



February 3, 2022

National Stock Exchange of India Limited	BSE Limited	The Calcutta Stock Exchange Limited
Exchange Plaza, 5th floor Plot No. C/1, G Block Bandra Kurla Complex Bandra (E) Mumbai 400 051	Corporate Relationship Dept. 1 st Floor, New Trading Wing Rotunda Building, PJ Towers, Dalal Street Mumbai 400 001	7 Lyons Range Kolkata 700 001
Scrip Code – TATACONSUM	Scrip Code - 500800	Scrip Code – 10000027 (Demat) 27 (Physical)

Dear Sir/Madam,

Sub:- Letter No. KAL/COR/BSE/09/48/2022 dated 31st January 2022 issued by Kerala Ayurveda Limited, Bangalore – Disclosure in terms of Regulation 30 of SEBI (Listing Obligations and Disclosure Requirements) Regulations, 2015 regarding Order of Hon'ble NCLT, Kochi Bench in the Case titled "Tata Global Beverages Ltd. Vs. Kerala Ayurveda Ltd."

A letter dated 31.01.2022 of Kerala Ayurveda Limited addressed to BSE Limited, which was apparently marked to the Interim Resolution Professional appointed by the Hon'ble National Company Law Tribunal, Kochi, by Order dated 18.11.2021 in IBA 46/KOB/2019, has been brought to our notice by the Interim Resolution Professional.

We are advised to clarify certain points and are therefore sending this letter.

At the outset, we enclose herewith a copy of the Judgment dated 10.01.2022 of the Hon'ble High Court of Kerala at Ernakulam. You will note that the Writ Petition has been finally disposed of extending the earlier Interim Order for a further period of two weeks. There is therefore no Interim Order and the Judgment is one finally disposing of the Writ Petition.

More importantly, the earlier Interim Order and the final Judgment of the Hon'ble High Court has been passed to enable Kerala Ayurveda Limited to move its Appeal before the Hon'ble National Company Law Appellate Tribunal, Chennai ("**NCLAT**") against the above Order dated 18.11.2021 of the National Company Law Tribunal, Kochi ("**NCLT**"). The Appeal came up for admission before the NCLAT on 31.01.2022 when the Counsel for Kerala Ayurveda Limited argued for a stay, which was not granted by NCLAT. We have been permitted to file our Reply and the case stands posted to 16.02.2022 for further hearing. In fact, the Counsel for Kerala Ayurveda Limited also pointed that being a listed Company, they will stand prejudiced if the Interim Resolution Professional now acts in accordance with the Insolvency & Bankruptcy Code, 2016, further to the order dated 18.11.2021 of the NCLT above mentioned. The aforesaid Orders and Judgment of

TATA CONSUMER PRODUCTS LIMITED
(Formerly known as Tata Global Beverages Limited)

11/13 Botawala Building 1st Floor Office No 2-6 Horniman Circle Fort Mumbai 400 001 India
Tel: 91-22-6121-8400 | Fax: 91-22-61218499
Registered Office: 1, Bishop Lefroy Road, Kolkata – 700 020
Corporate Identity Number (CIN): L15491WB1962PLC031425
Email: investor.relations@tataconsumer.com
Website: www.tataconsumer.com



the Honourable High Court were also brought to the notice of the NCLAT. Despite the same, the NCLAT did not grant any stay in the appeal filed by Kerala Ayurveda Limited

In this view of the matter, while the Judgment of the Full Bench referred to by Kerala Ayurveda Limited is itself applicable only to Interim Orders, none of these can further survive after the appeal has been taken on record by the NCLAT and no stay was granted despite the specific request of Kerala Ayurveda Limited

We are requesting you to take this letter in your record as a clarification for depicting the correct factual position of the matter as it stands as on date and for the purpose of dissemination of the actual information relating to this ongoing case between the Company and Kerala Ayurveda Limited.

A copy of this letter is also being marked to Sri. K.K. Jose, the Interim Resolution Professional appointed, for information and necessary action.

Yours faithfully,

For **TATA CONSUMER PRODUCTS LIMITED**

A handwritten signature in blue ink, appearing to read 'Neelabja Chakrabarty', with a horizontal line extending from the end of the signature.

Neelabja Chakrabarty
Company Secretary

Encl: Judgment dated 10.01.2022 of the Hon'ble High Court of Kerala at Ernakulam

Copy to : Sri. K.K. Jose,
Interim Resolution Professional

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IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE P.V.KUNHIKRISHNAN

MONDAY, THE 10TH DAY OF JANUARY 2022 / 20TH POUSHA, 1943

WP(C) NO. 26014 OF 2021

PETITIONER:

DR.ANIL KUMAR
AGED 66 YEARS
SRIRANGAM, KRISHNA TEMPLE ROAD, ALWAYE-1.
BY ADVS.
SANTHOSH MATHEW
VIJAY V. PAUL
GOKUL ASOK
ANANDAPADMANABHAN UNNIKRISHNAN
SHERYL ELIZABATH SEBASTIAN
WAFAT KHATHEEJA

RESPONDENTS:

