

# MPL PLASTICS LIMITED

CIN NO. L25209MH1992PLC066635

Regd.office : 2, Ashish Warehouse Corporation, Punjab Foundry Industrial Estate,  
Near Classic Studio, Mira Bhayander Road, Kashimira,  
Mira Road (East), Dist. Thane. Pin - 401 104  
Tel. 28455450, 28458967, Email Id.: pankaj@mplindia.in, Website:  
[www.mplindia.in](http://www.mplindia.in),

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Date: 16<sup>th</sup> March 2022

To,  
BSE LIMITED,  
Phiroze Jeejeebhoy Towers,  
Dalal Street,  
Mumbai – 400 001

SCRIP CODE: 526143

Dear Sir,

**Subject:** - Notice of Postal Ballot.

As required by Clause 30 of Listing Obligations, we enclose herewith a copy of Notice regarding obtaining the approval of the shareholders through Postal ballot process for making an application under Section 10 and other applicable provisions of the Insolvency and Bankruptcy code, 2016 ("IBC, 2016").

Kindly acknowledge the receipt.

Yours faithfully,  
For MPL Plastics Limited,



Pankaj Bhaya  
Chief Financial Officer

# MPL PLASTICS LIMITED

CIN NO. L25209MH1992PLC066635

**Regd. office :** 2, Ashish Warehouse Corporation, Punjab Foundry Industrial Estate,  
Near Classic Studio, Mira Bhayander Road, Kashimira,  
Mira Road (East), Dist. Thane. Pin - 401 104

**Tel.:** 28455450, 28458967, **Email Id.:** vishakhaj@mplindia.in, **Website:** [www.mplindia.in](http://www.mplindia.in),

## POSTAL BALLOT NOTICE (“PBN”)

Notice is hereby given pursuant to Section 110 of the Companies Act, 2013, ('the Act') read with Rule 22 of Companies (Management and Administration) Rules, 2014, (including any statutory modification or re-enactment thereof for the time being in force) and Secretarial Standard-2 (SS-2) to transact the following special business by the members of MPL Plastics Limited ('the Company') by passing a Special Resolution through Postal Ballot.

The proposed Special Resolution along with explanatory statement, setting out the material facts concerning the same, are appended below and a postal ballot form is enclosed for your consideration. Mr. Shailesh Kachalia, Practicing Company Secretary has been appointed by the Company to act as scrutinizer for conducting the Postal Ballot and e-voting process in a fair and transparent manner.

You are requested to carefully read the instructions printed on the Postal Ballot Form (PBF) and the Notice, and return the completed PBF in the enclosed self-addressed postage pre-paid envelope (if posted in India), so as to reach the Scrutinizer on or before the close of working hours at 5.00 p.m. on Thursday 14th April, 2022 being the last date for receipt of the completed Postal Ballot Forms. The postage on the enclosed self-addressed postage pre-paid envelope shall be borne and paid by the Company.

### E-Voting Option

In compliance with Regulation 44 of the Securities & Exchange Board of India (Listing Obligation & Disclosure Requirements) Regulations, 2015 and Section 108 and other applicable provisions of the Act read with related rules (including statutory modification or re-enactment thereof, for the time being in force), we are pleased to offer e-voting facility also as an alternative for our Members which would enable them to cast their votes electronically, instead of physical postal ballot form. E-voting is optional and all the members (whether holding share in demat form or physical form) may vote either by completing and dispatching the postal ballot form by post or by e-voting. The Company has engaged the services of Central Depositories Services (India) Limited ('CDSL') for the purpose of providing e-voting facility to all its members. Please read carefully and follow the instructions on e-voting printed in this notice.

The Scrutinizer will submit his report to the Chairman or any other Director of the Company, upon completion of scrutiny of postal ballots in a fair and transparent manner and the result of the postal ballot/ e-voting will be announced on Friday 15th April 2022 at the Registered Office of the Company. The result of the postal ballot/e-voting will be posted on the Company's website and also will be submitted to the Central Depository Services (India) Limited (CDSL), BSE Ltd. (BSE), and Registrar and Transfer Agent (RTA). The result of Postal Ballot will also be displayed at the registered office of the Company. The last date of receiving Postal ballot by scrutinizer is Thursday 14th April 2022 shall be taken to be the date of passing of the resolution.

