evident from Form – H that public notice was issued on 08.07.2017. The Committee of Creditors was constituted on 01st August, 2017. The 1st Committee of Creditors Meeting was held on 04th August, 2017.

(vii) It is evident from Form – H that registered valuers were appointed on 02.08.2017, 16.03.2019 and 26.08.2019. As per Form – H, the details of fair and liquidation value are hereunder: -

Fair Value	As on 31 st Dec, 2018 RBSA – INR 541.56 cr. MITCON – INR 479.39 cr.
	As on 30 th June, 2019 Mr. Sachin Garg and Mr. Nitin Garg (C/o GAA Advisory) – INR 448.24 cr.
Liquidation Value	As on 06 th July, 2017 RBSA – INR 367.13 cr.; MITCON – INR 367.21 Cr.
	As on 31 st Dec, 2018 RBSA – INR 350.44 cr.; MITCON – INR 370.64 cr. As on 30 th June, 2019 (On Piecemeal Basis)

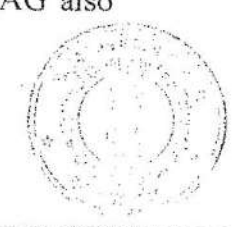
3. The applicant submits that Request For Resolution Plan (RFRP) dated 19th August, 2019 was called from the prospective Resolution Applicants. As per the invitation, the last date for submission of the plan was 30th September, 2019. However, this date was extended and finally extended up to 30th October, 2019. The Resolution Professional received 7 (Seven) prospective applications which was noted in the 20th Committee of Creditors Meeting held on 16th October, 2019. The Resolution Applicants are: -

- a) Jindal Stainless (Hisar) Limited;
- b) Sterlite Power Transmission Limited;
- c) Indian Metals and Ferro Alloys Limited;
- d) Prudent ARC Limited;
- e) MOIL Limited;
- f) Asset Reconstruction Company (India) Limited;
- g) Essel Mining and Industries Limited.

4. Out of seven Resolution Applicant, who have expressed interest only one Resolution Applicant, namely, Sterlite Power Transmission Limited (SPTL) submitted a Resolution Plan on 30th October, 2019. This was opened in the 29th Meeting of the Committee of Creditors held on 30th October, 2019. Thereafter on 07th November, 2019, another Resolution Applicant, namely, (IMR) Metallurgical Resources AG also

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contacted the Resolution Professional and expressed their interests to submit a Resolution Plan. It is to be noted that the last date for submission of the Resolution Plan as per RFRP expired on 30th October, 2019. The Committee of Creditors in their 30th Meeting held on 07th November, 2019 with voting share of 91.60 % decided to permit IMR Metallurgical Resources AG to submit their Resolution Plan. The Resolution Plan submitted by the IMR Metallurgical Resources AG was received and opened on 30th Meeting of Committee of Creditors. The other Resolution Applicant SPTL was also informed and they have not expressed any objection to that. In the 30th Committee of Creditors Meeting both the Resolution Plans were discussed.

5. The 31st Meeting of committee of Creditors held on 11th November, 2019 which was adjourned and continued on 12th November, 2019. The Resolution Plan of both SPTL and IMR Metallurgical Resources AG were presented before the Committee of Creditors. In the same Meeting, the proposal for settlement by the promoters under Section 12 (A) of the Code, was also discussed. However, the Financial Creditor i.e. REC Ltd. was not satisfied with the settlement proposals of the promoters/Directors. Hence, the settlement proposal was rejected. Thereafter, the Resolution Plans were taken up for consideration.

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6. Both the Resolution Plans were taken up for consideration by the Committee of Creditors. Both the Resolution Plans complied with the mandatory requirements stipulated under Section 30 (2) of the Code read with Regulations thereunder. The Committee of Creditors discussed the feasibility and viability of the Resolution Plans and the capability of the Resolution Applicants to implement the Resolution Plan and carry out the evaluation of the Resolution Plans. Finally, a evaluation matrix was arrived at, as per the scoring rate Sterlite Power Transmission Limited (STPL) scored 91.26%, IMR Metallurgical Resources AG score was 80.42 %. Based on the evaluation criteria set out in the RFRP Sterlite Power Transmission Limited was declared as a highest evaluated Resolution Applicant. The 31st Committee of Creditors Meeting held on 13th November, 2019, the Resolution Plan submitted by M/s Sterlite Power Transmission Limited (SPTL) was approved by the Committee of Creditors by 95.15 % of voting shares.

7. The list of Financial Creditors of the CD – Ferro Alloys Corporation Limited, being members of the CoC and distribution of voting share among them is as under: -

Sl. No.	Name of Creditor	Voting Share (%)	Voting for Resolution Plan (Voted for/Disserted/Abstained)
1	Rural Electrification Corporation Limited (RECL)	91.60 %	Voted For

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2.	Syndicate Bank	0.45 %	Abstained
3	Central Bank of India	3.55 %	Voted for
4	Bank of India	2.26 %	Dissented
5	State Bank of India	0.74 %	Dissented
6	Toplight Management Limited	Corporate Private 1.39 %	Abstained
7	Aroma Plantation Limited	Private 0.01 %	Abstained
Total		100.00 %	

8. Resolution Plans as per the evaluation matrix and declaration of the highest scoring Resolution Applicant is as under: -

Sterlite Power Transmission Limited: -

Evaluation Criteria	Score
1. Upfront Cash	37.76
2. NPV factoring including upfront cash	25.00
3. Equity infusion for improvement in ops	10.00
4. NPV of operational creditors	-
Subtotal (out of 80)	72.76
5. Reasonableness of financial projections	8.50
6. Ability to turnaround	5.00
7. Standing of the RA	5.00

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Subtotal (out of 20)	18.50
Grand Total (out of 100)	91.26

IMR Metallurgical Resources AG: -

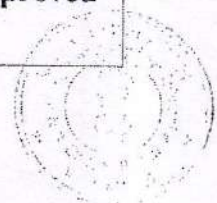
Evaluation Criteria	Score
1. Upfront Cash	40.00
2. NPV factoring including upfront cash	24.92
3. Equity infusion for improvement in ops	-
4. NPV of Operational Creditors	5.00
Subtotal (Out of 80)	69.92
5. Reasonableness of financial projections	5.50
6. Ability to turnaround	2.50
7. Standing of the RA	2.50
Subtotal (Out of 20)	10.50
Grand Total (Out of 100)	80.42

Voting Results: -

Particulars	Voting (in Nos.)	Voting Share (in INR Cr.)	Voting Share (in%)	Result declared for the above Resolution
Voting in Favour	2	769.60	95.15 %	Approved
Voting Cast Against	2	24.27	3.00 %	

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Voting Cast Abstained	3	14.95	1.85 %	
Total	7	808.82	100.00 %	

9. The amounts provided for the stakeholders under the approved Resolution Plan is as under: -

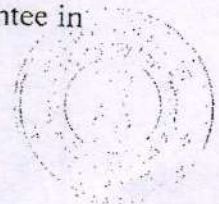
(Amount in Rs. cr.)

Sl. No.	Category of Stakeholder	Amount Claimed (in crores)	Amount Admitted (in crores)	Amount Provided under the Plan#	Amount Provided to the Amount Claimed (%)
1	Secured Financial Creditors	79.51	42.16	14.60#	18.36 %
2	Unsecured Financial Creditors	834.17	766.66	265.40#	31.81 %
3	Related parties Financial Creditors	17.53	17.53	NIL	NIL
4	Operational Creditors	6.01	5.84	NIL	NIL
	Government	353.61	220.58	NIL	NIL
	Workmen	NIL	NIL	NIL	NIL
	Employees	NIL	NIL	NIL	NIL
5	Other Debts and Dues	NIL	NIL	NIL	NIL
Total		1290.83	1052.77	280#	

10. The Letter of Intent dated 14th November, 2019 was issued to the successful Resolution Applicant. It was resolved to file Approved Resolution Plan before the Adjudicating Authority for approval in terms of Section 30 (6) of the Code. Further, the successful Resolution Applicant has also undertaken to provide Performance Bank Guarantee in

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compliance with Regulation 36 (4A) of the CIR Regulations as contemplated in the RFRP. The mandatory requirements envisaged under Section 30 (2) of the Code is as follows: -

SECTION/ REGULA TION	REQUIREMENT	CLAUSE OF THE RESOLUTION PLAN/ADDITION AL DOCUMENTS
Section 29A of the Code.	This disqualification under Section 29A of the Code should not apply.	Section 3 (m) of the Resolution Plan read with the affidavit dated 30 th October, 2019 submitted by the Successful Resolution Applicant.
Section 30 (2) (a) of the Code.	The Resolution Plan provides for the payment of insolvency resolution process costs in a manner specified by the Board in priority to the repayment of other debts of the Corporate Debtor.	Section 3 (a) of the Resolution Plan.
Section 30 (2) (b) of the Code.	The Resolution Plan provides for the payment of the debts of Operational Creditors in such manner as may be specified by the Board which shall not be less than the amount to be paid to the Operational Creditors in the event of a liquidation of the Corporate Debtor under Section 53 or less than the amount payable to Operational Creditors if the resolution proceeds were to be distributed in accordance with the priority under Section 53, whichever is higher.	Section 3 (b) and 3 (e) of the Resolution Plan.
Section 30 (2) (b)	The Resolution Plan provides for the payment of liquidation value to the dissenting Financial Creditors.	Section 3 (e) of the Resolution Plan.
Section 30 (2) (c) of	The Resolution Plan provides for the management of the affairs of the	Section 8 and 9 of the Resolution Plan.

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the Code.	Corporate Debtor after approval of the Resolution Plan.	
Section 30 (2) (d) of the Code.	The Resolution Plan provides for the implementation and supervision of the Resolution Plan.	Section 9 and 10 of the Resolution Plan.
Section 30 (2) (e) of the Code.	The Resolution Plan does not contravene any of the provisions of the law for the time being in force.	Part C of Format IX in the Resolution Plan.

11. In addition to the above, the Resolution Plan also complied with the following Regulations: -

Regulation 38 (1) of the CIR Regulations.	The amount due to the Operational Creditors under a Resolution Plan shall be given priority in payment over Financial Creditors.	Section 3 (b) and 3 (e) of the Resolution Plan.
Regulation 38 (1A) of the CIR Regulations.	The Resolution Plan shall include a statement as to how it has dealt with the interests of all stakeholders, including Financial Creditors and Operational Creditors, of the Corporate Debtor.	Section 3 (1) of the Resolution Plan.
Regulation 38 (2) (a) of the CIR Regulations.	The Resolution Plan shall provide the term of the plan and its implementation schedule.	Section 10 of the Resolution Plan.
Regulation 38 (3) (a)	The Resolution Plan shall demonstrate that it addresses the cause of default.	Section 5 of the Resolution Plan.
Regulation 38 (3) (c)	The Resolution Plan shall have provisions for its effective implementation.	Section 7, 8, 9 and 10 of the Resolution Plan.
Regulation 38 (3) (d)	The Resolution Plan shall have provisions for approvals required and the timeline for the same.	Section 7 of the Resolution Plan.

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The mandatory requirements of the provisions of the Insolvency and Bankruptcy Code, 2016 and CIR Regulations are complied with.

12. Summary of the Approved Resolution Plan as stated in the application: -

(i) **Corporate Insolvency Resolution Process costs – CIR**

Process cost shall be paid in full and in priority to other creditors from the cash flow generated by the Corporate Debtor. In case of any shortfall, the successful Resolution Applicant will infuse funds by way of equity or convertible securities or subordinate convertible loans or any other appropriate means, as cash flows of the Corporate Debtor shall ensure priority payment.

(ii) **Employees and workmen's dues -** The Corporate Debtor is an "ongoing concern". There is no outstanding amount due and payable to the employees/workmen. However, if there is any due, they shall be treated *pari passu* with Financial Creditors and shall be paid in full from the cash flows of the Corporate Debtor in priority over the Financial Creditors.

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(iii) **Assenting Financial Creditors** – Against the total verified amount of Rs. 808.82 Crores, the Resolution Plan provides for the following: -

(a) An upfront payment amount of Rs. 10 Crores plus cash equivalent to cash balance in Facor Power Limited ('FPL') towards settlement of claims of the consenting Financial Creditors ('**Upfront Payment**');

(b) An amount of Rs. 270 Crores ('**Total Consideration**') will be converted into zero coupon secured and unlisted non-convertible debentures and will be issued to the consenting Financial Creditors in proportion manner. Further, the Resolution Plan clarifies that the Total Consideration shall be first applied towards payment of interest component and then against the principal amount of the financial debt;

(c) **Dissenting Financial Creditors** – As per the Resolution Plan, an amount equal to the amount to be paid to dissenting Financial Creditors in accordance with Section 53 of the Code in the event of liquidation of the Corporate Debtor will be converted into zero coupon secured and unlisted non-convertible debentures and will be issued to the dissenting Financial Creditors in proportional manner;

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- (d) **Operational Creditors** – Against the total verified claim of Rs. 5.84 Crores, the Resolution Plan provides that liquidation value or amount payable to Operational Creditors in terms of the Code is NIL. Accordingly, NIL payment has been proposed towards claims of Operational Creditors;
- (e) **Outstanding Government Dues and Taxes** – As per the Resolution Plan, the liquidation value payable in respect of statutory dues in terms of the Code is NIL. Accordingly, NIL payment has been proposed towards payments of statutory liabilities.
- (f) **Closing Date** – As per the Resolution Plan, it shall mean the date on which Non-Convertible Debentures are issued and assigned to the Financial Creditors and ownership of asset is transferred to the Resolution Applicant.
- (g) Resolution Plan in Annexure 4 has requested certain relief and concessions. It is clarified that disallowances of the concessions, reliefs and dispensations as sought for, shall not impact the effectiveness or implementation of the Resolution Plan.

