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"Life isn't about finding yourself. Life is about creating yourself."

➤ **Mere Allegations of Fraud Can't Invalidate Auction When Unsuccessful Bidder Failed To Put In Bid Despite Opportunity: NCLAT**

The **National Company Law Appellate Tribunal (NCLAT)** New Delhi bench of **Justice Yogesh Khanna and Mr. Indavar Pandey (Technical Member)** has held that mere bald assertions or allegations of fraud cannot invalidate an otherwise valid auction, especially when the unsuccessful bidder was given ample opportunity to log in to the system but failed to place a valid bid.

The present appeal has been filed under section 61 of the Insolvency and Bankruptcy Code, 2016 (IBC) against an order passed by National Company Law Tribunal (NCLT) by which it dismissed an application filed by an unsuccessful bidder to set aside the auction. The Appellant submitted that the main object of liquidation under the IBC is maximization of value, but in the instant case, the Liquidator, acting in collusion with another party, introduced an unauthorized bidder at the eleventh hour in a non-transparent manner, thereby completely vitiating the sanctity of the process.

Per contra, the Respondent submitted that the only purpose of the present Appeal is to blackmail and malign the Liquidator. The Appellant never intended to participate bona fide in the auction but entered the process only to obstruct liquidation and drag the Liquidator into vexatious litigation. The Tribunal at the outset observed that if allegations of manipulation are found correct, then the auction itself collapses, defeating the very purpose of liquidation. However, if such allegations are speculative or unsupported, interference with a concluded auction would unsettle the certainty of liquidation, delay distribution to creditors, and encourage frivolous litigation.

Source: Live Law

Read Full news: [Mere Allegations Of Fraud Can't Invalidate Auction When Unsuccessful Bidder Failed To Put In Bid Despite Opportunity: NCLAT](#)

➤ **Additional Documents Need Not Be Filed With Reply To Demand Notice U/S 8(2) Of IBC: NCLAT New Delhi**

The **National Company Law Appellate Tribunal (NCLAT)**, Principal Bench, New Delhi, comprising Justice Ashok Bhushan (Chairperson) and Barun Mitra (Member-Technical), has held that section 8 of the IBC doesn't allow placing on record any documents while responding to a demand notice, except the ones mentioned in sub-section 2.

The appeal was filed challenging the impugned order passed by the NCLT, Mumbai. By the impugned order, the tribunal rejected the IA No. 3245 of 2025 filed by the corporate debtor for taking additional documents on record.

Source: *Live Law*

Read Full news: [Additional Documents Need Not Be Filed With Reply To Demand Notice U/S 8\(2\) Of IBC: NCLAT New Delhi](#)

➤ **Claims Based On Guarantee Can Be Considered By RP Even If Guarantee Was Not Invoked Before Insolvency Commencement Date: NCLAT**

The **National Company Law Appellate Tribunal (NCLAT)** New Delhi bench of Justice Ashok Bhushan, Justice N. Seshasayee (Judicial Member) and Mr. Arun Baroka (Technical Member) has held that the claims of the creditor can be considered by the Resolution Professional even if guarantee based on which the claims were filed was not invoked.

The present appeal has been filed under section 61 of the Insolvency and Bankruptcy Code, 2016 (IBC) against an order passed by National Company Law Tribunal (NCLT) by which it directed the Resolution Professional (RP) to consider the claims of the Indian Renewable Energy Development Agency Ltd. and made adverse observations against the RP and forwarded the order to the IBBI.

Source: *Live Law*

Read Full news: [Claims Based On Guarantee Can Be Considered By RP Even If Guarantee Was Not Invoked Before Insolvency Commencement Date: NCLAT](#)