### RESOLUTION PROPOSED TO BE PASSED THROUGH POSTAL BALLOT

#### SPECIAL BUSINESS

“RESOLVED that the consent of the shareholders of the Company be and is hereby accorded to the board of directors to make an application under section 10 and other applicable provisions of the Insolvency and Bankruptcy code, 2016 (“IBC, 2016”) if any to initiate corporate insolvency resolution process subject to the admission of the application by the Adjudicating Authority.

RESOLVED FURTHER THAT Shri Ajay Gulati, Insolvency Professional, holding registration number IBBI/IPA-001/IP-P00943/2017-2018/11547 be and is hereby appointed as interim resolution professional on the terms and conditions mutually agreed upon between the board of directors of the Company.

**BY ORDER OF THE BOARD OF DIRECTORS**  
for MPL Plastics Limited

Place: Thane  
Date: : 8th March 2022

**MADHUP B VAGHANI**  
WHOLE TIME DIRECTOR  
DIN: 00067115

**Notes:**

1. The Explanatory Statement pursuant to Section 102 of the Companies Act, 2013, stating all material facts is annexed hereto. A postal ballot form is also enclosed.
2. Mr. Shailesh Kachalia, Practicing Company Secretary has been appointed as a Scrutinizer to conduct the postal ballot process in a fair and transparent manner.
3. The PBN is being sent to the Members whose names appear on the Register of Members / List of Beneficial Owners as received from the National Securities Depository Limited (NSDL) and Central Depository Services (India) Limited (CDSL) as on the close of business hours on Friday 11th March 2022 ("cut-off date"). Accordingly, the Members whose names appear on the Register of Members / List of Beneficial Owners received from NSDL and CDSL on "cut-off date" will be considered for the purpose of voting.
4. Voting rights shall be reckoned on the paid-up value of Equity Shares registered in the name of the Members as on the "cut-off date". A person who is not a Member on the relevant date should treat this Notice for information purpose only.
5. The notice of dispatch of PBN and PBF is also being published in "Free Press Journal and Navshakti".
6. In accordance with the provisions of Section 110 and other applicable provisions of the Companies Act, 2013, read with Rules 20 and 22 of the Companies (Management and Administration) Rules, 2014, the PBN is being sent by an email to those members who have registered their email addresses with their Depository Participants (in case of shares held in demat form) or with the Company's Registrar and Share Transfer Agents (in case of shares held in physical form). For Members whose email IDs are not registered, physical copies of the PBN are being sent by permitted mode (i.e. through registered post or speed post or through courier), along with a postage-prepaid self-addressed Business Reply Envelope.
7. In compliance with Sections 108, 110 and other applicable provisions of the Companies Act, 2013, read with Rules framed there under, the Company is pleased to provide e-voting facility to all its Members, to enable them to cast their votes electronically instead of dispatching the physical PBF by post. The Company has engaged the services of CDSL for the purpose of providing e-voting facility to all its Members. Please note that e-voting is an alternate mode to cast votes and is optional.
8. Members can opt for only one mode of voting, i.e., either by physical ballot or e-voting. In case Members cast their votes through both modes, voting done by e-voting shall prevail and votes cast through physical PBF will be treated as invalid. The instructions for electronic voting are annexed to this Notice.
9. In case a Member is desirous of obtaining a printed PBF or a duplicate, he or she may send an e-mail to vishakhaj@mplindia.in. The Company shall forward the same along with postage pre-paid self-addressed Business Reply Envelope to the Member.
10. A Member cannot exercise his / her vote through proxy on Postal Ballot.