In respect to the relief, concessions, dispensations as sought for, the same shall be governed by Rules in accordance with law.

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13. The Resolution Professional has filed Compliance Certificate in Form – H as per Regulation 39 (4) of the Insolvency and Bankruptcy Board of India (Insolvency Resolution Process for Corporate Persons) Regulations, 2016, does not contravene any of the provisions of the law for the time being in force.
14. The Resolution Applicant i.e. M/s Sterlite Power Transmission Limited has submitted an affidavit pursuant to Section 30 (1) of the Insolvency and Bankruptcy Code, 2016 confirming its eligibility under Section 29 A of the Insolvency and Bankruptcy Code, 2016.
15. It is disclosed in Form – H that the Resolution Professional has determined the transaction of the nature covered under Sections 43, 45, 50 or 66 as the case may be, of the Insolvency and Bankruptcy Code, 2016, and that appropriate application has been filed before the Adjudicating Authority, which are pending for adjudication.
16. It is evident from Form – H, under Regulation 39 (4), the Resolution Applicant shall submit performance guarantee in term of RFRF on or before 17th November, 2019. This Resolution Plan has come for approval before this Adjudicating Authority, the Resolution Applicant

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shall submit performance guarantee as contemplated under CIRP Regulations, if not already done, before implementation of the Plan.

17. In respect to Annexure – 4 of Resolution Plan, the request for certain relief and concessions, it is hereby clarified that such exemptions, reliefs, concessions shall be construed as **NOT GRANTED**.

18. Applications/Intervening Applications against approval of Resolution Plan: -

(i) CA (IB) No. 160/CTB/2019 is filed by unsuccessful Resolution Applicant. This CA (IB) No. 160/CTB/2019 is **DISMISSED**. Orders passed vide separate sheets.

(ii) IA (IB) No. 175/CTB/2019 is filed by Promoters/Directors of the Corporate Debtor. It is stated that the promoter has submitted Settlement Proposal far superior than that of approved Resolution Plan. However, the same was **REJECTED**.

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a. Further, they stated that, mandatory departure from 36 (b) Regulation. The EOI and RFRP were modified. The inclusion of profile of Facor Power Ltd., and insisting of expertise in power, as necessary qualification of Resolution Applicant is not appropriate. It is stated that no notice was issued to promoters as per Section 24 (3). The revised Resolution Plan, was passed between 11:00 P.M. to 11:30 P.M. Hence, the promoters did not have time to effectively participate. Further, there is undervaluation of the mines. Hence, seeks direction for rejection of the Resolution Plan and direction for acceptance of the Settlement Proposal under 12 A of the Insolvency and Bankruptcy Code, 2016. The Resolution Professional & Committee of Creditors has denied factually each and every allegation. There is no mention of any averments in Minutes of the Meeting. Further, it is evident from Minutes of Meeting that notice was served on promoters/Directors and they were present at the meeting, and no objections regarding time constrain were raised. Hence, it is purely an afterthought. Finally, the promoter states

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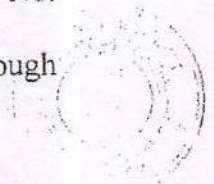
that the personal shareholding of the promoters have been wrongly included in the Resolution Plan, it can never be the asset of the Corporate Debtor. Any direction/inclusion to sell the individual shares of the promoters of Facor Power Limited is blatant violation. However, it is clarified by Resolution Professional and Committee of Creditors that it is only an "exist option" for the Directors, and not a mandatory. It is purely the wish of the promoters to either benefit from the Clause or not.

b. In respect of the inclusion of expertise in "Power" in RFRF, the Corporate Debtor has more than 86.09 % of shareholding in Facor Power Ltd. and it is an asset of the Corporate Debtor. Hence, the Resolution Applicant ought to maximize the asset. Hence, the expertise in "power" become inevitable. The objections raised by applicant in IA No. 175/CTB/2019 are overruled. IA No. 175/CTB/2019 is **DISMISSED**. Orders passed vide separate sheet.

(iii) CA (IB) No. 162/CTB/2019 and CA (IB) No. 176/CTB/2019 is filed by Government of India through

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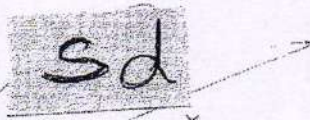
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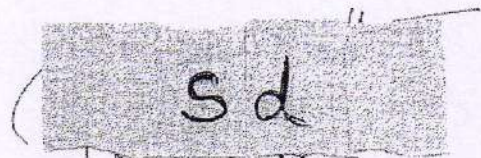
Office of the Assistant Commissioner, GST & Central
Excise, Balasore Division, Bhubaneswar GST
Commissionerate. Both applications are **DISMISSED**.
Orders passed in separate sheet.

ORDER

19. The Resolution Plan submitted by M/s Sterlite Power Transmission Limited (SPTL) i.e. Resolution Applicant, approved by 95.15 % of voting share in 31st Committee of Creditors Meeting dated 13.11.2019 is **APPROVED**, as per Section 31 (1) of the Insolvency and Bankruptcy Code, 2016. Accordingly, the same shall be binding on the Corporate Debtor and its employees, members, all creditors including Central and State Government and local authorities, guarantors and other stakeholders.
20. Accordingly, this CA (IB) No. 157/CTB/2019 is hereby **ALLOWED**.



Shri Satya Ranjan Prasad
Member (T)



Ms. Sucharitha R.
Member(J)

Signed on this, the 30th day of January, 2020

Santosh_P.S.



No... *MA No. 26D/2020*

Date of Presentation

of application for Copy... *10/02/2020*

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BS 11-2-20

DR / AR / Court officer
National Company Law Tribunal
Cuttack Bench



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(ବିପର୍ଯ୍ୟୟ ପରିଚାଳନା)
GOVERNMENT OF ODISHA
REVENUE & DISASTER MANAGEMENT DEPARTMENT
(DISASTER MANAGEMENT)

Annexure-05

By Fax/e-mail/Post

ରାଜୀବ ଭାଘନ, ଭୁବନେଶ୍ୱର-୭୫୧୦୦୧
RAJIV BHAWAN, BHUBANESWAR-751001

Ph. No. 0674-2534177
Fax : 0674 - 2534176
e-mail: srcodishagov@gmail.com
src.ori@nic.in

No. 1706 /R&DM(DM)

Date: 13-03-2020

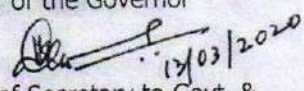
RDM-RLF-MISC-0028-2020

NOTIFICATION

In pursuance of the provisions under Section 2 (d) of the Disaster Management Act, 2005 (hereinafter referred to as 'Act'), the State Government do hereby declare **COVID-19** as a "Disaster" for the State of Odisha and authorise the Disaster Management Authorities, State Executive Committee & the Public Authorities in the State to take such action under the Act as may be required for management of the said disaster.

ORDER: Ordered that this notification be published in the next issue of Odisha Gazette.

By order of the Governor


13/03/2020
Additional Chief Secretary to Govt. &
Special Relief Commissioner
(Disaster Management)


Memo No. 1707 /R&DM(SR) Date: 13-03-2020

Copy forwarded to the Director, Printing, Stationary and Publication, Odisha, Cuttack for publication in the next Extra-ordinary issue of the Odisha Gazette and supply 20 copies to Revenue & D.M.(Disaster Management) Department.


13/03/2020
OSD-cum-Joint Commissioner, Relief


Memo No. 1708 /R&DM(DM) Date: 13-03-2020

Copy forwarded to the Secretary to Governor/ P.S. to Hon'ble Chief Minister, Odisha/ P.S. to all Ministers/ P.S. to all Ministers of State/ O.S.D. to Chief Secretary, Odisha/ P.S. to Development Commissioner/ P.S. to Agriculture Production Commissioner for kind information of His Excellency, the Governor of Odisha/ Hon'ble Chief Minister/ All Ministers/ All Ministers of State/ Chief Secretary/ Development Commissioner/ Agriculture Production Commissioner.


13/03/2020
OSD-cum-Joint Commissioner, Relief


Memo no. 1709 /R&DM(DM) Date: 13-03-2020

Copy forwarded to the Additional Chief Secretary/ Principal Secretary/ Commissioner-cum-Secretary of all Departments for information and necessary action.


13/03/2020
OSD-cum-Joint Commissioner, Relief

Memo no. 1710 /R&DM(DM) Date: 13-03-2020

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13/03/2020
OSD-cum-Joint Commissioner, Relief

5 copies to Guard file



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ରାଜସ୍ୱ ଓ ବିପର୍ଯ୍ୟୟ ପରିଚାଳନା ବିଭାଗ
(ବିପର୍ଯ୍ୟୟ ପରିଚାଳନା)
GOVERNMENT OF ODISHA
REVENUE & DISASTER MANAGEMENT DEPARTMENT
(DISASTER MANAGEMENT)

By Fax/e-mail/Post
ରାଜସ୍ୱ ବିଭାଗ, ଭୁବନେଶ୍ୱର-୭୫୧୦୦୧
RAJY BHAWAN, BHUBANESWAR-751001
Ph. No. 0674-2534177
Fax : 0674 - 2534176
e-mail: srcoodishagov@gmail.com
arc.or@nic.in

Date: 27-03-2020

No. 2035 /R&DM(DM)
RDM-RLF-MISC-0034-2020

ORDER

Whereas it is imperative to adopt strict social distancing and isolation measures to contain the spread of COVID-19, which is playing havoc in many countries across the world, including India;

And Whereas, the Government Odisha, vide Revenue & DM (Disaster Management) Department Notification No.1706/R&DM(DM) dated 13th March 2020, has declared COVID-19 as a 'Disaster' under section 2(d) of the Disaster Management Act, 2005 for the State of Odisha;

And Whereas, the Government of Odisha, in exercise of powers conferred under section 2 of the Epidemic Disease Act, 1897 and the Odisha COVID-19 Regulation, 2020 has ordered lockdown of the entire State till 9 pm of 29th March 2020; and

And Whereas, the National Disaster Management Authority (NDMA), Government of India in exercise of powers conferred under section 6(2)(i) of the Disaster Management Act, 2005 has directed the State Governments / State Authorities to take measures for ensuring social distancing so as to prevent the spread of COVID-19 and directed the National Executive Committee constituted under the said Act to issue necessary guidelines in this regard; and

And Whereas, the National Executive Committee in pursuance of the said order of the NDMA and in exercise of its power under section 10(2)(i) of the Disaster Management Act, 2005 has issued necessary guidelines to the State Governments vide its order No.40-3/2020-DM-1(A) dated 24th March, 2020;

Now, therefore, in pursuance of the said order of the NDMA, Government of India, the State Government do hereby order lockdown in the entire State of Odisha until midnight of 14th April, 2020 with a view to ensure strict social distancing and isolation to contain the spread of COVID-19.

The lockdown will have the following stipulations:

- 1. People are required to stay at home and come out only for basic services while strictly following the social distancing guidelines and any other order(s)/ instruction(s) issued by the appropriate authorities from time to time.

2. Offices of the Government of India, its Autonomous/ Subordinate Offices and Public Corporations located in the State of Odisha shall remain closed.

Exceptions:

Defence, Central Armed Police Forces, Treasury, public utilities (including petroleum, CNG, LPG, PNG), disaster management, power generation and transmission units, post offices, National Informatics Centre, early warning agencies.

- (a) Term 'Treasury' includes, pay & Accounts Offices, Financial Advisers and field offices of the Controller General of Accounts, with bare minimum staff.
- (b) Customs clearance at ports/ airport/land border; GSTN; and MCA 21 Registry, with bare minimum staff.
- (c) Reserve Bank of India and RBI regulated financial markets and entities like NPCI, CCIL, payment system operators and standalone primary dealers, with bare minimum staff.

3. Offices of the Government of Odisha, its Autonomous Bodies, Corporations, etc. shall remain closed.

Exceptions:

- (a) Police, Home Guards, Civil Defence, Fire and Emergency services, Disaster management, and Prisons.
- (b) District administration (Collector, Sub Collector, Tahasil & Block) and Treasury (term 'Treasury' includes, field offices of the Accountant General, with bare minimum staff).
- (c) Health Department and all its subordinate offices including corporations/ societies.
- (d) Electricity, water, sanitation.
- (e) Municipal bodies—Only staff required for essential services like sanitation, personnel related to water supply, etc.
- (f) Resident Commissioner of Odisha, in New Delhi with bare minimum staff, for coordinating COVID-19 related activities and internal kitchen operations.
- (g) Forest offices staff/ workers required to operate and maintain zoo, nurseries, wildlife fire-fighting in forests, watering plantations, patrolling and their necessary transport/ movement.
- (h) Social Welfare Department, with bare minimum staff, for operations of Home for children/disables/senior citizens/ destitute/ women/widows, Observation homes and pensions.
- (i) Any other Department(s)/ Office(s) notified from time to time by State Government.

The above offices mentioned as exception under Clause 1 & 2 should work with minimum number of employees. All other offices may continue to work from home only.

