

IBC AU COURANT

Insolvency Professional Agency of Institute of Cost Accountants of India



PRESS

“We May Encounter Many Defeats But We Must Not Be Defeated.”

Updates on Insolvency and Bankruptcy Code

➤ NCLT orders insolvency proceedings against Apeejay Tea; firm to move NCLAT

The National Company Law Tribunal (NCLT) has given its approval to start insolvency proceedings against Apeejay Surrendra Group’s tea company Apeejay Tea for a “payment default”.

Admitting an operational creditor’s insolvency petition for initiating corporate insolvency resolution process under Section 9 of the Insolvency & Bankruptcy Code, 2016, for a default of around `48.72 lakh, the Kolkata bench of the National Company Law Tribunal (NCLT) has ordered commencement of the insolvency resolution process for Apeejay Tea, which is one of the major tea producers, having 17 tea estates in Assam.

Source: Financial Express

Please find the full news at:

<https://www.financialexpress.com/industry/nclt-orders-insolvency-proceedings-against-apeejay-tea-firm-to-move-nclat/1743309/>

➤ Resolution delay forces banks to put NPAs on sale

Banks have been forced to put nonperforming assets (NPAs) worth Rs 40,000 crore up for sale in sectors such as power, roadways and telecom in the first half of the fiscal year to September because of delays in the resolution process under the Insolvency and Bankruptcy Code (IBC). The prescribed timeline for IBC resolution has been derailed by various stakeholders challenging the process in court.

Data from the Insolvency and Bankruptcy Board of India (IBBI) showed that as much as 34% of the 1,292 cases in the bankruptcy courts up to June have been delayed beyond the scheduled 270 days, up from 26% a year ago and 31% in the March quarter, giving rise to fears that this could make the law ineffective, as has happened to previous such endeavours. Lenders are also looking to asset-reconstruction companies (ARCs) to acquire nonperforming assets (NPAs).

Source: Economic Times

Please find the full news at:

<https://economictimes.indiatimes.com/industry/banking/finance/banking/resolution-delay-forces-banks-to-put-npas-on-sale/articleshow/71698624.cms>

➤ **Mantri creditor Aayas Trade moves NCLT against realtor**

A creditor of beleaguered city-based realtor Mantri has approached the National Company Law Tribunal (NCLT) to start insolvency proceedings against the developer for its failure to develop a housing and commercial project in southern India. Aayas Trade Services, an investee of Israel-based Elbit Plaza India Real Estate Holdings, has sent a demand notice to Mantri Developers under the Insolvency and Bankruptcy Code (IBC) and subsequently filed a petition for inordinate delay in the development of the project and default of payment obligations. The notice alleged that Mantri received advances of over Rs 530 crore from Aayas/ Elbit for a real estate project in Bengaluru, but failed to perform its contractual obligations or return the money to Aayas / Elbit even after more than a decade. The money was raised between 2007 and 2010.

Source: Economic Times

Please find the full news at:

<https://economictimes.indiatimes.com/industry/services/property/-/construction/mantri-creditor-aayas-trade-moves-nclt-against-realtor/articleshow/71643108.cms>



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