11. Members desiring to exercise their vote by physical Postal Ballot, are requested to read carefully the instructions printed in the PBF and return the form duly completed and signed, in the enclosed self-addressed Business Reply Envelope to the Scrutinizer, so that it reaches the Scrutinizer not later than close of working hours i.e. 5.00 p.m. on Thursday 14th April 2022 to be eligible for being considered, failing which it will be strictly considered that no reply has been received from the Member.
12. The postage will be borne by the Company. However, envelopes containing Postal Ballots, if sent by courier or registered / speed post at the expense of the members, will also be accepted. The PBF(s) may also be deposited personally at the address given on the self-addressed Business Reply Envelope.
13. The PBN shall be uploaded on the Company's website viz., and on the website of CDSL i.e. www.evotingindia.com and also on the websites of BSE Ltd.
14. In case of joint-holding, the PBF must be completed and signed (as per the specimen signature registered with the Company) by the first named member and in his/her absence, by the next named member.
15. Unsigned, incomplete, improperly or incorrectly ticked PBF shall be treated as invalid.
16. The Scrutinizer will submit his report to the Chairman or any other Director of the Company, after the completion of scrutiny of the Postal Ballots (including e-voting). The result of the Postal Ballot / e-voting will be announced by the Chairman or any other Director of the Company as the case may be, on Friday 15th April 2022 at the Registered Office of the Company and will be intimated to BSE Ltd. and will also be displayed on the website of the Company i.e. www.mplindia.in
17. Resolutions passed by the Members through Postal Ballot/e-voting shall be deemed to have been passed as if they have been passed at a General Meeting of the Members.
18. The last date of receipt of postal ballot by the scrutinizer shall be the date on which the resolution shall be deemed to have been passed, if passed by the requisite majority.
19. All the material documents referred to in the Explanatory Statement, shall be available for inspection at the Registered Office of the Company during office hours on all working days from the date of dispatch of the Notice.

A. Instructions for members using remote e-voting are as under:-

The remote e-voting period begins on Wednesday, 16th March 2022 at 9.00 a.m. and ends on Thursday, 14th April, 2022 at 5.00 p.m. During this period, shareholders of the Company, holding shares either in physical form or in dematerialized form, as on the "cut-off date" of Friday, 11th March 2022 may cast their vote electronically. The e voting module shall be disabled by CDSL for voting thereafter. Once the vote on a resolution is cast by a member, he or she will not be allowed to change it subsequently.

Pursuant to SEBI Circular No. SEBI/HO/CFD/CMD/CIR/P/2020/242 dated 09.12.2020, under Regulation 44 of Securities and Exchange Board of India (Listing Obligations and Disclosure Requirements) Regulations, 2015, listed entities are required to provide remote e-voting facility to its shareholders, in respect of all shareholders' resolutions. However, it has been observed that the participation by the public non-institutional shareholders/retail shareholders is at a negligible level.

Currently, there are multiple e-voting service providers (ESPs) providing e-voting facility to listed entities in India. This necessitates registration on various ESPs and maintenance of multiple user IDs and passwords by the shareholders.

In order to increase the efficiency of the voting process, pursuant to a public consultation, it has been decided to enable e-voting to all the demat account holders, by way of a single login credential, through their demat accounts/websites of Depositories/ Depository Participants. Demat account holders would be able to cast their vote without having to register again with the ESPs, thereby, not

only facilitating seamless authentication but also enhancing ease and convenience of participating in e-voting process.

In terms of SEBI circular no. SEBI/HO/CFD/CMD/CIR/P/2020/242 dated December 9, 2020 on e-Voting facility provided by Listed Companies, Individual shareholders holding securities in demat mode are allowed to vote through their demat account maintained with Depositories and Depository Participants. Shareholders are advised to update their mobile number and email Id in their demat accounts in order to access e-Voting facility.

Pursuant to abovesaid SEBI Circular, Login method for e-Voting for Individual shareholders holding securities in Demat mode CDSL/NSDL is given below:

Type of shareholders	Login Method
Individual Shareholders holding securities in Demat mode with CDSL	<ol style="list-style-type: none"> <li data-bbox="584 552 1442 762">1) Users who have opted for CDSL Easi / Easiest facility, can login through their existing user id and password. Option will be made available to reach e-Voting page without any further authentication. The URL for users to login to Easi / Easiest are <a href="https://web.cdslindia.com/myeasi/home/login">https://web.cdslindia.com/myeasi/home/login</a> or visit <a href="http://www.cdslindia.com">www.cdslindia.com</a> and click on Login icon and select New System Myeasi.</li> <li data-bbox="584 768 1442 1076">2) After successful login the Easi / Easiest user will be able to see the e-Voting option for eligible companies where the evoting is in progress as per the information provided by Company. On clicking the evoting option, the user will be able to see e-Voting page of the e-Voting service provider for casting your vote during the remote e-Voting period. Additionally, there is also links provided to access the system of all e-Voting Service Providers i.e. CDSL/NSDL/LINKINTIME, so that the user can visit the e-Voting service providers' website directly.</li> <li data-bbox="584 1082 1442 1185">3) If the user is not registered for Easi/Easiest, option to register is available at <a href="https://web.cdslindia.com/myeasi/Registration/EasiRegistration">https:// web.cdslindia.com/myeasi/Registration/EasiRegistration</a></li> <li data-bbox="584 1191 1442 1467">4) Alternatively, the user can directly access e-Voting page by providing Demat Account Number and PAN No. from a e-Voting link available on <a href="http://www.cdslindia.com">www.cdslindia.com</a> home page. The system will authenticate the user by sending OTP on registered Mobile &amp; Email as recorded in the Demat Account. After successful authentication, user will be able to see the e-Voting option where the evoting is in progress and also able to directly access the system of all e-Voting Service Providers.</li> </ol>