4. Hospitals and all related medical establishments, including their manufacturing and distribution units, both in public and private sector, such as dispensaries, chemist and medical equipment shops, laboratories, clinics, nursing homes, ambulance, etc. will continue to remain functional. The transportation for all medical personnel, nurses, paramedical staff and other hospital support services shall be permitted.

(Hospitals include veterinary hospitals; pharmacies (including Jan Aushadhi Kendra) and pharmaceutical research labs.)

5. Commercial and private establishments shall be closed down.

Exceptions:

- (a) Shops, including ration shops (under PDS), dealing with food, groceries, fruits and vegetables, dairy and milk booths, meat and fish, animal feed & fodder, seeds and pesticides including their transportation, warehousing and related activities. However, district authorities may encourage and facilitate home delivery to minimize the movement of individuals outside their homes.
- (b) Take away and home delivery restaurants including dhabas. Home delivery by operators/ online delivery services such as Amazon, Flipkart, Swiggy, Zomato, Myntra, KFC, Pizza Hut, Dominos, Uber Eats, Blue Dart, DTDC, Big Basket, Grofers, Urban Clap, etc.
- (c) Delivery of all essential goods including food, pharmaceuticals, medical equipment through E-commerce.
- (d) Retailers of food & grocery items such as Big Bazaar, Reliance Fresh, OMFED, OPOLFED, Chilika Fresh, Spencers etc. They are also allowed to provide home delivery services.
- (e) Banks, insurance offices, and ATMs including IT Vendors for banking operation; Banking Correspondent and ATM operation and cash management agencies.
- (f) Print, electronic and social media.
- (g) Telecommunications, internet services, broadcasting and cable services/ DTH. IT and IT enabled Services (ITeS) (as far as possible to work from home).
- (h) Petrol pumps, LPG, Petroleum and gas retail and storage outlets.
- (i) Power generation, transmission and distribution units and services.
- (j) Data and Call Centres.
- (k) Capital and debt market services as notified by the Securities and Exchange Board of India (SEBI).
- (l) Cold storage, Warehousing services and Packaging Units including their transportation.
- (m) Private security services.

All other establishments may work from home only.

6. Industrial Establishments will remain closed.

Exceptions:

- (a) Manufacturing units of essential goods, including drugs, pharmaceutical, medical devices, their raw material & intermediates.
 - (b) Production units, which require continuous process, after obtaining required permission from the State Government.
 - (c) Production, transportation, supply of explosives and activities incidental to mining operations.
 - (d) Any service or establishment dealing with the production, supply or distribution of coal, power, steel or fertilizers.
 - (e) Operation of mines of iron ore, coking coal, thermal coal, limestone, dolomite, manganese, chromite, bauxite etc. as well as operations of ferroalloys, iron ore pellet plants etc. which are supply critical raw material for production of steel and aluminum.
 - (f) Manufacturing units of packaging material for food items, drugs, pharmaceutical and medical devices and other essential commodities.
7. All transport services such as air, rail and roadways will remain suspended. Private vehicles will not be allowed to ply during the lockdown period except those belonging to persons engaged in organisations/ agencies permitted to operate. Such persons should carry appropriate authorization and ID documents.

Exceptions:

- (a) Transportation of all goods. All goods carriers, whether loaded or unloaded.
 - (b) Fire, law and order and emergency services.
 - (c) Operations of railways, airports and seaports for cargo movement, relief and evacuation and their related operational organizations.
 - (d) Inter-state movement of goods/ cargo for Inland and exports.
 - (e) Cross land border movement of essential goods including petroleum products and LPG, food products, medical supplies.
 - (f) Transport to and from hospitals.
8. Hospitality Services to remain suspended.


Exceptions:

- (a) Hotels, homestays, lodges and motels, which are accommodating tourists and persons stranded due to lockdown, medical and emergency staff, air and sea crew.
 - (b) Establishments used or earmarked for quarantine facilities.
9. All educational, training, research, coaching institutions, etc. shall remain closed.
10. All places of worship shall be closed for public. No religious congregations will be permitted, without any exception.
11. All Government, social, political, sports, entertainment, academic, cultural or religious functions/ gatherings shall be barred.
12. All congregations of more than 5 persons are prohibited in public places.

13. In case of funerals, congregation of not more than twenty persons will be permitted. Social distancing guidelines are to be followed.
14. All persons who have arrived into India after 15.02.2020 and such other persons, who have been directed by health care personnel, shall remain under strict home/ institutional quarantine for the period as decided by local Health Authorities, failing which they will be liable to be prosecuted as per law.
15. Wherever exceptions to above containment measures have been allowed, the organisations or employers must ensure necessary precautions against COVID-19 virus, as well as social distance measures, as advised by the Health Department from time to time.
16. Resident Welfare Associations (RWAs) shall take necessary measures for ensuring social distancing and for maintaining essential services. If any violation is found, it is the duty of President or Secretary of RWA to inform the local enforcement authorities.
17. Landlords or house-owners or RWAs shall not harass or force any doctors or paramedical staff or healthcare personnel all over the State of Odisha to vacate their rented residences. Such behavior will amount to obstructing public servant engaged in Disaster Mitigation and essential services in discharging their duties and shall be penalized as per law, as mentioned in Clause 25 of this order.
18. Private establishments (including private security) that support the above services or are linked to the efforts for containment of COVID-19 will remain open. If there is any doubt as to whether a service establishment is essential or not, the Collector and District Magistrate/ Municipal Commissioner shall be the competent authority to decide.
19. All Employers shall make payments of wages/ salaries to workers/ employees, including those working on contractual and outsourcing basis during the lockdown period.
20. All pregnant women who are expected to deliver in the ensuing months shall be listed, monitored and assisted by field personnel of Department of Health & Family Welfare, to ensure institutional delivery.
21. In order to implement these containment measures, all Tahsildars in the State are designated as Incident Commanders in their respective local jurisdictions. In addition, the Police Commissioner/ District Magistrate may deploy additional Executive Magistrates as Incident Commanders in the respective local jurisdictions. The Incident Commander will be responsible for the overall implementation of these measures in their respective jurisdictions. All other line department officials in the specified area will work under the directions of such incident commander. The Incident Commander will issue passes for enabling essential movements as explained.
22. Police Commissioner, Collector, ADM, CDM&PHO, DCP, Sub- Collector, Tahasildar, B.D.O, Municipal Commissioner and Executive Officer of Urban Local Bodies are hereby authorized to take all necessary actions for enforcement and implementation of the aforesaid measures. Local police shall render necessary assistance as and when requisitioned by the aforementioned officers.
23. All enforcing authorities to note that these strict restrictions fundamentally relate to movement of people, but not that of goods.


24. The Incident Commanders will in particular ensure that all efforts for mobilization of resources, workers and material for augmentation and expansion of hospital infrastructure shall continue without any hindrance.
25. Any person violating these containment measures will be liable to be proceeded against as per the provisions of sections 51 to 60 of the Disaster Management Act, 2005, besides legal action under Sec. 188 of the Indian Penal Code.
26. In case of any doubt, the State Government in R&DM (Disaster Management) Department will issue necessary directions or clarifications.
27. The above containment measures will remain in force, in all parts of the State up to midnight of 14.4.2020.

By order of the Governor


Chief Secretary, Odisha

Memo No. 2036 /R&DM(DM) Date: 27.3.2020

Copy forwarded to the Private Secretary to Hon'ble Chief Minister/ Private Secretary to all Ministers/ OSD to Chief Secretary/ Private Secretary to Development Commissioner/ Private Secretary to Agriculture Production Commissioner for kind information of the Hon'ble Chief Minister/ Hon'ble Ministers/ Chief Secretary/ Development Commissioner/ Agriculture Production Commissioner.


Special Relief Commissioner &
Additional Chief Secretary to Govt.
(Disaster Management)

Memo No. 2037 /R&DM(DM) Date: 27.3.2020

Copy forwarded to the Addl. Chief Secretary/ Principal Secretary/ Commissioner-cum-Secretary of all Departments/ Director General of Police/ Director General of Police Fire Services/Police Commissioner, Bhubaneswar-Cuttack/ All RDCs/ All Collectors/ All Superintendents of Police/ All Municipal Commissioners for kind information and immediate necessary action.


Special Relief Commissioner &
Additional Chief Secretary to Govt.
(Disaster Management)



**Government of Odisha
Office of Special Relief Commissioner**

No.2669/R&DM(DM) Date:18.05.2021
RDM-RLF-MISC-0034-2020

ORDER

Whereas, resurgence of SARS CoV-2 has been noticed in many parts of India and the State;

Whereas, an Order of even number dated 23.03.2021 was issued for effective control of COVID-19 in the country, for a period upto 30.04.2021;

And whereas, considering the unprecedented surge in COVID-19 cases across the Country, Ministry of Health & Family Welfare (MoHFW) vide DO No. Z.28015/85/2021-DM Cell dated 25th April 2021; has issued an advisory to all States and Union Territories (UTs), for implementing intensive, local and focused containment framework, in specific districts/ cities/ areas, identified based on a prescribed criterion;

And whereas, Ministry of Home Affairs, Government of India (GoI) has issued guidelines vide Order No.40-3/2020-DM-I(A) dated 29th April ,2021 for effective control of COVID-19;

AND WHEREAS, the Government of Odisha vide Revenue & Disaster Management (Disaster Management) Department Order No.2328/R&DM(DM) dated 1st May, 2021 has imposed order on lockdown in the entire State of Odisha until 5:00 AM of May 19, 2021 (Wednesday) with a view to ensuring strict social distancing and isolation to contain the spread of COVID-19;

AND WHEREAS, certain amendments/ stipulations have been brought out in the provisions of the said order vide order No.2342/R&DM(DM) dated 3rd May, 2021, No.2384/R&DM(DM) dated 4th May, 2021; No.2404/R&DM(DM) dated 5th May, 2021; No.2624/R&DM(DM) dated 16th May, 2021;

AND WHEREAS, considering the present situation with regard to COVID-19 in the State, it is felt necessary to further extend the period of lock down;

Now, therefore, the Government of Odisha do hereby order that lockdown in the entire State of Odisha with all the stipulations/ instructions contained in the above orders shall stand extended until 5 AM of 1st June, 2021.

Strategy for containing the infection:

1. Testing, tracking and containment shall be undertaken by local authorities i.e. District Collector & Municipal Commissioners, examining very carefully the spread of infection, case positivity, hospital infrastructure and local conditions, with a view to minimizing the spread through effective micro-containment. While working on the containment framework, the concerned authorities shall carefully determine the area which shall be brought under micro-containment. The clinical management and vaccination shall be given adequate importance and a detailed strategy and action plan shall be worked out by local administration. The local authorities shall be guided in this regard by **Annexure 1**.
2. **Lockdown:** There shall be Lockdown throughout the State with effect from May 19, 2021 (Wednesday) till 5:00 AM of June 01, 2021 (Tuesday).

However, there shall be complete Shutdown on weekends, starting 6:00 PM of Fridays till 5:00 AM of Mondays.

3. The lockdown is primarily aimed at restricting movement of persons. Movement of goods and goods carriers shall not be affected by the lockdown.
4. **Vaccination:** During this period, subject to availability, vaccination shall continue in places as notified by H&FW Department from time to time. Eligible persons, as advised by the Department shall travel to the Covid Vaccination Centres (CVC) on their own. Such person(s) shall be allowed to travel to the designated CVCs in their vehicles/ taxis/ auto rickshaws by following guidelines to that effect. H&FW Department/ District Collectors/ Municipal Commissioners may facilitate alternative ways through Call Centres/ IT solutions to ensure that such persons smoothly travel to and from the CVCs.
5. **Testing:** Persons desirous of/ required to undertake testing for Covid-19 shall be allowed to travel to designated Government/ Private Covid-19 Testing Centres in their vehicles/ taxis/ auto rickshaws by following guidelines to that effect. H&FW Department / District Collectors/ Municipal Commissioners may facilitate alternative ways through Call Centres/ IT solutions to ensure that such persons smoothly travel to and from the CVCs, if required by obtaining passes from appropriate authorities, preferably through electronic means.
6. **During the lockdown period, the following activities will remain prohibited:**
 - i. Buses for public transport.
 - ii. Intra-State movement of individuals by road, except for medical reasons or for activities permitted under these guidelines.
 - iii. All educational, training, coaching institutions, etc., except as allowed by Government. However, physical conduct of examinations by state/ national/ international bodies shall be allowed on a case to case basis by the respective Departments with due intimation to all concerned authorities.
 - iv. Exhibitions/ Trade Fairs/ Melas/ physical Business to Business meetings are prohibited. However, such activities may be taken up in virtual mode.

