

COURT FILE NUMBER 1803 23072

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE EDMONTON

PLAINTIFF HSBC BANK OF CANADA

DEFENDANTS CHATUR HOLDINGS LTD., GLOBE IMPORTS (ONTARIO) LTD., 895102 ALBERTA LTD., FARHAN CHATUR, NAZIR JAVER, FEIZAL CHATUR, AL-KARIM CHATUR, SALIM CHATUR, AMIRALI CHATUR, ZARIAN CHATUR and NASSIM CHATUR

Clerk's Stamp

COURT FILE NUMBER Q.B. No. 24-2476632  
Estate No. 24-2476632

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE EDMONTON

APPLICANT THE BOWRA GROUP INC.

STYLE OF CAUSE IN THE MATTER OF THE BANKRUPTCY OF CHATUR HOLDINGS LTD.

COURT FILE NUMBER Q.B. No. 32-2483613  
Estate No. 32-2483613

COURT COURT OF QUEEN'S BENCH OF ALBERTA

JUDICIAL CENTRE EDMONTON

APPLICANT THE BOWRA GROUP INC.

STYLE OF CAUSE IN THE MATTER OF THE BANKRUPTCY OF GLOBE IMPORTS (ONTARIO) LTD.

DOCUMENT **ORDER**

ADDRESS FOR SERVICE AND CONTACT INFORMATION OF PARTY FILING THIS DOCUMENT DLA PIPER (CANADA) LLP  
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File No.: 063227-00011

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DATE ON WHICH ORDER WAS PRONOUNCED: August 31, 2022  
LOCATION OF HEARING OR TRIAL: Edmonton, Alberta  
NAME OF JUDGE WHO MADE THIS ORDER: The Honourable ACJ Nielsen

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**UPON THE APPLICATION** of The Bowra Group Inc., in its capacity as Court-Appointed Receiver (the “**Receiver**”) of Chatur Holdings Ltd. (“**Chatur**”) and Globe Imports (Ontario) Ltd. (“**Globe**”) (Chatur and Globe are collectively referred to herein as the “**Debtor**”); **AND UPON THE APPLICATION** The Bowra Group Inc., in its capacity as Licenced Insolvency Trustee of Chatur and Globe, pursuant to Section 49 of the *Bankruptcy and Insolvency Act*, RSC 1985, c B-3 (“**BIA**”) (the “**Trustee**”); **AND UPON** noting that, on August 5, 2020, the Honourable Mr. Justice Mah granted an Order suspending all limitation periods applicable against the Receiver, Trustee, and the creditors of the Debtor to commence actions pursuant to the provisions of the BIA, the FPA, the Statute or any other provincial legislation or regulations in force in Alberta, Ontario or Canada to challenge, set aside or impugn any Questioned Transactions until March 5, 2021; **AND UPON** reading the Orders of Justice Dunlop granted March 2, 2021 and August 27, 2021, and the Order of Justice Mah granted on March 1, 2022 (together, the “**Orders**”), and the Trustee’s Fifth Report to the Court (the “**Fifth Report**”), filed in these proceedings; **AND UPON** noting that, prior to the commencement of these proceedings, property of the Debtor was transferred, charged or otherwise dealt with in circumstances which may give rise to transactions that could be challenged by the Trustee or creditors of the Debtor (the “**Questioned Transactions**”); **AND UPON** noting that further investigation is required in order to determine if the Trustee ought to apply to this Honourable Court to set aside or otherwise impugn the Questioned Transactions; **AND UPON** noting that the Trustee’s authority to challenge any of the Questioned Transactions is pursuant to sections 95-101 of the BIA, and Provincial legislation including, without limitation the *Fraudulent Preferences Act*, RSA 2000, c F-24 (the “**FPA**”) and the *Statute of Elizabeth*, 1571 (UK), 13 Eliz I, C 5 (the “**Statute**”), and that creditors of the Debtor may have additional ability to challenge the Questioned Transactions under provincial or other legislation; **AND UPON** noting that it would be desirable to extend the

suspension of the operation of all limitation periods until the economic benefit of challenging any of the Questioned Transactions can be determined; **AND UPON** hearing counsel for the Receiver and Trustee, counsel for the Debtor, and counsel for certain creditors of the Debtor; **AND UPON** being advised of the consent of counsel for Chatur, Globe, 895102 Alberta Ltd., Farhan Chatur, Nazir Javer, Feizal Chatur, Al-Karim Chatur, Salim Chatur, Amirali Chatur, Zarian Chatur And Nassim Chatur; **AND UPON** being advised by counsel for the Receiver and the Trustee of service of this Application and the Fifth Report;

**IT IS HEREBY ORDERED AND ADJUDGED THAT:**

1. Service of this Application and all materials in support, by the method described in the Affidavit of Service filed in support of this Application, is hereby deemed good and sufficient. No other person is required to be served with notice of this Application, the time for service of the said documents is abridged to the time actually given, and any requirement for further service is hereby dispensed with.
2. All limitation periods applicable against the Receiver, Trustee, and/or the creditors of the Debtor to commence actions pursuant to the provisions of the BIA, the FPA, the Statute or any other provincial legislation or regulations in force in Alberta, Ontario or Canada to challenge, set aside, or impugn any Questioned Transactions, continue to be suspended and tolled until March 5, 2023, except as may be extended by further Order of this Honourable Court.
3. The Fifth Report, and the activities of the Receiver and Trustee as described therein, are hereby ratified and approved.
4. This Court requests the aid and recognition of any court, tribunal, regulatory, or administrative body having jurisdiction in Canada to give effect to this Order and to assist the Trustee and the Receiver, and their respective agents, in carrying out the terms of this Order. All courts, tribunals, and regulatory and administrative bodies are hereby respectfully requested to make such orders and to provide such assistance, to the Trustee and the Receiver, as may be necessary or desirable to give effect to this Order, or to assist the Trustee and the Receiver and their respective agents in carrying out the terms of this Order.

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Justice of the Court of Queen's Bench of Alberta