Type of shareholders	Login Method
Individual Shareholders holding securities in demat mode with NSDL	<p>1) If you are already registered for NSDL IDeAS facility, please visit the e-Services website of NSDL.</p> <p>Open web browser by typing the following URL: <a href="https://eservices.nsd.com">https://eservices.nsd.com</a> either on a Personal Computer or on a mobile. Once the home page of e-Services is launched, click on the “Beneficial Owner” icon under “Login” which is available under ‘IDeAS’ section. A new screen will open. You will have to enter your User ID and Password. After successful authentication, you will be able to see e-Voting services. Click on “Access to e-Voting” under e-Voting services and you will be able to see e-Voting page. Click on Company name or e-Voting service provider name and you will be re-directed to e-Voting service provider website for casting your vote during the remote e-Voting period.</p> <p>2) If the user is not registered for IDeAS e-Services, option to register is available at <a href="https://eservices.nsd.com">https://eservices.nsd.com</a>. Select “Register Online for IDeAS” Portal or click at <a href="https://eservices.nsd.com/SecureWeb/IdeasDirectReg.jsp">https://eservices.nsd.com/SecureWeb/IdeasDirectReg.jsp</a></p> <p>3) Visit the e-Voting website of NSDL. Open web browser by typing the following URL: <a href="https://www.evoting.nsd.com/">https://www.evoting.nsd.com/</a> either on a Personal Computer or on a mobile. Once the home page of e-Voting system is launched, click on the icon “Login” which is available under ‘Shareholder/Member’ section. A new screen will open. You will have to enter your User ID (i.e. your sixteen digit demat account number hold with NSDL), Password/ OTP and a Verification Code as shown on the screen. After successful authentication, you will be redirected to NSDL Depository site wherein you can see e-Voting page. Click on Company name or e-Voting service provider name and you will be redirected to e-Voting service provider website for casting your vote during the remote e-Voting period .</p>
Individual Shareholders (holding securities in demat mode) login through their Depository Participants	You can also login using the login credentials of your demat account through your Depository Participant registered with NSDL/CDSL for e-Voting facility. After Successful login, you will be able to see e-Voting option. Once you click on e-Voting option, you will be redirected to NSDL/CDSL Depository site after successful authentication, wherein you can see e-Voting feature. Click on Company name or e-Voting service provider name and you will be redirected to e-Voting service provider website for casting your vote during the remote e-Voting period.

*Important note: Members who are unable to retrieve User ID/ Password are advised to use Forget User ID and Forget Password option available at abovementioned website.*

Helpdesk for Individual Shareholders holding securities in demat mode for any technical issues related to login through Depository i.e. CDSL and NSDL

Login type	Helpdesk details
Individual Shareholders holding securities in Demat mode with CDSL	Members facing any technical issue in login can contact CDSL helpdesk by sending a request at <a href="mailto:helpdesk.evoting@cdslindia.com">helpdesk.evoting@cdslindia.com</a> or contact at 022- 23058738 and 022-23058542-43.

Login type	Helpdesk details
Individual Shareholders holding securities in Demat mode with NSDL	Members facing any technical issue in login can contact NSDL helpdesk by sending a request at <a href="mailto:evoting@nsdl.co.in">evoting@nsdl.co.in</a> or call at toll free no.: 1800 1020 990 and 1800 22 44 30

Login method for e-Voting other than individual shareholders holding in Demat form & physical shareholders:

The shareholders should log on to the e-voting website [www.evotingindia.com](http://www.evotingindia.com)

Click on "SHAREHOLDERS" Module.