- v. Taxis (including auto rickshaws and cycle rickshaws) and services of cab aggregators (except as specified in subsequent paragraphs of this order).
- vi. All cinema halls, malls, market complexes, gymnasiums, sports complexes, swimming pools, entertainment parks, theatres, parks, bars and auditoriums, assembly halls, Merry-go-round (Doli)/ Meena bazaar and related activities and similar places.
- vii. Jatra/ opera/ open air theatres shall not be allowed to operate.
- viii. All salons/ barber shop, spa, beauty parlour etc. shall remain prohibited.
- ix. All social/ political/ sports/ entertainment/ academic/ cultural/ religious functions/ other gatherings.
- x. All religious places/ places of worship shall be closed for public. However religious rituals are allowed with bare minimum priests/ servitors and staff. Religious congregations are strictly prohibited.
- xi. Marriages shall be permitted, with approval from local authorities, with not more than 25 persons and in case of Thread Ceremony/ Bratopanayan, funerals and last rites, the number of persons participating shall not be more than 20 (for the entire event) including hosts, guests, priests and catering and other support staff with adherence of COVID-19 safety protocols. Under no circumstances, the number of participants shall exceed the ceiling for the entire event. Marriage, funeral and last rites related gatherings shall be conducted as per the Government guidelines released vide Revenue and Disaster Management (DM) Department letter No. 2321/ R&DM(DM) dt. 30.04.2021. Thread ceremony/ bratopanayana and related rituals shall be celebrated only in the family. No outside guest shall be invited. No feast shall be served in the function. Thread ceremony/ bratopanayana and related rituals shall be conducted as per the Government guidelines released vide Revenue and Disaster Management (DM) Department letter No. 2666 dated 18.05.2021. **In case of all these functions, no community feast shall be organised nor any food shall be served in the venue. Only take away food shall be allowed to the guests.**
- xii. Indoor & outdoor film shooting/ TV serial related shooting shall not be allowed.

During the Lockdown, the following activities ARE ALLOWED WITH EFFECT FROM 5:00 A.M of 19th May, 2021 till 5.00 AM of of 1st June, 2021, subject to adherence of Standard Operating Procedure (SoP) for social distancing, and Covid Safety Protocols, issued by Government:

A. All health services (including AYUSH) to remain functional, such as:

- i. Hospitals, nursing homes, clinics, telemedicine facilities.
- ii. Dispensaries, chemists, pharmacies, all kinds of medicine shops including Jan Aushadhi Kendras and medical equipment shops.
- iii. Medical laboratories and collection centres.
- iv. Pharmaceutical and medical research labs, institutions carrying out COVID-19 related research.
- v. Veterinary Hospitals, dispensaries, clinics, pathology labs, sale and supply of vaccine and medicine.

- vi. Authorised private establishments, which support the provisioning of essential services, or efforts for containment of COVID-19, including home care providers, diagnostics, supply chain firms serving hospitals.
- vii. Manufacturing units of drugs, pharmaceuticals, medical devices, medical oxygen, their packaging material, raw material and intermediates.
- viii. Construction of medical/ health infrastructure including manufacture of ambulances.
- ix. Movement (inter and intra State, including by air) of all medical and veterinary personnel, scientists, nurses, para-medical staff, lab technicians, mid-wives and other hospital support services, including ambulances.
- x. (a) With a view to facilitating smooth movement of oxygen tankers/ oxygen cylinder carrying vehicles/ vehicles carrying Covid-19 emergency materials for management of COVID- 19 in the State, such vehicles shall not be delayed at the toll collection gates.
 (b) A Green corridor shall be made available at the toll gates for hassle free and smooth movement of such vehicles.
 (c) The toll due shall be collected by a special service so as to allow the vehicles to pass within 5 minutes maximum.
 (d) National Highway Authority of India (NHAI)/ Works Department, Govt. of Odisha/ any other agency managing the toll gates across the State shall put notice to this effect conspicuously at the toll gates for information of all concerned.

B. Financial Sector: following to remain functional:

- i. Reserve Bank of India (RBI) and RBI regulated financial markets and entities like NPCI, CCIL, payment system operators, Clearing Houses and standalone primary dealers.
- ii. Bank branches and ATMs, IT vendors for banking operations, Banking Correspondents (BCs), ATM operation and cash management agencies. However, Banks shall operate as per guidelines to be issued by Finance Department vide Letter No. 12822 dated 26.04.2021. However door step/ online banking may be promoted. Wherever physical banking is required such services may be extended to the extent possible in special areas with adequate ventilation and frequent sanitisation.
- iii. SEBI, and capital and debt market services as notified by the Securities and Exchange Board of India (SEBI).
- iv. IRDAI and Insurance companies.
- v. Non-Banking Financial Institutions (NBFCs) including Housing Finance Company (HFCs) and Micro Finance Institutions (NBFC-MFIs) with bare minimum staff.
- vi. Co-operative Credit Societies.

Efforts should be made to operate with minimum possible staff. Staff should be encouraged to Work from Home (WfH) wherever possible and feasible.

C. Public Utilities:

- i. Railway, Airport, Sea Port operations etc. shall continue as per Government of India Guidelines.
- ii. Operations of Oil and Gas sector, including refining, transportation, distribution, storage and retail of products, e.g., petrol, diesel, kerosene, CNG, LPG, PNG etc.

- iii. Generation, transmission and distribution of power at State level.
- iv. Postal services, including post offices.
- v. Operations of utilities in water, sanitation and waste management sectors, at municipal/ local body levels in State.
- vi. Operation of utilities, including movement of vehicles and personnel, providing telecommunications, DTH and internet services, including maintenance of telecom towers and recharge facilities for prepaid mobile connection. Efforts shall be made to provide on-line services rather than physical services.

D. Commercial and private establishments, as listed below:

- i. Shops, including ration shops (under PDS) and neighbourhood/ roadside/ street corner shops, dealing with food, groceries, fruits and vegetables, dairy and milk booths, meat and fish, animal feed & fodder, seeds, fertilizers and pesticides including their transportation, warehousing and related activities. However, district authorities may encourage and facilitate home delivery to minimize the movement of individuals outside their homes.

Street corner / road-side shops / stand-alone shops dealing with food and essential items, vegetables, fish, meat, and eggs and milk are allowed to operate on weekdays (Monday to Friday) between **7AM to 11AM**. Such shops shall maintain a minimum 30 feet shop to shop distance. The shopkeepers and the buyers shall mandatorily abide by the Covid safety protocols like social distancing, use of mask. The local authorities shall demarcate areas for this purpose. The Collectors/ Municipal Commissioners shall make all efforts to disperse the vegetable vendors in such a manner that no person is required to travel more than 0.5 km for purchase of vegetables. Any violation of COVID-19 protocols will attract closure/ sealing/ cancellation of license of the concerned shops.

However, weekly and daily haats shall be prohibited.

Explanation: Food and grocery shall mean all items of food and grocery that are usually consumed by people on day to day basis and include, among others, hygiene products such as hand washes, soaps, disinfectants, body wash, shampoos, surface cleaners, detergents, tissue papers, toothpaste, oral care, sanitary pads, diapers, charger and battery cells, etc.

- ii. Restaurants and dhabas for Takeaway and Home delivery only
- iii. Home delivery by operators/ online delivery of all goods/ services by e-commerce platforms such as Amazon, Flipkart, Blue Dart, DTDC, Big Basket, Grofers, Urban Clap, Zomato, Myntra, Swiggy, KFC, Pizza Hut, Dominos, Uber Eats, etc.
- iv. Retailers of food & grocery items such as Big Bazaar, Reliance Fresh, OMFED, OPOLFED, Chilika Fresh, Spencers, etc. They are also allowed to provide home delivery services.
- v. Print, electronic and Web media (Members of media may have to produce authorisation from their appropriate authorities specifically showing their areas of movement).
- vi. IT and IT enabled Services (ITeS) with a maximum of 20% staff * (as far as possible to work from home).
- vii. Data and Call Centres with bare minimum staff.

- viii. Telecommunications, internet services, broadcasting and cable services/ DTH and optical fibre (on-line, virtual services shall be encouraged to be provided to consumers.)
- ix. Petrol pumps, LPG, Petroleum and gas retail and storage outlets alongwith home delivery.
- x. Power generation, transmission and distribution units and services.
- xi. Government approved Common Service Centres (CSCs) at Gram Panchayat level.
- xii. Cold storage and warehousing services, including at ports, airports, railway stations, container Depots, individual units and other links in the logistics chain. Private security services and facilities management services for maintenance and upkeep of office and residential complexes.
- xiii. Hotels, home stays, Lodges and motels, which are accommodating tourists and persons stranded due to lockdown, medical and emergency staff, air and sea crew.
- xiv. Establishments used/ earmarked for quarantine facilities.
- xv. Services provided by self-employed persons, e.g.. Electrician, IT repairs, plumbers, motor mechanics, and carpenters etc.
- xvi. Shops that repair and service electrical and electronic appliances including fans, air coolers, water purifiers, air conditioners, mobile phones, computers, accessories, etc.
- xvii. Shops dealing in construction equipment and supplies such as cement, iron rods, chips etc with provision of home delivery of all construction goods..
- xviii. Shops of educational books for students.
- xix. Newspaper Delivery will be allowed between 5AM to 8AM.
- xx. OMFED shops/ Milk booths dealing with milk/ milk products/ Bread are allowed to operate between **7AM and 11 AM**. Such shops shall not sale tea/coffee/soft drinks etc However , home delivery of milk/ milk products/ bread will be allowed in other times.

Explanation:

- i. *All facilities in the supply chain of essential goods, whether involved in manufacturing, wholesale or retail of such goods through local stores, large brick and mortar stores or e-Commerce companies should be allowed to operate, ensuring strict social distancing without any restriction on their timing of opening and closure. Supply of essential goods includes food processing units such as bread factories, milk processing plants, flour mills, dal mills, etc. located in urban areas".*
- ii. *Shops (including Kirana and single shops selling essential goods) and carts, including ration shops (under PDS), dealing with food and groceries (for daily use), hygiene items, fruits and vegetables, dairy and milk booths, poultry, meat and fish, animal feed and fodder etc, should be allowed to operate, ensuring strict social distancing within the stipulated duration of time as prescribed in this order .*
- iii. *District authorities may encourage and facilitate home delivery to minimize the movement of individuals outside their homes.*

- iv. *Hotels / Restaurants shall be allowed to operate for in-house guests but shall not allow outside persons to dine inside the hotel and its restaurants. In-house guests can use the restaurant services in due compliance of Covid-19 protocols. However, the hotels/ restaurants can take on-line orders and provide home delivery of food to customers.*

E. Transportation:

Public transport by buses (inter-state and intra-state) will remain suspended till 19th May 2021.

Exceptions:

- a. Movement, loading/ unloading of goods/ cargo (inter and intra State) including transportation of all goods is allowed
- b. All goods carriers, whether loaded or unloaded.
- c. Fire, law and order and ODRAF, and other emergency services.
- d. Vehicles of Essential Service Agencies such as Municipality/ NAC, Power supply, Drinking Water Supply, Sewerage, Telecom (Private and Government) Service providers and other utility services
- e. Government and Private Vehicles used for Emergency and Covid Management
- f. Inter and intra state movement of goods/ cargo for inland and exports.
- g. Cross land border movement of essential goods including petroleum products and LPG, food products, medical supplies.
- h. Transportation for all medical personnel, nurses, paramedical staff and other hospital support services
- i. Transport to and from hospitals within the state. (In special cases, transportation to another state can be allowed with permission of DHS/ Collector/ CDMO/ Principal/ Superintendent of Government Medical Colleges.)
- j. Transportation to and from place of residence to Airports/ Railway Station with Rail/ Air Tickets/ Boarding Passes as evidence of travel along with an accepted Identity Card
- k. Private vehicles belonging to persons engaged in organisations/ agencies permitted to operate. Such persons should carry appropriate authorization and ID documents. Private vehicles shall not be allowed for procuring essential commodities, except as per the orders of Hon'ble High Court of Orissa dated 10.04.2020 in WPC No. 9095 of 2020
- l. Transport aggregators like OLA cab/ UBER as permitted by C&T (T) Department for transportation of medical personnel/ patients to and from hospitals / persons travelling to and from their place of residence to Covid Vaccination Centres (CVC) and/or Government and Private Covid Testing Centres.
- m. Garages, vehicle repairing shops shall be allowed to operate
- n. All personnel travelling to and from place of work, in the exempted categories, as per the instructions of the concerned authorities, on production of valid

identity card. Local authorities may impose additional requirements for allowing travel for the purpose of attending office works.

- o. Two wheeler with the rider only (no pillion rider) and four wheelers, auto rickshaws, taxis, including cabs/ auto rickshaws by aggregators like Ola, Uber etc. are allowed with driver plus up to two passengers in the back seat for the permitted purposes such as travel to and from place of residence to COVID testing centre, vaccination centre, airport/ railway station, emergency medical requirements, personnel of essential services, marriage, funeral/ last rites etc.
- p. Capital Region Urban Transport (CRUT) is allowed to operate with limited number of services to & from airport & railway stations during lockdown period. While going to the airport/ railway stations, such buses shall only pickup passengers for the above destinations only and not for any in between stops. Similarly, such services from airport/ railway station will not pickup any passenger en-route. The services will be operated with up to seating capacity of the bus only. No standing passengers are allowed.
- q. Service units of Automobile dealers including mobile service operations/ garage on wheels
- r. Automobile Spare part shops (for home delivery)
- s. Sale and registration of agriculture & farm related machineries like Power Cultivator, Power weeder, Diesel spray pumps, power tiller, agro approved tractors, harvesting machines etc, healthcare related vehicles like ambulances, oxygen cylinder mounted vehicle/ cylinder carriers, swab collection van, mobile blood collection/ donation van & other vehicles used for healthcare purpose, vehicles used for emergency services for management of COVID. Commerce & Transport Department will take appropriate action on this matter and issue necessary orders.

