

Court File No.

CV-16-11413-00CL

ONTARIO
SUPERIOR COURT OF JUSTICE
(Commercial List)

THE HONOURABLE MR.)
JUSTICE NEWBOULD)

TUESDAY, THE
31st DAY OF MAY, 2016

BETWEEN:

**BANNERS BROKER INTERNATIONAL LIMITED and
STELLAR POINT, INC., by their receiver MSI SPERGEL INC.**

Plaintiffs

- and -

**RAJIV DIXIT, KULDIP JOSUN, DIXIT HOLDINGS INC.,
DIXIT CONSORTIUM INC., DREAMSCAPE VENTURES LTD.,
WORLD WEB MEDIA INC., and REAL PROFIT LIMITED**

Defendants



ORDER
(Mareva Injunction)

NOTICE

If you, the Defendant, disobey this order you may be held to be in contempt of court and may be imprisoned, fined or have your assets seized. You are entitled to apply on at least twenty-four (24) hours notice to the Plaintiff, for an order granting you sufficient funds for ordinary living expenses and legal advice and representation.

Any other person who knows of this order and does anything which helps or permits the Defendant to breach the terms of this Order may also be held to be in contempt of court and may be imprisoned, fined or have their assets seized.

THIS MOTION, made without notice by the Plaintiff, msi Spergel inc. ("**Spergel**") in its capacity as receiver (in such capacity, the "**Receiver**") of Banners Broker International Limited ("**BBIL**") and Stellar Point Inc. ("**Stellar Point**"), for an interim Order in the form of a *Mareva* injunction restraining the defendants, Rajiv Dixit ("**Dixit**"), Dreamscape Ventures Limited

("Dreamscape"), Dixit Consortium Inc. ("**Dixit Consortium**"), Dixit Holdings Inc. ("**Dixit Holdings**") and collectively referred to herein with Dixit, Dixit Consortium and Dreamscape as the "**Dixit Defendants**") and Kuldip Josun ("**Josun**"), from dissipating their assets and other relief, was heard this day at the Court House, 330 University Avenue, Toronto, Ontario.

ON READING the Motion Record of the plaintiff, on hearing the submissions of counsel for the plaintiff, and on noting the undertaking of the plaintiff to abide by any Order this Court may make concerning damages arising from the granting and enforcement of this Order:

Mareva Injunction

1. **THIS COURT ORDERS** that Josun and the Dixit Defendants, and their servants, employees, agents, assigns, officers, directors and anyone else acting on their behalf or in conjunction with them, or any of them, and any and all persons with notice of this injunction, are restrained from directly or indirectly, by any means whatsoever:

- (a) selling, removing, dissipating, alienating, transferring, assigning, encumbering, or similarly dealing with any assets of Josun or the Dixit Defendants, wherever situated, including but not limited to the assets and accounts listed in **Schedule "A"** hereto;
- (b) instructing, requesting, counselling, demanding, or encouraging any other person to do so; and
- (c) facilitating, assisting in, aiding, abetting, or participating in any acts the effect of which is to do so.

2. **THIS COURT ORDERS** that paragraph 1 applies to all of Josun's and the Dixit Defendants' assets whether or not they are in their own name and whether they are solely or

jointly owned. For the purpose of this order, the assets of Josun and the Dixit Defendants include any asset which Josun or the Dixit Defendants, or any of them, have the power, directly or indirectly, to dispose of or deal with as if it were their own. Josun and the Dixit Defendants, or any of them, are to be regarded as having such power if a third party holds or controls the assets in accordance with the direct or indirect instructions of any of Josun or the Dixit Defendants.

Ordinary Living Expenses

3. **THIS COURT ORDERS** that Josun and the Dixit Defendants, or any of them, may apply for an order, on at least twenty-four (24) hours notice to the plaintiff, specifying the amount of funds which Josun or the Dixit Defendants, or any of them, are entitled to spend on ordinary living expenses and legal advice and representation.

Disclosure of Information

4. **THIS COURT ORDERS** that each of Josun and the Dixit Defendants prepare and provide to the Plaintiff within 30 days of the date of service of this Order, a sworn statement describing the nature, value, and location of their assets worldwide, whether in their own name or not and whether solely or jointly owned.

5. **THIS COURT ORDERS** that if the provision of any of this information is likely to incriminate Josun or the Dixit Defendants, or any of them, they may be entitled to refuse to provide it, but are recommended to take legal advice before refusing to provide the information. Wrongful refusal to provide the information referred to in paragraph 4 herein is contempt of court and may render Josun or the Dixit Defendants, or any of them, liable to be imprisoned, fined, or have their assets seized.