Now Enter your User ID.

For CDSL: 16 digits beneficiary ID,

For NSDL: 8 Character DP ID followed by 8 Digits Client ID,

Members holding shares in Physical Form should enter Folio Number registered with the Company.

Next enter the Image Verification as displayed and Click on Login.

If you are holding shares in demat form and had logged on to [www.evotingindia.com](http://www.evotingindia.com) and voted on an earlier voting of any Company, then your existing password is to be used.

If you are a first time user follow the steps given below:

For Shareholders holding shares in Demat Form other than individual and Physical Form

PAN *	<p>Enter your 10 digit alpha-numeric *PAN issued by Income Tax Department (Applicable for both demat shareholders as well as physical shareholders)</p> <p><b>SHAREHOLDERS WHO HAVE NOT UPDATED THEIR PAN :-</b></p> <p>Members who have not updated their PAN with the Company / Depository Participant are requested to use the sequence number indicated in the PAN Field which is printed on Postal Ballot/Attendance Slip.</p>
DOB Or Dividend Bank Details	<p>Please enter the Date of Birth (in dd/mm/yyyy format) or Dividend Bank Details as recorded in your Demat Account or in the Company Records in order to login.</p> <p>If both the details are not recorded with the Depository or Company please enter the member id / folio number in the Dividend Bank details field as mentioned in instruction (iii).</p>

After entering these details appropriately, click on "SUBMIT" tab.

Members holding shares in physical form will then reach directly the Company selection screen.

However, members holding shares in demat form will now reach 'Password Creation' menu wherein they are required to mandatorily enter their login password in the new password field.

Kindly note that this password is to be also used by the demat holders for voting for resolutions of any other Company on which they are eligible to vote, provided that Company opts for e-voting through CDSL platform. It is strongly recommended not to share your password with any other person and take utmost care to keep your password confidential. For Members holding shares in physical form, the details can be used only for e-voting on the resolutions contained in this Notice.

Click on the EVSN for the relevant <Company Name> on which you choose to vote.

On the voting page, you will see “RESOLUTION DESCRIPTION” and against the same the option “YES/NO” for voting. Select the option YES or NO as desired. The option YES implies that you assent to the Resolution and option NO implies that you dissent to the Resolution.

Click on the “RESOLUTIONS FILE LINK” if you wish to view the entire Resolution details.

After selecting the resolution you have decided to vote on, click on “SUBMIT”. A confirmation box will be displayed. If you wish to confirm your vote, click on “OK”, else to change your vote, click on “CANCEL” and accordingly modify your vote.

Once you “CONFIRM” your vote on the resolution, you will not be allowed to modify your vote.

You can also take out print of the voting done by you by clicking on “Click here to print” option on the Voting page.

If Demat account holder has forgotten the same password then enter the User ID and the image verification code and click on Forgot Password & enter the details as prompted by the system.

### **NOTE FOR NON – INDIVIDUAL SHAREHOLDERS AND CUSTODIANS**

Non-Individual shareholders (i.e. other than Individuals, HUF, NRI etc.) and Custodian are required to log on to [www.evotingindia.com](http://www.evotingindia.com) and register themselves as Corporates.

A scanned copy of the Registration Form bearing the stamp and sign of the entity should be emailed to “[helpdesk.evoting@cdslindia.com](mailto:helpdesk.evoting@cdslindia.com).”

After receiving the login details a compliance user should be created using the admin login and password. The Compliance user would be able to link the account(s) for which they wish to vote on.

The list of accounts should be mailed to “[helpdesk.evoting@cdslindia.com](mailto:helpdesk.evoting@cdslindia.com)” and on approval of the accounts they would be able to cast their vote.

A scanned copy of the Board Resolution and Power of Attorney (POA) which they have issued in favour of the Custodian, if any, should be uploaded in PDF format in the system for the scrutinizer to verify the same.

Alternatively, Non-Individual shareholders are required to send the relevant Board Resolution/ Authority letter etc. together with attested specimen signature of the duly authorized signatory who are authorized to vote, to the Scrutinizer and to the Company at the email address viz. [vishakhaj@mplindia.in](mailto:vishakhaj@mplindia.in), if they have voted from individual tab & not uploaded same in the CDSL e-voting system for the scrutinizer to verify the same.