F. Social Sector:

- i. Operation and movement of related vehicles of homes/ Therapy Centres for children/ disabled/ mentally challenged/ senior citizens/ destitute/ women/ widows including bed side attendant and care givers of senior citizens residing in their homes (with prior approval of the appropriate authority).
- ii. Operation and movement of related vehicles of observation homes, after care homes and places of safety for juveniles.
- iii. Disbursement of social security pensions, e.g., old age/ widow/ freedom fighter pensions; pension and provident fund services provided by Employees Provident Fund Organisation (EPFO).
- iv. Operation of Anganwadis – Distribution of food items and nutrition at the doorsteps of beneficiaries, e.g., children, women and lactating mothers. Beneficiaries will not attend the Anganwadis.
- v. Production and marketing by Self Help Groups and activities of Mission Shakti (as decided by Collectors)
- vi. All AaharaKendras in the State will remain open for takeaway only.

G. Agricultural and related activities:

All agricultural and horticultural activities to remain fully functional, such as:

- i. Farming operations by farmers and farm workers in fieldviz.:
 - a. Sowing, nursery preparation, land preparation, irrigation, planting, harvesting, threshing, processing and packing, etc.
 - b. All post harvesting activities.
 - c. Seed Growing, Distribution and Sale, including transport of raw seed.
 - d. Seed storage, certification, testing, processing, grading and packing in both Govt. and private sectors.
 - e. Allied industries dealing with packing material, seed treatment, chemical supplies, etc.
 - f. Movement of vehicles involving above activities.
 - g. Excavation of farm ponds and construction of water conservation structures
 - h. Crop cutting experiments / loss assessment for crop insurance.
 - i. Extension/ demonstration/ developmental and IEC activities in Agriculture and Horticulture sector by all Government Agencies
 - j. Any other activities incidental to agriculture/ horticulture/ floriculture
 - k. All activities relating to Kharif Crop Loans by Banks including Odisha State Co-operative Bank, District Cooperative Banks, PACS and LAMPCS
 - l. All activities relating to procurement of pulses and oil seeds by NAFED / MARKFED and agencies allowed by NAFED
- ii. Agencies engaged in procurement of agriculture products and MSP operations including private individuals and traders in vegetable & fruits (horticulture) supply chain & all vehicles carrying agriculture/ horticulture produce and/or products, cold storage, warehousing services and packaging units with their transportation.
- iii. 'Mandis' operated by the Agriculture Produce Market Committee (APMC), RMCs, PACS, LAMPCS, SHGs, Rural Haats or as notified by the State Government (e.g., satellite mandis), direct marketing operations by the State Government or by industry, directly from farmers/ group of farmers, FPOs' Co-operatives, etc. Decentralized marketing and procurement at village level.
- iv. Shops of agriculture machinery, its spare parts, storage houses and packaging units by wholesalers/ dealers/ retailers of fertilizers, pesticides, seeds and farm machinery (including its supply chain) and repairs to remain open.
- v. 'Custom Hiring Centres (CHC)'/ Agro Service Centres / Workshops/ Shops for repairing and spare parts related to farm machinery.
- vi. Manufacturing, distribution and retail of fertilizers, pesticides and seeds including shops dealing with fertilizers, pesticides and farm machinery/ equipment, their transportation, warehousing, testing laboratories for seeds, soil, fertilizer and pesticides, etc. and related activities.
- vii. Movement (inter and intra State) of harvesting and sowing related machines like combined harvester, tractor, power tillers, pump sets, threshers, seed drill and other agriculture/ horticulture implements.
- viii. Collection, harvesting and processing of Minor Forest Produce (MFP)/ Non Timber Forest Produce (NTFP) by scheduled tribes and other forest dwellers in forest areas.

- ix. Facilities for export/ import such as pack houses, inspection and treatment facilities for seeds and horticulture produce.
- x. Research establishments dealing the agriculture and horticulture activities.
- xi. Inter and intra State movement of planting materials and honeybee colonies, honey and other beehive products.

• **Fisheries:**

- i. Operations of the fishing (marine and inland)/ aquaculture industry, including feeding(sea food quality testing laboratories) & maintenance, harvesting, processing including aqua laboratories, clinics, packaging, cold chain including ice factories, sale and marketing. Functioning of fishing harbours, fish landing centres, fish auction halls, fish net manufacturing factories, fish net mending sheds and fish drying yards
- ii. Hatcheries, feed plants, commercial aquaria.
- iii. Movement of fish/ shrimp and fish products, fish seed/ feed and workers for all these activities.

• **Plantations:**

- i. Operations of coffee and rubber plantations, with maximum of 50% workers.
- ii. Processing, packaging, sale and marketing of tea, coffee, rubber and cashew, with maximum of 50% workers.
- iii. Bamboo, Coconut, Arecanut, Cocoa, Spices plantation and their harvesting, processing, packaging, sale and marketing.
- iv. Pre-Plantation & Nursery Activities, Silvicultural operations, Creation and maintenance of water bodies, maintenance of plantations, Kendu leaf operation, Collection, procurement and marketing of NTFPs and MFPs with maximum of 50% workers.

• **Animal husbandry:**

- i. Collection, processing, distribution and sale of milk and milk products by milk processing plants, including transport and supply chain.
- ii. Operation of animal husbandry farms including poultry farms & hatcheries and livestock farming activity.
- iii. Animal feed manufacturing, transportation, distribution and retailing of cattle feed and fodder, poultry feed, pet feed, any other livestock feed and feed plants, including supply of raw material, such as maize and soya.
- iv. Operation of animal shelter homes, Government veterinary hospitals, dispensaries, mobile veterinary units, Livestock Aid Centres and allied units, private veterinary clinics, and para-veterinarians; Artificial Insemination and Vaccination services; Disease Diagnostic Laboratories, Govt. Livestock and Fodder Farms, Frozen Semen Bank, Biological Product Institutes, veterinary care suppliers and retailers including veterinary medicine stores and operation of Gaushalas including feeding of stray animals.

H. Industries / Industrial Establishments (both Government and private), as listed below:

- i. All Industries operating in both urban and rural areas are allowed to operate. The production unit(s) of all Industries will operate as required for their production.
- ii. However, the corporate and other offices of industries located in the district headquarters/ other locations in the district shall function with up to 10% of staff strength. The Collector/ Municipal Commissioner shall allow operations of such offices on application submitted by the owner of the industry/ manager of the industrial unit/ indicating the number of staff to attend office and the number of office vehicles to be used for office work.
- iii. Brick kilns in rural areas i.e., outside the limits of municipal corporations and municipalities.
- iv. Workshops of Indian Railways.
- v. For staff movement, two-wheeler is allowed only with the rider and no pillion rider and car is allowed with driver plus two passengers in the back seat.

I. Construction activities will be allowed in both Government and Private Sector:

- i. All Construction activities and associated movement of vehicle/ labourers in both rural and urban areas.
- ii. The Standard Operating Procedure is to be followed in the Government as well as private construction sites and movement of personnel vehicles to prevent spreading of COVID-19 and to protect the workers/construction personnel from heat wave.
- iii. The Collector/ Municipal Commissioner shall allow operations of the offices of the Contractors/ Construction agencies at district headquarters/ other places and work sites in the district on recommendation of the Executive Engineers of Works Divisions, during the lockdown period.
- iv. Such offices located in the containment zones shall not operate.
- v. Letter of the Executive Engineer of the concerned Division to contractors/ construction agencies should be treated as valid document to allow travel of their personnel from homes to office/ work sites and to Government offices only for their professional requirement.
- vi. For movement of staff, two wheeler is allowed only with the rider and no pillion rider and car is allowed with driver plus two passengers in the back seat.
- vii. Opening of Shops relating to construction materials, Hardware /Paint/Pipes/Sanitary shops only for home delivery (orders to be taken on-line, virtually or telephonically).

J. Offices of the Government of India, its Autonomous/ Subordinate Offices will remain open, as mentioned below:

- i. Defence, Central Armed Police Forces, Health and Family Welfare, Disaster Management and Early Warning Agencies (IMD, INCOIS, SASE and National Centre of Seismology, CWC, NDRF), National Informatics Centre (NIC), Food

Corporation of India (FCI), NCC, Nehru YuvaKendras (NYKs) and Customs to function without any restriction.

- ii. Other Ministries and Departments and offices under their control, are to function with 25% attendance of Deputy Secretary and levels above that. Remaining officers and staff to attend upto 10% as per requirement.
- iii. Institutions of Govt. of India like IITs/ IIMs and others are allowed to keep their hostels open with strict adherence to COVID safety protocols.

K. Offices of the State Government, their Autonomous Bodies and Local Governments will remain open, as mentioned below:

- i. Police, home guards, civil defence, fire and emergency services, disaster management, prisons, excise and municipal services will function without any restrictions.
- ii. All other Departments of State Government to work with not more than 10% staff or as directed by Government in General Administration & Public Grievance Department from time to time. However, delivery of public services shall be ensured and necessary staff will be deployed for such purpose.
- iii. District administration and Treasury (including field offices of the Accountant General) will function with restricted staff. However, delivery of public services shall be ensured, and necessary staff will be deployed for such purpose.
- iv. Resident Commissioner of State, in New Delhi, only to the extent of coordinating COVID-19 related activities and internal kitchen operations.
- v. Forest offices: staff/ workers required to operate and maintain zoo, nurseries, wildlife, fire-fighting in forests, watering plantations. Patrolling and their necessary transport movement. Forest office includes forestry plantation and related activities, including silviculture operation.

L. Offices of the Private/ Civil Society Sector:

Offices in private/ corporate and civil society sector shall work with reduced manpower, preferably at 33% of their staff strength. Such offices shall encourage Work from Home for their staff.

M. Training Activities

- i. Physical training of uniformed personnel such as, Police / Home Guard/ Fire Service/ Forest/ Excise etc are allowed with strict adherence to Covid safety protocols.

Persons coming on emergency works related to Covid-19 management by Government and private hospitals shall be exempted from any type of quarantine. However, such persons shall strictly follow appropriate Covid-19 protocols and shall stay in designated places and not move around without any authorisation from appropriate authorities.

N. Operation of guidelines in containment zones

- i. **In these containment zones, the activities allowed under these guidelines will not be permitted.** There shall be strict perimeter control in the area of the containment zones to ensure that there is no unchecked inward/ outward movement of population from these zones except for maintaining essential

services (including medical emergencies and law and order related duties) and Government business continuity. The guidelines issued in this regard by MoHFW will be strictly implemented.

- ii. If any new area included in the category of containment zone, the activities allowed in that area till the time of its categorization as a containment zone, will be suspended, except for those activities which are specifically permitted under consolidated revised guidelines.
- iii. **The activities allowed under this guidelines will be withdrawn immediately, if any of the lockdown measures are violated, risking the spread of COVID-19. All entities, in the Government and private sectors, and members of public should follow the guideline strictly.**

O. Additional restrictions during Weekend Shutdown:

- i. All commercial establishments, including essential food and vegetable shops, but excluding all medicine, pharmaceuticals and medical devices shops, shall be prohibited.
- ii. However, home delivery of essential goods, food items, including grocery, vegetables, fish, meat, egg and milk are permitted. Further, home delivery of food by restaurants, hotels and aggregators such as Swiggy, Zomato etc. are allowed.
- iii. No restrictions shall apply to COVID testing and vaccination centres and movement of persons/ vehicles for COVID testing and vaccination shall be allowed.
- iv. All offices/ establishments will remain closed except the offices/ establishments indicated at point No. B, K (i), K(v) & J(i).

General guidance during Lockdown and Weekend Shutdowns:

No pass would be required for movement of above category of persons. Valid Travel documents/ authorizations such as airline/ railway/ bus tickets/ boarding passes, with any identity proof shall be adequate for the purpose. Identity cards issued by appropriate authorities of the establishments shall serve as pass for effecting movement of employees of establishments under permitted activities. Patients and their attendants/ persons requiring emergency need for movement shall be allowed to move with minimal proof of their emergencies. Officers/ staff on duty shall be sensitized to appreciate the situation of persons on the road and take suitable action to facilitate movement on emergency needs. However, considering situation on the ground, appropriate local authorities may prescribe additional requirements for permission to travel. However, all efforts shall be made for smooth, contactless and electronic methods for entertaining requests for movement.

P. Involvement of Gram Panchayats

Gram Panchayat shall play a very important role in creating awareness among inhabitants about Covid Appropriate Behaviours (CABs) and keep a track on people coming from outside to their area, besides undertaking surveillance on the spread of the disease. Further, Gram Panchayats shall monitor the health condition of people in Home Isolation and report to BDOs/ Health Officials about non-availability of appropriate conditions if any and the need for transferring patients from Home Isolation, if required. Further Gram Panchayat shall bring to the notice of Local Authorities (BDO/ Tahsildar/ PHC/ CHC/

Police Station) in regards to violation of Covid-19 protocols and relevant guidelines on Covid-19 management by any individual(s).

Q. General Directives for COVID-19 Management

The following General Directives for COVID-19 Management shall be strictly followed throughout the State:

- a. Face coverings/ Masks: Wearing of face cover/ mask properly is compulsory in public places; in workplaces; and in public transport.
- b. Physical distancing: Individuals must maintain a minimum distance of 6 feet in public places.
- c. Spitting in public place will be punishable with fine, as prescribed in accordance with laws, rules or regulations.
- d. Same as permitted by the Excise Department, consumption of liquor in public place is prohibited.
- e. Consumption of paan, gutka, tobacco, and similar products in public place is prohibited.

