

# IBC AU COURANT

Insolvency Professional Agency of Institute of Cost Accountants of India

## PRESS

to trend downwards. Many retailers are beyond this ongoing weakness in demand, and the hope for some good news is found in the period and a few are driven by...  
The deal's biggest winner will be Cl... than-life Australian entrepreneur who mine. His partnership with Citic Pacific is close to the top of Australia's rich...  
According to Palmer, his mining a has barely begun. He claims to contr... which contains 160bn tonnes of iron... than the entire global output of iron...

*"The Pessimist Sees Difficulty In Every Opportunity. The Optimist Sees Opportunity In Every Difficulty." - Winston Churchill*

### Updates on Insolvency and Bankruptcy Code

#### ➤ SBI to sell eight Non-Performing Assets worth Rs 3,900 crore

The State Bank of India has put eight Non-Performing Assets (NPA), worth over Rs 3,900 crore, on the block for Asset Reconstruction Companies and financial institutions to acquire. The move comes even as banks, the government and the Reserve Bank of India are hoping to clean up a majority of the NPA backlog using the Insolvency and Bankruptcy Code.

Source: *Newindianexpress*

Please find the full news at:

<http://www.newindianexpress.com/business/2018/sep/19/sbi-to-sell-eight-non-performing-assets-worth-rs-3900-crore-1873957.html>

#### ➤ Reliance Power looking to buy stressed power assets: Anil Ambani

Reliance Power is looking at inorganic expansion by buying stressed thermal power projects under resolution under the insolvency and bankruptcy code as thirty-four stressed power projects account for about ₹ 1.74 trillion of the ₹ 10.3 trillion non-performing assets (NPAs) in the Indian banking system. A few of these power plants have been declared bankrupt by their lenders and can be bought out by interested parties under a competitive bidding process.

Source: *Livemint*

Please find the full news at:

<https://www.livemint.com/Companies/dR4JVMY4LffkoBUIsBXM4H/Reliance-Power-looking-to-buy-stressed-power-assets-Anil-Am.html>



➤ **Numetal, ArcelorMittal fight in Supreme Court over Essar Steel bid**

VTB Bank-led Numetal and global steel major ArcelorMittal fought bitterly in the Supreme Court over their bids for Essar Steel. ArcelorMittal contested Numetal's eligibility in the top court, claiming that its backers included Rewant Ruia, a scion of the family that controlled Essar Steel, whereas Numetal said ArcelorMittal should have paid Rs 7,000 crore of Uttam Galva and KSS Petron's loans before it bid for Essar Steel.

*Source: EconomicTimes*

Please find the full news at:

<https://economictimes.indiatimes.com/industry/indl-goods/svs/steel/numetal-arcelormittal-fight-in-supreme-court-over-essar-steel-bid/articleshow/65864567.cms>

➤ **IDBI drags GVK power arm to NCLT; company seeks settlement**

Adding one more power asset to the pile of insolvency cases, IDBI Bank Limited has taken GVK Power (Goindwal Sahib) Limited to the National Company Law Tribunal seeking insolvency resolution under section 7 of the Insolvency and Bankruptcy Code, 2016. GVK Goindwal Sahib, which owns a 540-Mw coal fired power plant in Punjab, is GVK Group's first subsidiary to be taken to the NCLT for failing to replay the loans

*Source: Business- Standard*

Please find the full news at:

[https://www.business-standard.com/article/companies/idbi-drags-gvk-power-arm-to-nclt-company-seeks-settlement-118091800946\\_1.html](https://www.business-standard.com/article/companies/idbi-drags-gvk-power-arm-to-nclt-company-seeks-settlement-118091800946_1.html)

➤ **JLL, CBRE, other global realty consultants take on valuer rules in Delhi HC**

A clutch of international property consultants, including JLL, CBRE, Cushman & Wakefield and Knight Frank, have challenged the constitutional validity of valuer rules under Companies Act that puts restrictions on certain companies from becoming a registered valuer. According to a notification by MCA, from October 1 onwards a company that is a subsidiary, an associate company or a joint venture, will not be allowed to register as a valuator under the Companies Act or IBC. The crunch in the number of registered valuers in the market could delay the valuation exercise under insolvency and bankruptcy proceeding, some legal experts fear.

*Source: Business- Standard*

Please find the full news at:

[https://www.business-standard.com/article/economy-policy/jll-cbre-other-global-realtv-consultants-take-on-valuer-rules-in-delhi-hc-118091801422\\_1.html](https://www.business-standard.com/article/economy-policy/jll-cbre-other-global-realtv-consultants-take-on-valuer-rules-in-delhi-hc-118091801422_1.html)



### ➤ Insolvency law: Confusion over voting rights for COC

There is fresh confusion over voting rights for home buyers in real estate companies such as Jaypee Infratech and Amrapali despite the Insolvency and Bankruptcy Board of India (IBBI) issuing a circular, mandating that only those who have submitted claims of their property will be treated as part of the electoral college (committee of creditors) to vote on key resolution. While the government has amended the Insolvency and Bankruptcy Code (IBC) to treat home buyers as financial creditors, who will have a say in all crucial decisions, the law mandates that those who abstaining will be treated as a negative vote. This clause is proving to be a problem in case of home buyers, as decisions such as deciding on the new buyer (for the company), require 66% affirmative votes.

Source: *TimesofIndia*

Please find the full news at:

<https://timesofindia.indiatimes.com/business/india-business/insolvency-law-confusion-over-voting-rights-for-realty-cos/articleshow/65864426.cms>

### ➤ SEBI cracks whip on corporates' reluctance to issue bonds, but will it work unless the RBI too acts in tandem?

SEBI has got tough with big corporates' reluctance to issue bonds for their long-term needs. As the NCLT proceedings under IBC result in ousting of promoters who are defaulters from their hitherto comfortable perch and IBC dumps bonds ruthlessly at the first hint of trouble of the companies. Bonds are SEBI's remit but then banking loans are the Reserve Bank of India's. Therefore, the RBI cannot order big corporates to meet their funding requirements partially from the bonds market, it can do this through moral persuasion--turning off the banking tap to the extent it wants corporates to shed dependency on banks.

Source: *Firstpost*

Please find the full news at:

<https://www.firstpost.com/business/sebi-cracks-whip-on-corporates-reluctance-to-issue-bonds-but-will-it-work-unless-the-rbi-too-acts-in-tandem-5213031.html>