- 1 TATA GLOBAL BEVERAGES LIMITED,
PRESENTLY KNOWN AS TATA CONSUMER PRODUCTS LIMITED,
NO.1, BISHOP LEFROY ROAD, KOLKATA-700020,
REPRESENTED BY ITS DEPUTY GENERAL MANAGER-LEGAL
AFFAIRS.
- 2 THE NATIONAL COMPANY LAW TRIBUNAL,
COMPANY LAW BHAVAN, KAKKANAD, KOCHI-682030.
- 3 KERALA AYURVEDA LIMITED,
VII/415, NEDUMBASSERY, ATHANI POST, ALUVA,
ERNAKULAM DISTRICT, KERALA-683585, REPRESENTED BY
THE INTERIM RESOLUTION PROFESSIONAL,
MR.KIZHAKKEKARA KURIAKOSE JOSE.
- 4 MR.KIZHAKKEKARA KURIAKOSE JOSE,
IBBI/IPA-001/IP-P00445/2017-18/1078 KK JOSE AND
ASSOCIATES, YENVEE COMPLEX, TEMPLE ROAD, ALUVA,
KERALA-683101.
BY ADV.SRI.S.MANU, ASGI

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 10.01.2022, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:**

P.V.KUNHIKRISHNAN, J.

W.P.(C).No.26014 of 2021

Dated this the 10th day of January, 2022

JUDGMENT

This writ petition is filed with following prayers:

- i. Issue a writ of mandamus or any other appropriate writ order or direction, staying the operation and implementation of Exhibit P6 Order passed by the Hon'ble National Company Law Tribunal in I.B.A 46/2019, to enable the Petitioner to file a statutory appeal provided under Section 61 of the Insolvency and Bankruptcy Code, 2016 before the National Company Law Appellate Tribunal, Chennai and seeking interim reliefs against the operation and implementation of Exhibit P6.
 - ii. To issue such other appropriate writ order or direction which this Hon'ble Court may deem fit and just under the circumstances of the case.
2. When this writ petition came up for consideration on 19.11.2021, this Court passed the following order:

“Admit.

Issue urgent notice by speed post to the respondents.

2. In view of the judgment delivered on 18.11.2021 in W.P.(C) No.25795/2021 under similar circumstances, there will be an interim order in this case staying the implementation of Ext.P6 order passed by the NCLT, Kochi Bench, for a period of 30 days so as to enable the petitioner to avail his statutory appellate remedy.”

3. Thereafter the matter again came up for consideration on 17.12.2021. On that day, this Court passed the following order:

“I.A.No. 1 of 2021

Even after service of notice, there is no appearance for respondent Nos. 1 to 4. The prayer in this I.A. is to extend the interim order dated 19.11.2021 for a period of four weeks on condition that the petitioner furnishes the bank guarantee for an amount of Rs.4.25 crores within two weeks from today which shall be subject to further orders to be passed by the NCLAT, Chennai.

In the facts and circumstances of this case, I think the above prayer can be allowed. Therefore, the time fixed in the order dated 19.11.2021 is extended for a period of four weeks on condition that the petitioner furnishes the bank guarantee for an amount of Rs.4.25 crores within two weeks from today, which

shall be subject to further orders to be passed by the NCLAT, Chennai.”

4. Heard the learned counsel for the petitioner and the learned Assistant Solicitor General of India. Even though notice was issued to the contesting respondents, there is no appearance.

5. Now the learned counsel for the petitioner submitted that the petitioner already furnished the Bank Guarantee as directed by this Court on 17.12.2021 and the appeal has been numbered as Company Appeal No.11 of 2020. The learned counsel submitted that the interim order may be extended for a further period of two weeks so that the petitioner can obtain necessary orders from the appellate authority. I think the above prayer can be accepted especially when there is no opposition from the contesting respondents.

Therefore, this writ petition is disposed in the following manner:

1. The petitioner is free to pursue Company Appeal No.11 of 2020 before the National Company Law Appellate Tribunal, Chennai.
2. The interim order dated 19.11.2021 which was

further extended as per the interim order dated 17.12.2021 is now stand extended for a further period of two weeks.

sd/-
P.V.KUNHIKRISHNAN
JUDGE

APPENDIX OF WP(C) 26014/2021

PETITIONER EXHIBITS

- Exhibit P1 TRUE COPY OF IBA/46/KOB/2019 FILED BY THE 1ST RESPONDENT WITHOUT ANNEXURES.
- Exhibit P2 TRUE COPY OF THE AGREEMENT DATED 28.06.2013.
- Exhibit P3 TRUE COPY OF THE TRIPARTITE AGREEMENT DATED 03.09.2014 AMONGST THE PARTIES AND ADPL.
- Exhibit P4 TRUE COPY OF IA (IBA/158/KOB/2021.
- Exhibit P5 TRUE COPY OF THE ORDER DATED 28.10.2021 IN IA (IBC) 158/KOB/2021.
- Exhibit P6 TRUE COPY OF THE ORDER DATED 18.11.2021 IN I.B.A 46/2019 OF THE NCLT, KOCHI BENCH.
- EXHIBIT P8 TRUE COPY OF HTE E-FILING RECEIPT
- EXHIBIT P9 COPY OF HTE IN-PRINCIPLE OFFER GIVEN BY THE CHIEF MANAGER KORAMANGALA BRANCH OF THE KARNATAKA BANK LTD ON 09.12.2021.