R. Safety and Protection of vulnerable persons

The following categories of people are advised against outdoor movement, except for essential and health purposes.

- a. persons above 65 years of age
- b. persons with co-morbidities
- c. pregnant women
- d. children below the age of 10 years

S. Instructions for enforcement of above lockdown measures:

- i. All the district magistrates shall strictly enforce the National COVID 19 directives as specified in *Annexure I*. Penalties prescribed shall be levied and collected from all persons and entities violating these directives.
- ii. All industrial and commercial establishments, work places, offices etc. shall put in place arrangements for implementation of SOP before starting their functioning.
- iii. Police Commissioner, Collector, ADM, CDM&PHO, DCP, Sub-Collector, Tahasildar, B.D.O, Municipal Commissioner and Executive Officer of Urban Local Bodies are hereby authorized to take all necessary actions for enforcement and implementation of the aforesaid measures. Local police shall render necessary assistance as and when requisitioned by the aforementioned officers.
- iv. Excise enforcement activities shall be permitted.

T. Penal provisions

Any person violating these lockdown measures will be liable to be proceeded against as per the provisions of Section 51 to 60 of the Disaster Management Act, 2005, and COVID-19 Regulations 2020, besides legal action under Sec. 188 of the IPC, and other legal provisions as applicable.


In case of any other doubt, the State Government in Revenue & Disaster Management (Disaster Management) Department will issue necessary directions or clarifications.

By orders of the Governor


CHIEF SECRETARY, ODISHA

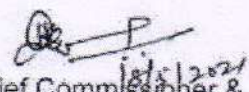
Memo No.2670/R&DM(DM) Date:18.05.2021

Copy forwarded to the Private Secretary to Hon'ble Chief Minister/ Private Secretary to all Ministers/ Chief Secretary/ Development Commissioner/ Agriculture Production Commissioner for kind information.


Special Relief Commissioner &
Additional Chief Secretary to Govt.
(Disaster Management)

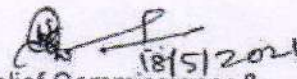
Memo No.2671/R&DM(DM) Date: 18.05.2021

Copy forwarded to the Addl. Chief Secretary/ Principal Secretary/ Commissioner-cum-Secretary of all Departments/ Director General of Police/ Director General of Police Fire Services/Police Commissioner, Bhubaneswar-Cuttack/ All RDCs/ All Collectors/ Superintendents of Police/ All Municipal Commissioners for kind information and immediate necessary action.


Special Relief Commissioner &
Additional Chief Secretary to Govt.
(Disaster Management)

Memo No.2672/R&DM(DM) Date: 18.05.2021

Copy forwarded to the Joint Secretary (Disaster Management), Ministry of Home Affairs (Disaster Management Division), Government of India for kind information.


Special Relief Commissioner &
Additional Chief Secretary to Govt.
(Disaster Management)



**Government of Odisha
Office of Special Relief Commissioner**

No. 64 /R&DM(DM)
PT2-RDM-RLF-MISC-0034-2020

Date: 05/01/2022

ORDER

**Addendum to Order No.7554/R&DM(DM) dated 29.12.2021 &
No.7592/R&DM(DM) dated 31.12.2021**

Whereas, resurgence of COVID-19 has been noticed in many parts of India and some areas of the State;

And whereas, it is observed that the number of COVID-19 positive cases & Omicron cases are in increasing trend in some districts;

And whereas, COVID appropriate behavior and protocols are required to be observed scrupulously in order to prevent the transmission of the infection;

Now, therefore, in exercise of the powers conferred under Section 24(l) of the Disaster Management Act, 2005 read with Rule 8(1) of the Odisha Disaster Management Rules, 2010, the State Government do hereby promulgate the following stipulations in the State of Odisha **from 5.00 AM of 7th January, 2022 till 5.00 AM of 1st February, 2022:**

- **All schools, colleges** up to 12th standard (10+2) shall be closed. However, all such educational institutions are encouraged to organize online video method of teaching & learning for Class-X & XII students. The educational institution can organize doubt clearing classes in small batches with consent of parents by observing due COVID protocols. All examinations including Summatives Examination will continue. All AWCs shall be closed. The concerned Administrative Departments shall issue detail guidelines/ SOP in this regard.
- **Opening of shops/ malls/ shopping complexes:** All types of shops, malls, shopping complexes shall remain open across the State **from 5.00 AM to 9.00 PM everyday.**

Malls/shopping complexes shall operate with reduced number of customers. The mall Owner shall ensure that persons entering malls are thoroughly screened for temperature, correct use of masks and physical

distancing. Food court/ food plaza shall be open for take away only. No one shall be allowed to take/ consume food in the mall premises. It shall be the responsibility of the owner/ management of the malls/shopping complexes to ensure that there is no over-crowding at any point of time within the shops and common areas.

- Markets/Haats, Cinema halls, swimming pools, entertainment complexes, theatres, auditoriums, assembly halls and similar places shall be closed **at 9.00PM.**
- Only doubly vaccinated persons shall be allowed to enter market complexes/shops/ malls. No point of time more than four buyers shall be allowed per 100sq feet of shop space.
- Over-crowding inside the shops/ Malls/ shopping complexes/ Markets/ Haats/ Cinema halls/ swimming pools /entertainment complexes/ theatres/ auditoriums/ assembly halls and similar places shall not be allowed under any circumstances.

It shall be the responsibility of the Mall Authorities/ shop owner(s)/ Market Associations to ensure that COVID appropriate behaviour are followed strictly by himself/herself, and the customers. The owner shall make arrangement by deploying his/her staff to prevent crowding by customers inside and outside the shop/ mall. Proper social distancing demarcations in and outside shop shall be displayed by the shop owner and COVID appropriate social distancing shall be ensured by him/her. In case of violation, local authorities can take strict action including criminal action under relevant Acts including Disaster Management Act, 2005. Such violation shall entail sealing of such shops/ shopping complexes/ malls at least a period of 7 days or more along with heavy penalty as decided by the Local Authorities.

- All Social/ Religious gatherings shall remain prohibited.
- Large gatherings, congregations shall be prohibited. Political/ sports/ academic functions and gatherings shall be allowed with a ceiling of **100 persons** subject to the following conditions:
 - In closed spaces, a maximum of 50% of the hall capacity will be allowed subject to the above ceiling.
 - In open spaces, keeping the size of the ground/ open space in view, appropriate number of persons will be allowed, within the ceiling prescribed above, so as to ensure maintenance of prescribed physical distancing norms.
 - Wearing of masks, maintaining social distancing and provision of thermal scanning & use of hand wash or sanitizer will be mandatory.

- Permission for such functions/ gatherings shall be accorded by the respective District Magistrates/ Municipal Commissioners or other officers authorised by them.
- Political gatherings/ meetings, rallies and particularly for any election to be announced by the appropriate Election Commission should be limited to not more than 100 persons with full compliance to COVID protocols.
- No rallies/ Processions/Demonstrations/Dharanas/Strikes of any sort shall be allowed except for individuals not exceeding 5 persons coming to handover petitions/memorandum, if any.
- Exhibitions/ Trade Fairs/ Expo/ Melas shall be prohibited.
- Physical Business to Business meetings are prohibited. However, such activities may be taken up in virtual mode.
- No picnic in Parks, Nature Clubs, Beaches and other Picnic/tourist Spots shall be allowed.
- No cultural and Dance programmes of any sort shall be organized in Hotels, Parks/Malls/ Convention Centres/ KalyanMandaps.
- No Educational Institutions shall organize Excursions/ Picnics till end of January 2022.
- Annual Day Celebration/ Anniversary of any sort in the pretext of any reason shall not be allowed in any public places/ hotels/ clubs/kalian mandaps/ parks/grounds, etc.. Such celebration shall be observed only in own houses with participation of limited family members only.
- Religious rituals in temples/ churches/ Mosques/ places of worship shall be permitted with limited number of priests and staff adhering to Covid safety protocols. As regards to entry of devotees into such religious places, Local Authority i.e., District Magistrate/ Municipal Commissioner may, looking into the prevailing situation in the district and in consultation with relevant stakeholders ,impose any further restrictions as deemed proper.
- Haats and Markets including fish markets shall be decentralized and allowed to operate with minimum 30 feet distance from shop to shop. The shopkeepers and the buyers shall mandatorily abide by the Covid safety protocols like social distancing, use of mask. The local authorities shall demarcate areas for this purpose. Any violation of COVID-19 protocols will attract closure/ sealing/ cancellation of license of the concerned shops.
- Hotels/ Restaurants/ dhabas/ Bars/ Pubs are allowed for dine in up to 50% of the seating capacity with compliance of COVID-19 safety protocols till 9.00PM.
- All Hotels/Restaurant/ Bars/ Pubs/ Food joints shall close by 9.00P.M.
- All Street Vendors/ Food Vendors shall adhere to Covid protocols like social distancing and use of mask. Any deviation / non-compliance shall entail criminal action and penalty as per law and may make such unit(s) liable for

sealing/ closure for not less than 7 days and suspension/ cancellation of trade license&penalty.At no point of time more than 5 customers shall be allowed to gather in front of such vendors with due social distancing. It shall be the responsibility of the vendors to ensure full compliance of COVID appropriate behaviors by him/ herself/staff/ customers.

- All Gymnasiums/ Spas/ beauty parlour/barber shops/ saloons shall be allowed to open subject to time schedule with full compliance to COVID protocols.Any violation shall entail closure / sealing for not less 7 days along with heavy penalty by police/ District Magistrates/Municipal Commissioners.
- In public transport like buses, private vehicles and taxis (including cabs by aggregators like Ola, Uber, etc.), the conductor/ drivers shall ensure that all passengers including driver & staff put on mask during the entire period of their travel/ journey.The owner of the vehicle shall make arrangement for thermal scanning and sanitizer/ hand washing for the passengers before allowing them to enter into the vehicle.Over-crowding inside the bus/ taxis shall not be allowed under any circumstances.
- **Cultural Activities:** Cultural gatherings/ programmes including melodies, orchestra/ jatra/ opera, dances-classical, folk and other permitted dance forms, cultural competitions, open air theatres/ drama/ nukkad natak/ street plays/ other such performances, etc shall be allowed to open with due compliance to covid protocols with permission in writing from appropriate authorities of District Magistrates/ SPs/ Municipal Commissioners/ Police Commissioner, Bhubaneswar-Cuttack , who may impose any additional conditions as deemed appropriate. The orders of the Government vide its order No 6540/ R&DM (DM) dated 18th November, 2021 may be referred.
- Auditoriums/ assembly halls/ similar facilities shall be allowed to open up to 50% of capacity with due compliance to covid protocols.
- Open Air Theatres / Jatras /Operas shall be permitted by the local authorities (District Magistrate/SP/ Municipal Commissioner or any other officer authorized) subject to compliance of COVID-19 safety protocols such as mandatory wearing of face masks, physical distancing, provision of thermal scanning, etc. Keeping the size of the ground/ space in view, appropriate number of persons (subject to a ceiling of 1000 persons) will be allowed ensuring maintenance of prescribed physical distancing norm i.e., maintaining a distance of 6 feet from each other and the seating arrangement shall be made accordingly. As far as possible, facility for online booking of tickets may be arranged by the organizers and sufficient number of counters shall be opened to prevent crowding during physical booking of tickets. Facility of advance booking online as well as through counters may also be organized. The organizers shall be responsible for due compliance of these norms/ conditions.

- For indoor halls the numbers of viewers/ spectators shall not exceed 50% of the seating capacity of the hall.
- Cinema halls, theatres, multiplexes, in closed places shall be allowed to open with up to 50% of capacity and operate with due compliance to covid protocols.
- Public parks are allowed to remain open subject to strict observance of COVID-19 safety protocols with compulsory mask use and social distancing. The park authority shall regularly inspect and enforce COVID appropriate protocol. In case of violation, park authorities may order closure of such parks where it is not possible to enforce COVID appropriate behavior.
- Zoological Parks/ Nandan Kanan Zoo/ Botanical Garden shall be allowed to open with due compliance to covid protocols. However, online booking tickets for entry into Zoo/ Botanical Garden are mandatory. The visitors shall be regulated at entry & exist points.
- Visit to archeological/ historical monuments owned by Govt. shall be allowed to open with due compliance to covid protocols. However, online booking tickets for entry into these places are mandatory. The visitors shall be regulated at entry & exist points.
- All official meeting/ training etc. shall be allowed with participation of maximum 100 persons only with prior written approval of the Collector/ Municipal Commissioner and Official programmes for inauguration/ laying of foundation stone etc. shall be allowed with participation of maximum 50 persons adhering to COVID- 19 protocols. Virtual/ online meetings & trainings shall be encouraged. No cultural/ entertainment programme are allowed.
- Indoor & outdoor film shooting/ TV serial related shooting shall be allowed across the State observing COVID protocol. However, in closed places, the number of persons in the shooting shall not exceed 50 persons with full compliance to COVID protocols.

The person having double dose/final vaccination certificate or Rapid Antigen Test (RAT) (-ve)/ RT PCR (-ve) Report obtained within 72 hours prior to the function will be allowed to attend the function in case of Auditoriums/ assembly halls/ similar facilities/ Cinema halls, theatres in halls/ closed places/ marriages and cultural functions to be held in Indoor halls.

In case of Government meetings, workshops, conferences etc. COVID-19 safety protocols such as mandatory wearing of face masks, physical distancing, provision of thermal scanning, etc. shall be followed.