### **PROCESS FOR THOSE SHAREHOLDERS WHOSE EMAIL/MOBILE NO. ARE NOT REGISTERED WITH THE COMPANY/DEPOSITORIES:**

For Physical shareholders- please provide necessary details like Folio No., Name of shareholder, scanned copy of the share certificate (front and back), PAN (self-attested scanned copy of PAN card), AADHAR (self-attested scanned copy of Aadhar Card) by email to Company/RTA email id.

For Demat shareholders - Please update your email id & mobile no. with your respective Depository Participant (DP)

For Individual Demat shareholders – Please update your email id & mobile no. with your respective Depository Participant (DP) which is mandatory while e-Voting.

If you have any queries or issues regarding e-Voting from the CDSL e-Voting System, you can write an email to [helpdesk.evoting@cdslindia.com](mailto:helpdesk.evoting@cdslindia.com) or contact at 022- 23058738 and 022-23058542/43.

All grievances connected with the facility for voting by electronic means may be addressed to Mr. Rakesh Dalvi, Sr. Manager, (CDSL) Central Depository Services (India) Limited, A Wing, 25th Floor, Marathon Futurex, Mafatlal Mill Compounds, N M Joshi Marg, Lower Parel (East), Mumbai - 400013 or send an email to [helpdesk.evoting@cdslina.com](mailto:helpdesk.evoting@cdslina.com) or call on 022-23058542/43.



## **EXPLANATORY STATEMENT PURSUANT TO SECTION 102 OF THE COMPANIES ACT, 2013**

Upon the onset of pandemic of COVID19 and induced lockdown in March 2020, and the consequent non-availability of workers, who were migrants, the manufacturing operations of the Company had come to a complete halt at its Silvasa plant.

The Company had undertaken an evaluation of all financial and business obligations towards statutory dues, taxes and other outstanding liabilities which are towards, (i) certain suppliers and service providers, (ii) Maharashtra Sales tax Department who have claimed certain amounts for which no proceedings were advised as having been initiated by the said Department against the Company, (iii) towards income tax for the reasons that the waiver of accrued dues by the financial creditors for the period more than 8 years has resulted in income and the carry forward as losses in respect of such accused liabilities is not available to the Company.

Additionally, Bank of Madura had claimed certain dues from the Company. The Bank of Madura was merged with ICICI Bank and the latter had assigned the debt to a private Company. The Company too has a counter claim in this matter. The Company has not heard from the parties for a long period of time.

Demands have been raised against the Company under the Excise Act and the Income tax Act which have been disputed by the Company in appeals filed before respective appellate tribunals. The Company, being unable to bear legal costs, may have to concede its position in the matter.

The Board does not foresee viable options to restart the operations of the Company as the manufacturing operations are labour intensive and substantial investment is required to modernise the same and develop new designs and products for the market, including investment in moulds.

The Company has been unable to make payment of taxes and other liabilities, which aggregate to excess of Rs. 1 crore, and has been unable to raise new funds to meet the same and as also funds required for restarting the manufacturing operations in a viable manner.

The Board of Directors have made full enquiry into the affairs of the Company and have formed an opinion that the Company will not be able to pay outstanding taxes and other financial obligations and liabilities.

The Board recommends that the Company may file application under provisions of the Insolvency and Bankruptcy Code, 2016 (Code) for initiating the Corporate Insolvency Resolution Process which will afford an opportunity to the Company to resolve its insolvency and revive its business and operations.

As per recommendation made by the Board, Mr. Ajay Gulati, Insolvency Professional, holding Registration No. IBBI/IPA-001/IP-P00943/2017-2018/11547 be appointed to act as an interim resolution professional.

If the application is accepted by the Adjudicating Authority the process of corporate insolvency will be undertaken as per the provisions of the Code read with the provisions of the Companies act 2013 as amended up to date.

None of the Directors or their respective relatives are in any way concerned or interested in the proposed Special Resolution except to the extent of their respective shareholding in the Company.

The Board of Directors recommends the passing of resolution as set out above as a Special Resolution.

**BY ORDER OF THE BOARD OF DIRECTORS**  
for MPL Plastics Limited

**MADHUP B VAGHANI**  
WHOLE TIME DIRECTOR  
DIN: 00067115

Place: Thane  
Date: 8th March 2022