



FIRST ELITE CAPITAL MODARABA

Managed By:
CRESCENT MODARABA MANAGEMENT COMPANY LIMITED

Ref:FECM/CS/562
May 24, 2024

The General Manager
Pakistan Stock Exchange Limited
Stock Exchange Building
Stock Exchange Road
Karachi

MATERIAL INFORMATION

Dear Sir,

In accordance with the requirements of the Rule Book of Pakistan Stock Exchange Limited and applicable provisions of the Securities Act, 2015, we hereby convey the following information.

This is with reference to our earlier letter dated March 1, 2022 bearing REF:FECM/CS/283 regarding the captioned matter.

Through the aforementioned letter, we intimated to you that subject to approval of the Regulatory Authorities, the majority shareholders of Crescent Modaraba Management Company Limited, management company of First Elite Capital Modaraba (FECM) has signed an agreement with Ansari Brothers (Private) Limited for the sale of shares of CMMCL, and the resultant transfer of control over the Modaraba to the purchaser of shares.

In this regard, we would further like to inform you that one of the Certificate Holders of the Modaraba had filed a petition (bearing CO No. 23936/2022) before the honorable Lahore High Court, Lahore, through which, inter alia, the aforementioned transaction had been challenged. Since there were certain legal infirmities in the process of sale and purchase of the said shares, therefore, in view of the statement of the counsel for FECM, the Court disposed of the said Petition in the following words:

Mr. Nauman Rathore, Advocate in person
Mr. Haq Nawaz Chattha, for respondent No. 1 and 2
Mr. Raman Bilal, Advocate for respondent SECP

This petition has been filed under section 286 of the Companies Act, 2017 (Act) with the basic prayer that the respondents be restrained to sell, change in nature and structure of property/assets of respondent No. 2 (First Elite Capital Modaraba). Further management of respondent No. 2 may not be transferred to any third party without consent of the stake holders.



FIRST ELITE CAPITAL MODARABA

**Managed By:
CRESCENT MODARABA MANAGEMENT COMPANY LIMITED**

2. Learned counsel for the respondents No. 1 and 2 submits that assets or management of respondent No. 2 will not be transferred illegally and without due process of law to any third party. This satisfies learned counsel for the petitioner. This petition is accordingly disposed of.

It may be mentioned here that in paragraph 7 of the petition, Mr. Nauman Rathore, the petitioner in the said petition had specifically assailed the said agreement between the majority shareholder and Ansari Brothers on the legal yardsticks. The said agreement was considered as suffering some legal and technical infirmities. Therefore, the counsel for FECM made the said statement. It may be noted here that Ansari Brothers (Private) Limited (which was respondent No. 3 in the said petition) had the complete notice of the pendency of the said proceedings before the honourable High Court, but it opted not to contest/participate in the proceedings.

That as per the advice received by us from our counsel, the aforementioned agreement between the majority shareholders and Ansari Brothers (Private) Limited is no more in existence, after the order of the honourable High Court.

You may please inform the TRE Certificate Holders of PSX accordingly.

Thanking you,

Yours Sincerely,
For CRESCENT MODARABA MANAGEMENT COMPANY LIMITED
Manager of FIRST ELITE CAPITAL MODARABA

MUNEEB AHMED DAR
DIRECTOR/CHAIRMAN