The organiser of the function will ensure adherence of COVID-19 safety protocols such as wearing of masks, maintaining social distancing of at least six(6) feet between participants and provision of thermal scanning & use of hand wash or sanitizer will be mandatory.

- Marriages, thread Ceremony/ Bratopanayan, and related gatherings with approval from local authorities shall be allowed with a ceiling of **100 persons(for the entire event)** including hosts, guests, priests and catering and other support staff with adherence to COVID-19 safety protocols subject to the following conditions:
 - (i) Under no circumstances, the number of participants shall exceed the ceiling for the entire event.
 - (ii) In closed spaces, subject to the above ceilings such number of persons shall be allowed as would be feasible to follow Covid protocols. In closed places, the number of persons including the invitees shall be allowed up to 50% of the hall capacity with a ceiling of **100** persons.
 - (iii) In open spaces, keeping the size of the ground/ open space in view, appropriate number of persons will be allowed, subject to the above ceilings, so as to ensure maintenance of prescribed physical distancing norm.
 - (iv) Marriage processions shall be allowed with due prior written approval from competent authorities subject to the ceiling **30** participants including bridegroom, priest, friends, relatives, guests, members of band party, light & sound systems etc. The number of persons in marriage procession shall count towards the above said ceiling of **100** persons.
 - (v) Marriage shall mean for this purpose of this order the marriage function and one reception only. All other events/ activities related to such functions shall be organized in houses with family members only. No outside guest shall be allowed to participate in such associated functions.
 - (vi) All other conditions/ stipulations for marriage, funeral and last rites related gatherings shall be followed as per the Government guidelines released vide Revenue and Disaster Management (DM) Department letter No. 2321/ R&DM(DM) dt. 30.04.2021.
 - (vii) All other conditions/ stipulations for thread ceremony/ bratopanayana and related rituals shall be followed as per the Government guidelines released vide Revenue and Disaster Management (DM) Department letter No.2666 dated 18.05.2021.
- Funerals, last rites and related gatherings with approval from local authorities shall be allowed with a ceiling of **50** persons.

In case of violation of COVID-19 safety protocols during these activities, Local Authorities can take strict action including criminal action under relevant acts including Disaster Management Act, 2005. Such violation shall entail closure of functions along with heavy penalty as decided by the local authorities.

- **Religious Festivals/ festivities:** While observing religious festivals/ festivities/ functions, rituals shall be allowed with strict observance of COVID protocols. However, no large gathering shall be permitted.

In case of violation of COVID-19 safety protocols, local authorities can take strict action including criminal action under relevant acts including Disaster Management Act, 2005. Such violation shall entail fines for devotees as decided by the local authorities.

Guidelines at Bhubaneswar/ Jharsuguda Airport:

- De-boarding should be done ensuring physical distancing.
- On arrival, random RTPCR Testing may be undertaken for passengers who shall co-operate with the testing team.
- The passengers found to be symptomatic during screening shall be immediately isolated and taken to medical facility as per health protocol.

Testing & Surveillance:

- Collectors/ Municipal Commissioners will take measures for random testing of RAT/ RTPCR in crowded places.

Night curfew: Night Curfew shall be imposed **in all urban areas of the State from 9.00 PM to 5.00 AM every day.** There shall be no movement of vehicles except for exigencies on production of proper evidence.

All District Magistrates/ SPs/ Municipal Commissioners/ Police Commissioner, Bhubaneswar-Cuttack shall strictly enforce the above measures. For the enforcement of social distancing, as far as possible the provisions of Section 144 of the Criminal Procedure Code (CrPC) of 1973 shall be used.

The other conditions/ stipulations prescribed in Order No.7554/R&DM(DM) dt.29.12.2021&Order No.7592/R&DM(DM) dt.31.12.2021 for Night Curfew shall remain in force.

Functioning of Offices

- All offices (excluding Health & FW/ Police/ Fire Services/ Disaster Management and such other services dealing with emergency services) under the control and superintendence of Govt. of Odisha , Public undertakings/ corporations/ Societies/ Autonomous Bodies shall operate with 50% of the staff. However, GA & PG Department shall issue detailed guidelines/ SOP regarding attendance of officers & staff.
- In case of Central Govt./ other private establishments, the officers & staff of such establishments shall be encouraged to work from home as far as possible.
- Staggering of work/ business hours will be followed in offices, work places, shops, markets and industrial & commercial establishments.

- Virtual/ online meetings & trainings shall be encouraged.
- Non-adherence to these guidelines/ order will invite action under appropriate provisions of Disaster Management Act, 2005.


In case of any other doubt, the State Government in Revenue & Disaster Management (Disaster Management) Department will issue necessary directions or clarifications.

By orders of the Governor


CHIEF SECRETARY, ODISHA


Memo No. 65 / R&DM(DM) Date: 05/01/22

Copy forwarded to the Private Secretary to Hon'ble Chief Minister/ Private Secretary to all Ministers/ Chief Secretary/ Development Commissioner/ Agriculture Production Commissioner for kind information.


Special Relief Commissioner &
Additional Chief Secretary to Govt.
(Disaster Management)

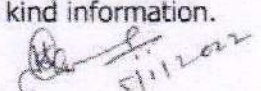
Memo No. 66 / R&DM(DM) Date: 05/01/22

Copy forwarded to the Addl. Chief Secretary/ Principal Secretary/ Commissioner-cum-Secretary of all Departments/ Director General of Police/ Director General of Police Fire Services/ Police Commissioner, Bhubaneswar-Cuttack/ All RDCs/ All Collectors/ Superintendents of Police/ All Municipal Commissioners for kind information and immediate necessary action.


Special Relief Commissioner &
Additional Chief Secretary to Govt.
(Disaster Management)

Memo No. 67 / R&DM(DM) Date: 05/01/22

Copy forwarded to the Joint Secretary (Disaster Management), Ministry of Home Affairs (Disaster Management Division), Government of India for kind information.


Special Relief Commissioner &
Additional Chief Secretary to Govt.
(Disaster Management)

CLEARANCE
REGISTRY REGISTRAR (J&E)
CONSOLIDATED WRIT PETITION

IN THE HIGH COURT OF ORISSA, CUTTACK.

(Original Jurisdiction Case)

W.P. (C) NO.19486 OF 2016.

(CODE NO.140100)

IN THE MATTER OF:

An application under Articles 226 and 227 of the Constitution of India;

AND

IN THE MATTER OF:

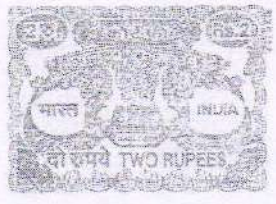
Article 14 and 19(1)(g) of the Constitution of India;

AND

IN THE MATTER OF:

An application challenging the guidelines issued by the Ministry of Environment, Forest and Climate Change (Forest Conservation Division) dated 10.03.2015 and dated 09.03.2016 issued by the Ministry of Environment, Forest and Climate Change (Forest Conservation Division) and Annexure-15 issued by the Divisional Forest Officer, Cuttack Forest Division, Cuttack and intimation dated 06.10.2016 by the Deputy Director,

2 annexes 14 & 15



[Handwritten signature]

Mines and Circular dated 13th September, 2016 bearing no.F No.8-78/1996-FC (PT), Ministry of Environment, Forest and Climate Change extending the period 31st December, 2016;

AND

IN THE MATTER OF:

An application challenging the decision of the Government of India, Ministry of Environment, Forest and Climate Change and subsequent memo of Ministry of Forest and Environment;

AND

IN THE MATTER OF:

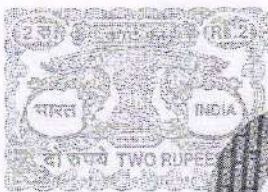
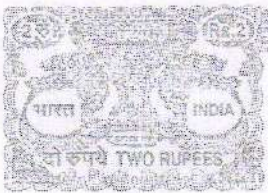
Ferro Alloys Corporation Limited, A company registered under the Companies Act, 1956 having its registered office at Bhadrak, represented through Ashok Kumar Sethy, aged about 49 years, Son of Late Agani Sethy, at present working as Manager (Admn.), M/s. Ferro Alloys Corporation Ltd., At-Laxmi Bhawan, PO: Kuans, Dist. Bhadrak.

.....PETITIONER.

-Versus-

1. Union of India, represented through Secretary, Ministry of Environment and Forests,

Handwritten signature



Handwritten mark or signature

Paryavaran Bhawan, CGO Complex, Lodhi Road, New Delhi-110011.

2. State of Odisha, represented through the Principal Secretary, Department of Forest and Environment, At-Secretariat Building, Bhubaneswar, Dist. Khurda, Odisha.
3. Director of Mines, Directorate of Mining & Geology, Govt. of Odisha, Bhubaneswar, Dist. Khurda.
4. The Deputy Director of Mines, Jajpur Road Circle, At/PO: Jajpur Road, Dist. Jajpur, Odisha.
5. Divisional Forest Officer, Cuttack Forest Division, Ghatakula, Nuapada, Madhupatna, Cuttack-753016.
6. State Pollution Control Board, Odisha, represented by its Member Secretary, Paribesh Bhawan, A/118 Nilakantha Nagar, Unit-VIII, Bhubaneswar-751012, Odisha.

.....**OPPOSITE PARTIES.**

The matter out of which this writ petition arose was

Sanjay A.S.



W.P.(C) No.19486 of 2016

[O. H. C.-98]

Sl. No. of Order	Date of Order	ORDER WITH SIGNATURE	Office note as to action (if any), taken on Order
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03. 20.12.2016

W.P.(C) No.19486 of 2016 and M.C. No.19213 of 2016

Connect with W.P.(C) Nos.3996, 4146, 4157 and 12830 of 2016.

Shri A.K. Bose, learned Asst. Solicitor General of India has put in appearance on behalf of opp. party no.1- Union of India and Shri B.P. Pradhan, learned Addl. Govt. Advocate has accepted notice on behalf of the State-opposite parties 2 to 5. Let extra copies of the writ petition be served on them within 48 hours.

Steps to serve opp. party no.6 be taken within three days by speed post with A.D. Office shall send notice fixing an early returnable date.

It is not disputed by Shri Bose that in the connected writ petitions order of status quo has been granted to the petitioner. Accordingly, similar order of status quo as on date regarding mining operation shall be maintained by the parties till the next date.

The opp. parties may file counter affidavits by 09.01.2017 and the petitioner shall have a week thereafter to file rejoinder affidavit.

List this matter on 16.01.2017 along with the connected writ petitions.

Sd/- v. Loren. C.J.
Sd/- Dr. B.R. Gavande. J.

Aptol 22/12/16



pcp

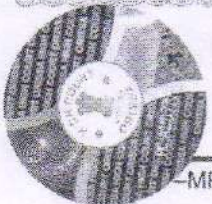
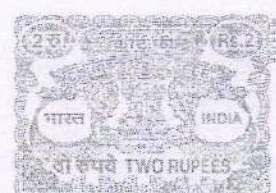
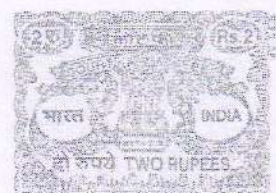


W.P.(C) No. 19486 of 2016

[O. H. C.-98]

Sl. No. of Order	Date of Order	ORDER WITH SIGNATURE	Office note as to action (if any) taken on Order
A	16.01.2017	<p>Mr. A.K. Bose, learned Asst. Solicitor General for Government of India states that counter affidavit in connected W.P.(C) No.12830/2016 has been filed, which may be read as in response to the averments made in this writ petition also.</p> <p>Learned counsel for the petitioners, however, submits that copy of the counter affidavit filed in the connected W.P.(C) No.12830/2016 may be served on him so as to enable the petitioners to file reply to the same.</p> <p>It is thus directed that copy of the counter affidavit filed in W.P.(C) No.12830/2016 be served on the learned counsel for the petitioners in this writ petition within three days.</p> <p>The petitioners in this writ petition shall have two weeks thereafter to file rejoinder affidavits.</p> <p>List it immediately thereafter along with W.P.(C) No.12830/2016.</p> <p>Interim order to continue till the next date of listing.</p>	

Sd/- V. Saran, C.J.
Sd/- Dr. B.R. Sarangi, (J)



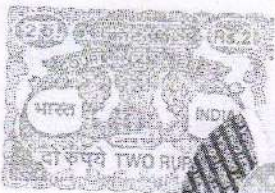
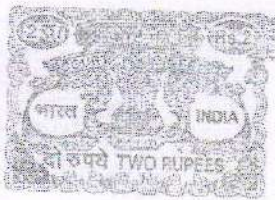
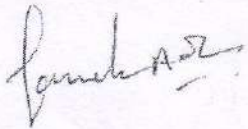
Comp. by
18/10/17

Paryavaran Bhawan, CGO Complex, Lodhi Road, New Delhi-110011.

2. State of Odisha, represented through the Principal Secretary, Department of Forest and Environment, At-Secretariat Building, Bhubaneswar, Dist. Khurda, Odisha.
3. Director of Mines, Directorate of Mining & Geology, Govt. of Odisha, Bhubaneswar, Dist. Khurda.
4. The Deputy Director of Mines, Jajpur Road Circle, At/PO: Jajpur Road, Dist. Jajpur, Odisha.
5. Divisional Forest Officer, Cuttack Forest Division, Ghatakula, Nuapada, Madhupatna, Cuttack-753016.
6. State Pollution Control Board, Odisha, represented by its Member Secretary, Paribesh Bhawan, A/118 Nilakantha Nagar, Unit-VIII, Bhubaneswar-751012, Odisha.

