

BEFORE THE DISCIPLINARY COMMITTEE OF
BCCI

In the matter of disciplinary
proceedings against Mr. Lalit K. Modi

STATEMENT OF N P SINGH

I, Narendar Pal Singh son of (Late) Mr. Surinder Singh, aged about 50 years, having my office at #7, 4th Floor, Off: Malad Link Road, Malad (W) Mumbai, do hereby state as follows:

I am the Chief Operating Officer of Multi Screen Media Pvt. Ltd. and I wish to state the following facts:

1. I submit that MSM Satellite (Singapore) Pte Ltd. ("MSMS") is an entity incorporated under the laws of the State of Singapore. Multi Screen Media Pvt Ltd., ("MSM") whom I work for is the Holding Company of MSM Satellite (Singapore) Pte. Ltd.

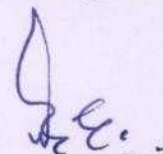
2. I am aware that the BCCI had entered into a Media Rights Licence Agreement ("MRLA") for Indian Premier League Media Rights for the territory of Indian Sub-continent with MSMS on 21st January 2008. I am aware that after the



first season of the Indian Premier League ("IPL") in 2009, the BCCI accused MSMS of certain breaches in the said MRLA which MSMS denied but nonetheless eventually led to its purported termination on 14th March 2009.

3. As a representative of MSMS, I have had occasion to interact with Mr. Lalit Modi who was then the Chairman of the IPL Governing Council and Commissioner of the IPL. Based on the office(s) held by Mr. Modi and the representations contained in the said MRLA, MSMS was led to believe that Mr. Modi as the Chairman and Commissioner of the IPL was the person in charge of negotiating and concluding commercial transactions on behalf of the BCCI-IPL.

4. After the purported termination of the MRLA dated 21st January 2008, MSMS initiated proceedings against BCCI under Section 9 of the Arbitration and Conciliation Act, 1996 in the Hon'ble Bombay High Court on 15th March 2009 and sought for interim orders pending arbitration. The Hon'ble Bombay High Court passed an order temporarily restraining the BCCI from creating any third party rights. MSMS decided that efforts should be made to try to settle the matter out of court and win back the contract. I along with Mr. Man Jit Singh,



MSM CEO and Ms. Sneha Rajani, Business Head SET MAX Channel were requested by MSMS to meet with Mr. Lalit K. Modi since we were based in India and since no MSMS employee was available in India at the material time. Mr. Modi was in New Delhi on Sunday, 15th March 2009 at the Hotel Maurya Sheraton, when Mr. Man Jit Singh, Ms. Sneha Rajani and I met him. At that meeting, Mr. Modi informed us that the BCCI had signed a fresh MRLA with WSG (Mauritius) Ltd. ("WSGM" for short) for the Indian Sub Continent rights and that since these rights were with WSGM, MSMS should deal with Mr. Venu Nair and Mr. Andrew Georgiou who were the representatives of WSGM and were present at the meeting. On 16th March 2009, the BCCI informed the Hon'ble Bombay High Court that they had signed a fresh MRLA with WSGM at 3 a.m. in the morning of 15th March 2009 which was prior to MSMS moving the Hon'ble High Court. Thereafter over the next several days my colleagues and I had several rounds of discussions with WSGM represented by Mr. Venu Nair and Mr. Andrew Georgiou.

5. I am aware that on the 23rd March 2009, the Bombay High Court passed an order declining to grant any ad-interim relief to MSMS. I submit that MSMS was under the genuine belief that

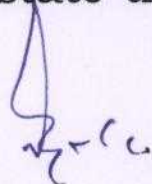
WSGM had been given the exclusive right to exploit the Indian Sub Continent IPL Media Rights. This was because Mr. Lalit Modi informed us on 15th March 2009 of the MRLA between BCCI and WSGM and in all subsequent discussions with WSGM officials, it was made clear to us that WSGM had the exclusive right to sub-licence the Indian sub continent Media Rights to broadcasters.

6. I state that I am aware of e-mail communications sent by Mr. Lalit K Modi to Mr. Michael Grindon, who was at that time a Director of MSMS, Mr. Michael Lynton who is the CEO of Sony Pictures Entertainment and my colleague Ms. Sneha Rajani, after the Bombay High Court order on 23rd March 2009, that a new agreement for global IPL rights had been signed with WSG who now owned the rights for the next nine years and did not need to come back for any further approvals. Further these communications gave instructions to meet with WSG if the recipients of the e-mails were interested in securing the Media Rights. These e-mails were forwarded to me by Ms. Sneha Rajani and I noticed that the recipients included Mr. Venu Nair and Mr. Andrew Georgiou from WSG as well as senior officials of NDTV, IMG, STAR & ESPN.



7. On the basis of the information given by Mr. Lalit K Modi and further based on the e-mails of 23rd March 2009, I, together with my colleagues from MSM, continued the dialogue with Mr. Venu Nair and Mr. Andrew Georgiou. We had been informed by Mr. Venu Nair and Mr. Andrew Georgiou that if MSMS wished to obtain Indian Sub Continent rights to the IPL directly from the BCCI, WSGM would have to be paid a facilitation fee for relinquishing its rights in favour of MSMS. I state that MSMS was thus induced into agreeing to pay the facilitation fee to WSGM on the basis of the representations in the email communications from Mr. Modi that WSGM held the global rights by virtue of a new Master Rights Agreement and the representations made by Mr. Venu Nair and Mr. Andrew Georgiou that WSGM would relinquish these rights to enable BCCI to grant the Indian Sub Continent rights to MSMS.

8. In the above manner on the conclusion of the negotiations, MSMS entered into a Deed for Provision of Facilitation Services on 25th March 2009 with WSGM under which a part payment of Rs. 125 Crores was made. The said Deed also clearly sets out a representation and warranty from WSGM to MSMS that there was an "IPL licence agreement" between the BCCI and WSGM dated 23rd March 2009. I state that

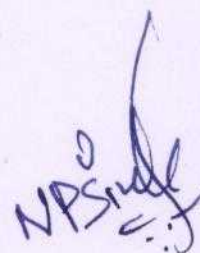


MSMS was never informed by WSGM that in fact no such agreement dated 23rd March 2009 was ever in existence.

9. It was only after the BCCI informed MSMS on 30th May 2010 that WSGM had no role to play in MSMS getting back the Indian Sub Continent media rights that we came to know that Mr. Lalit K Modi and WSG/WSGM officials had not represented the correct facts to MSMS. I state that MSMS has since then entered into an amended MRLA dated 25th June 2010 with the BCCI which has been duly executed on behalf of MSMS by its Director Mr. Andy Kaplan.

10. MSMS being a wholly owned subsidiary of MSM, I am aware of the foregoing statements which are true and I am able to depose to the above facts since I personally attended the meetings with Mr. Lalit K. Modi, Mr. Venu Nair and Mr. Andrew Georgiou at the request of MSMS.

Signed at }
Mumbai, this the 9th }
day of September, 2010 }



N P Singh