Third Parties

6. **THIS COURT ORDERS** Canadian Imperial Bank of Commerce ("**CIBC**"), HSBC Bank Canada ("**HSBC**"), Royal Bank of Canada ("**RBC**"), President's Choice Financial Group, C.I.M. Banque, the Bank of Cyprus and any other financial institution holding monies or assets in any account or on credit on behalf of Josun or the Dixit Defendants, or any of them (collectively, the "**Banks**"), to forthwith freeze and prevent any removal or transfer of monies or assets of the Dixit Defendants held in any account or on credit on behalf of Josun or the Dixit Defendants, or any of them, with the Banks, until further Order of the Court, including but not limited to the accounts listed in **Schedule "A"** hereto.

7. **THIS COURT ORDERS** that the Banks forthwith disclose and deliver up to the Plaintiff any and all records held by the Banks concerning the Dixit Defendants' assets and accounts, including the existence, nature, value and location of any monies or assets or credit, wherever situate, held on behalf of the Dixit Defendants, or any of them, by the Banks.

Variation, Discharge or Extension of Order

8. **THIS COURT ORDERS** that anyone served with or notified of this Order may apply to the Court at any time to vary or discharge this order, on four (4) days notice to the Plaintiff.

9. **THIS COURT ORDERS** that the parties shall attend before this Court on Jan 7, 2016 at 10:00 AM for the hearing of a motion by the plaintiff for the continuation of this Order, failing which this Order will terminate.

ENTERED AT / INSCRIT À TORONTO
ON / BOOK NO:
LE / DANS LE REGISTRE NO:

MAY 31 2016

PER / PAR: RW

D. J.

SCHEDULE "A"

Bank Accounts:

BANK	BRANCH ADDRESS	ACCOUNT HOLDER	ACCOUNT NO.
CIBC	Unknown	Rajiv Dixit	Chequing Account No. [REDACTED]
CIBC	540 Laval Drive Oshawa, ON L1J 0B5	Rajiv Dixit	[REDACTED]
CIBC	540 Laval Drive Oshawa, ON L1J 0B5	Rajiv Dixit	[REDACTED]
CIBC	540 Laval Drive Oshawa, ON L1J 0B5	Rajiv Dixit	[REDACTED]
CIBC	540 Laval Drive Oshawa, ON L1J 0B5	Rajiv Dixit	[REDACTED]
CIBC	540 Laval Drive Oshawa, ON L1J 0B5	Rajiv Dixit	[REDACTED]
CIBC	540 Laval Drive Oshawa, ON L1J 0B5	Dixit Consortium	[REDACTED]
CIBC	540 Laval Drive Oshawa, ON L1J 0B5	Dixit Consortium	[REDACTED] (USD Account)
CIBC	540 Laval Drive Oshawa, ON L1J 0B5	Dixit Consortium	[REDACTED]
CIBC	540 Laval Drive Oshawa, ON L1J 0B5	Dixit Holdings	[REDACTED]
CIBC	540 Laval Drive Oshawa, ON L1J 0B5	Kuldip Josun	Unknown
HSBC	Unknown	Rajiv Dixit	[REDACTED]
HSBC	Unknown	Stellarpoint Ltd.	Chequing Account No. [REDACTED]
RBC	800 Taunton Rd E,	Rajiv Dixit	[REDACTED]

BANK	BRANCH ADDRESS	ACCOUNT HOLDER	ACCOUNT NO.
	Oshawa, ON L1H 7K5		
RBC	27 Simcoe St N Oshawa, ON, L1G 4R7	Rajiv Dixit	[REDACTED]
RBC	10098 McLaughlin Road Brampton, ON L7A 2X6	Kuldip Josun	Unknown
TD Bank	Unknown	Kuldip Josun	[REDACTED]
TD Bank	4 King Street W, P.O. Box 247 Oshawa, ON L1H 7L3	Rajiv Dixit (held jointly with Stephanie Schlacht)	Chequing Account No. [REDACTED]
President's Choice Financial Group	P.O. Box 603 Station, Agincourt Scarborough, ON M1S 5K9	Kuldip Josun	Unknown
Bank of Cyprus	658 Danforth Ave Toronto, ON M4J 5B9	Dreamscape Ventures Ltd.	[REDACTED]
C.I.M. Banque	Unknown	World Web Media / Kuldip Josun	[REDACTED]

Credit Cards:

BANK	CARD HOLDER	CARD NO.
CIBC	Rajiv Dixit	[REDACTED]
CIBC	Rajiv Dixit	[REDACTED]
CIBC	Rajiv Dixit	[REDACTED]
CIBC	Rajiv Dixit	[REDACTED]
CIBC	Rajiv Dixit	[REDACTED]
RBC	Rajiv Dixit	[REDACTED]

RBC	Rajiv Dixit	[REDACTED]
HSBC	Rajiv Dixit	[REDACTED]

BANNERS BROKER INTERNATIONAL LTD. by its receiver,
MSI SPERGEL INC., et al
Plaintiffs

and RAJIV DIXIT et al.
Defendants

Court File No.

ONTARIO
SUPERIOR COURT OF JUSTICE
(COMMERCIAL LIST)
PROCEEDING COMMENCED AT
TORONTO

ORDER

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