.....OPPOSITE PARTIES.

The matter out of which this writ petition arises is



Annexure - 07

**OFFICE OF DEPUTY DIRECTOR OF MINES; JAJPUR ROAD CIRCLE,
JAJPUR ROAD,**

Email- ddm.jajpurroad@orissaminerals.gov.in

Letter No 2263 /Mines Dt 12.12.2022

From
The Deputy Director Mines,
Jajpur road circle, Jajpur.

To
The Divisional Forest Officer,
Cuttack Forest Division.
At- Ghatakula, Nuapada.
Dist- Cuttack, 753010.

Sub- Mining of Chromite in Kalarangiatta Chromite Mines of M/s Ferro Alloys Corporation Limited in Jajpur District.

Ref- Your Letter No. 8349/5F (Forest Diversion)/60/2018, Dt. Cuttack the 08th December, 2022.

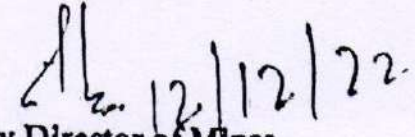
Sir,

With reference to the above cited letter on the subject I am furnishing herewith the Production and dispatch figure as sought for carrying out of mining operation vide your letter under reference of Kalarangiatta Chromite Mines of M/s FACOR Ltd in a separate sheet as (Annexure-I) duly authenticated by the undersigned from the period from January-2016 to September-2022 for favour of information and necessary action. I would further intimate you that the mining operation of the above mining lease has been continuing till date.

This is for your kind information and necessary action.

Encl: As above

Yours faithfully


Deputy Director of Mines.

Statement Showing Production & despatch figure of Chrome Ore in respect of Kalarangiatta Chromite Mines of M/S FACOR Ltd for the period from January-2016 to Sept-2022.

Month	Production	Despatch	Month	Production	Despatch
Jan-16	1812.316	1981.950	Apr-19	5180.000	4983.430
Feb-16	6247.345	2159.940	May-19	2180.000	2976.720
Mar-16	6268.983	1634.550	Jun-19	0.000	3988.070
Apr-16	1792.000	2129.7	Jul-19	200.000	0.000
May-16	6048.938	5094.71	Aug-19	540.000	5373.880
Jun-16	10797.379	4659.87	Sep-19	3080.000	2432.250
Jul-16	682.000	3401.78	Oct-19	0.000	1563.110
Aug-16	58.135	3563.92	Nov-19	2060.000	1997.750
Sep-16	8986.207	7823.67	Dec-19	7080.000	3391.700
Oct-16	4000.000	0	Jan-20	12360.000	3989.990
Nov-16	1978.484	0	Feb-20	5600.000	4005.790
Dec-16	14972.018	12033.6	Mar-20	10640.000	4651.630
Jan-17	0.000	5127.47	Apr-20	1860.000	0.000
Feb-17	0.000	4858.41	May-20	2140.000	2414.350
Mar-17	0.000	1949.98	Jun-20	8560.000	5566.830
Apr-17	370.000	720.490	Jul-20	3200.000	3980.810
May-17	5370.700	4773.500	Aug-20	0.000	8250.210
Jun-17	4079.300	2673.790	Sep-20	80.000	0.000
Jul-17	1260.000	1523.460	Oct-20	3200.000	10693.780
Aug-17	896.000	6302.510	Nov-20	5700.000	6307.260
Sep-17	2912.000	5551.200	Dec-20	14300.000	9348.290
Oct-17	868.000	3989.540	Jan-21	9820.000	11036.340
Nov-17	5511.463	3946.270	Feb-21	500.000	9365.250
Dec-17	7548.000	4344.980	Mar-21	500.000	3845.520
Jan-18	10944.000	7606.490	Apr-21	16205.000	5228.930
Feb-18	10134.000	5061.050	May-21	19700.000	8670.960
Mar-18	0.000	7703.100	Jun-21	7220.000	10367.230
Apr-18	5842.520	2219.550	Jul-21	1240.000	9491.750
May-18	5206.022	1766.370	Aug-21	1320.000	6857.420
Jun-18	3474.000	4207.310	Sep-21	520.000	0.000
Jul-18	3339.936	4557.260	Oct-21	1100.000	2431.970
Aug-18	220.000	6411.800	Nov-21	1386.000	3467.250
Sep-18	980.000	1792.890	Dec-21	1103.420	1984.010
Oct-18	3340.000	2317.210	Jan-22	149.000	1219.010
Nov-18	3440.000	6359.880	Feb-22	0.000	0.000
Dec-18	4517.870	7230.060	Mar-22	42.000	0.000
Jan-19	10820.000	6463.550	Apr-22	16434.000	4609.020
Feb-19	5260.000	3988.700	May-22	16056.000	11812.310
Mar-19	3282.395	1984.950	Jun-22	10032.000	12465.100
			Jul-22	3544.000	11.870
			Aug-22	3013.000	4180.800
			Sep-22	575.000	10041.680

Kalarangiatta Chromite Mines of M/s FACOR Ltd

11/2/22
Deputy Director Mines

Jajpur Road Circle, Jajpur Road



ଓଡ଼ିଶା ସରକାର

GOVERNMENT OF ODISHA



ବନଖଣ୍ଡ ଅଧିକାରୀ ତଥା ବନ୍ୟପ୍ରାଣୀ ଉଦ୍ଭାବଧାରକଙ୍କ କାର୍ଯ୍ୟାଳୟ, କଟକ ବନଖଣ୍ଡ, କଟକ
 OFFICE OF THE DIVISIONAL FOREST OFFICER: CUTTACK FOREST DIVISION

AT: - GHATAKULA, NUAPADA, CUTTACK 753010

Tel:- 0671-2957611, Control Room: - 0671-2340343, Toll Free No.18003457473

Email:- dfo.cuttack@odisha.gov.in

Memo No 8512 /5F (Forest Diversion) 60/2018

Dated, Cuttack the 17th December, 2022.

To

The Regional Chief Conservator of Forests,
 Angul Circle, Angul

Sub: -

Diversion of 23.80 ha of forest land (as per Sabik records as on 25.10.1980) including 2.240 ha of forest land in safety zone area for Chromite ore mining from their Kalarangiatta Chromite Mines by M/s Ferro Alloys Corporation Ltd. (FACOR) in Cuttack Forest Division coming under jurisdiction of Sukinda Tahasil of Jajpur District. Odisha- GoI, MoEF & CC, IRO, Bhubaneswar observation regarding.

Ref: -

Memo No 25049 dt.26.10.2022 of Principal Chief Conservator of Forests (Forest Diversion & Nodal Officer, FC Act) to your address. P-410

With reference to the memo cited above on the captioned subject, this is to inform you that, as per observations pointed out by Govt. of India, MoEF & CC in respect of Point (1) & (2), the required compliance are furnished below:

Point No. (1). The user agency i.e. M/s Ferro Alloys Corporation Ltd. has intimated that as per DSS of Forest Survey of India, out of 24 ha of identified CA land 10 ha contains MDF and balance 14 ha is open forest. Due to non-availability of Compensatory Afforestation land in Jajpur District, a patch of revenue forest land has been identified at village kusumunda, Dhenkanal District and allotted for CA purpose by Collector, Dhenkanal vide his letter no. II-71/2022/3910 dt.18.04.2022. Further, the user agency has submitted that initiation of CIRP by Hon'ble National Company Law Tribunal, Kolkata Bench against M/s FACOR Ltd. is a factor for delay in the process of diversion proposal. Besides, Covid-19 pandemic and its consequences on the country has further delay on the part of the user agency over which the user agency has no control, as the later reported. The documents submitted by the user agency are enclosed as Annexure-A.

(P.T.O)

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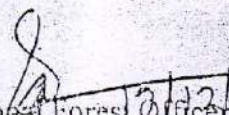
1/2/11

Point No. (2). The Hon'ble High of Court, Orissa has passed order vide order dt. 20.12.2016 that "Accordingly, similar order of status quo as on date regarding mining operation shall be maintained by the parties till the next date" and vide order dt. 16.01.2017 that "Interim order to continue till the next date of listing." in connection with W.P. (C) 19486 of 2016 (Copy enclosed). The same was intimated to the Deputy Director of Mines, Jajpur Road Circle that, whether the mining operation was continuing before the order of Hon'ble Court and present status of mining operation. He has confirmed vide his letter no.2263 dt.12.12.2022 that the mining operation of the above mines has been continuing from January, 2016 till date. The returns submitted by the user agency on the mining of minerals and disposal month-wise have also been provided by the Deputy Director of Mines, Jajpur Road Circle which is enclosed herewith for your kind reference (Copy enclosed). The above W.P.(C) has not been listed after dt. 16.01.2017 in the Hon'ble High Court. The copy of case details of the above case is enclosed for your kind reference (Copy enclosed).

Furthermore, the mining operation has also been verified by the Asst. Conservator of Forests, (Administration) of this Division in the field. Besides, the orders passed by the Hon'ble High Court of Orissa in connection with the above W.P. (C) are enclosed for kind reference. The copies of above relevant documents are enclosed as Annexure-B.


This is for favour of your kind information and necessary action.

Encl: - As above


 Divisional Forest Officer
 Cuttack Forest Division

Memo No. 8513 Dt. 17-12-2022

Copy submitted to the Principal Chief Conservator of Forests, Forest Division & Nodal Officer, FC Act, O/o the Principal Chief Conservator of Forests & HoFF, Odisha, Bhubaneswar for favour of kind information and necessary action.


 Divisional Forest Officer
 Cuttack Forest Division

High Court of Orissa

Annexure - 9

High Court of Orissa
Case Details

Case Type	: WP(C)	
Filing Number	: 19486/2016	Filing Date: 07-11-2016
Registration Number	: 19486/2016	Registration Date: 07-11-2016
CNR Number	: ODHC01-010278-2016	

Case Status

First Hearing Date	: 24th November 2016
Next Hearing Date	: 16th January 2017
Stage of Case	: FOR ADMISSION
Coram	: 1941MR. JUSTICE VINEET SARAN (CJ) , DR. JUSTICE B.R.SARANGI
Bench	: Division Bench
State	: ORISSA
District	: Bhadrak *
Judicial	: Civil Section

Petitioner and Advocate

1) FERRO ALLOYS CORPORATION LTD.

Advocate- M/S.SHYAMANANDA MOHAPATRA,P.PANDA P.PANDA

Respondent and Advocate

1) UNION OF INDIA

Advocate - M/S.SUSANTA KU.MISHRA, S.K.LENKA,S.K.JOSHI,B.ACHARYA, (MR.A.K.BOSE),MR.B.P.PRADHAN

2) state of odisha

3) director of mines

4) dy,director of mines

5) d.f.o.,etc

6) spc board

IA Details

IA Number	Party	Date of Filing	Next Date	IA Status
IA/17995/2016 (17995/2016)	FERRO ALLOYS CORPORATION LTD. UNION OF INDIA	07-11-2016	--	Pending
IA/19212/2016 (19212/2016)	FERRO ALLOYS CORPORATION LTD. UNION OF INDIA	29-11-2016	--	Pending
IA/19213/2016 (19213/2016)	FERRO ALLOYS CORPORATION LTD. UNION OF INDIA	29-11-2016	--	Pending

History of Case Hearing

Cause List Type	Judge	Business On Date	Hearing Date	Purpose of hearing
	MR. JUSTICE VINEET SARAN (CJ) , DR. JUSTICE B.R.SARANGI		24-11-2016	FRESH ADMISSION
	MR. JUSTICE VINEET SARAN (CJ) , DR. JUSTICE B.R.SARANGI		07-12-2016	FOR ORDERS
	MR. JUSTICE VINEET SARAN (CJ) , DR. JUSTICE B.R.SARANGI		20-12-2016	FRESH ADMISSION
	MR. JUSTICE VINEET SARAN (CJ) , DR. JUSTICE B.R.SARANGI		16-01-2017	FOR ADMISSION
	MR. JUSTICE VINEET SARAN (CJ) , DR. JUSTICE B.R.SARANGI		16-01-2017	FOR ADMISSION
	MR. JUSTICE VINEET SARAN (CJ) , DR. JUSTICE B.R.SARANGI		16-01-2017	FOR ADMISSION

Orders

Order Number	Judge	Order Date	Order Details
1	MR. JUSTICE VINEET SARAN (CJ),DR. JUSTICE B.R.SARANGI	24-11-2016	
2	MR. JUSTICE VINEET SARAN (CJ),DR. JUSTICE B.R.SARANGI	07-12-2016	
3	MR. JUSTICE VINEET SARAN (CJ),DR. JUSTICE B.R.SARANGI	20-12-2016	
4	MR. JUSTICE VINEET SARAN (CJ),DR. JUSTICE B.R.SARANGI	16-01-2017	

Document Details

Sr. No.	Document No.	Date of Receiving	Filed by	Name of Advocate	Document Filed
1	41868	30-11-2016	M/S.SHYAMANANDA MOHAPATRA		
2	39041	07-11-2016	M/S.SHYAMANANDA MOHAPATRA		
3	39040	07-11-2016	M/S.SHYAMANANDA MOHAPATRA		
4	41867	30-11-2016	M/S.SHYAMANANDA MOHAPATRA		