

CVSRTA Registered Valuers Association
(Disciplinary Committee)

DC. No. CVSRTARVA/DC/1/2021-22

ORDER

In the matter of Mr. Gurunathan Ramalingam (Respondent) under Clause VIII(d) of the Disciplinary Policy read with Clause 23(d) of Bye-Laws of CVSRTA Registered Valuers Association (CVSRTA RVA).

1.0 This order disposes of the Show Cause Notice dated 16-09-2018 (SCN) issued to the respondent, Mr. Gurunathan Ramalingam, Door No.78 and 80, Bajanaimadam Street, Paramathi P.O. - 637 207, Taluka Paramathi Velur, District Namakkal, Tamil Nadu. Email: guruvaluer@gmail.com. Respondent is a member of the CVSRTA Registered Valuers Association (CVSRTA RVA). The CVSRTA RVA issued SCN to respondent, based on the information received from IBBI for adopting unfair means during valuation exam conducted by the IBBI. Respondent submitted his contention to the SCN vide email dated 18-09-2018. An opportunity for personal hearing was provided to the respondent on 18-07-2021. Accordingly, he appeared before the DC of CVSRTA RVA through video conferencing and made oral submissions.

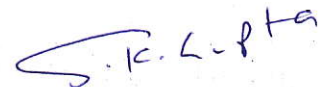
2.0 The allegation against the respondent is that he adopted unfair means during valuation exam conducted by the IBBI.

3.0 Respondent in this regard has made the following submissions in his written reply:

- i. He is weak in English Language and hence he took the photos of questions asked in first exam on his mobile and sent the photos to his friend to understand its meaning in Tamil Language and to get answers for it so that he can give the next exam comfortably.
- ii. He seeks apology for what he has done and assured that such thing will not happen in future.
- iii. During the course of personal hearing, respondent orally reiterated the submissions made in his written reply.

4.0 The DC after taking into consideration the SCN, the reply to SCN, the oral and written submission of the respondent and also the provisions of the Disciplinary Policy and Bye Laws of CVSRTA RVA and all rules and the regulations applicable, noted that it is beyond doubt that the respondent has adopted unfair means during valuation exam conducted by the IBBI.

5.0 Taking an overall view of the aforesaid, the DC is of the opinion that Respondent is guilty of Misconduct. At the same time, the DC also took note of the fact that the respondent was barred by the CVSRTA RVA from further appearing in the Valuation Exam conducted by the IBBI and a period of about 2.75 years have passed.



6.0 In exercise of the powers conferred under Disciplinary Policy and Bye Laws of CVSRTA RVA the DC hereby decides to impose a punishment on the respondent as follows :

- a) He shall not appear in the Valuation Exam conducted by the IBBI up to and inclusive of the date 31.03.2022. (In effect he is barred from exam for a total period of about 3.5 years and this punishment is commensurate with the misconduct)
- b) He shall attend 2 CEPs conducted by the CVSRTA RVA to upgrade his valuation knowledge before 31.03.2022.
- c) He is further advised to undertake English Speaking classes to brush up his English Language skill so that he can successfully complete the valuation exam in future..

7.0 This order shall come into force from the date of its issue.

8.0 A copy of this order shall be forwarded to the Insolvency and Bankruptcy Board of India and to the Respondent.

Date: 18/07/2021.

Place: Mumbai



TRUE COPY

CVSRTA Registered Valuers Association

~~Chairman~~

S. N. Misra
Director

Sd/-

1. Yomesh Narayan Rao -Chairperson
2. S.N.Misra - IBBI Nominee -Member
3. Murli Punjwani -Member
4. Jigesh Mehta -Member
5. Sanjay Malhotra -Member

Copy to:

1. Insolvency and Bankruptcy Board of India.
2. Mr. Gurunathan Ramalingam, Respondent
3. CVSRTA RVA- Members Record