



INSOLVENCY PROFESSIONAL AGENCY
OF INSTITUTE OF COST ACCOUNTANTS OF INDIA
PROMOTED BY THE INSTITUTE OF COST ACCOUNTANTS OF INDIA

05 | October | 2026

IBC AU-COURANT

LATEST UPDATES ON INSOLVENCY AND BANKRUPTCY

"You may encounter many defeats, but you must not be defeated."

➤ **Pre-CIRP Electricity Dues Cannot Be Recovered by Discontinuing Supply During Moratorium: NCLT Ahmedabad**

The National Company Law Tribunal (NCLT), Ahmedabad, has held that Pre-CIRP electricity dues cannot be recovered from a Corporate Debtor by interrupting essential or critical electricity supply during the Moratorium under the Insolvency and Bankruptcy Code (IBC).

"The Respondent cannot recover or appropriate any Pre-CIRP electricity dues from the Corporate Debtor otherwise than in accordance with the Insolvency Process," a bench of Judicial Member Shammi Khan and Technical Member Sanjeev Sharma held.

It added that any interruption or discontinuance of electricity supply for non-payment would be governed by Sections 14(2) and 14(2-A) of the IBC, applicable CIRP regulations and electricity law, subject to payment of dues arising during the Moratorium.

CIRP against Mehsana Dairy and Food Products Limited commenced on June 25, 2026, with NPV Insolvency Professional Private Limited, through its director Atul Tandon, appointed as the Interim Resolution Professional (IRP). The moratorium under Section 14 also became operative from that date.

The IRP informed Uttar Gujarat Vij Company Limited (UGVCL) about the CIRP on July 17 and requested continuation of electricity supply. It also asked the distributor to submit its claim for Pre-CIRP dues.

According to the IRP, UGVCL officials subsequently visited the Corporate Debtor's premises with a view to disconnecting supply over the outstanding dues. The IRP said the company had perishable inventory, including ice cream, worth about ₹60–70 lakh in cold storage.

The IRP paid ₹26,40,809.54 towards an electricity bill for May 16 to June 15, 2026, claiming the payment was made to avert disconnection and preserve the inventory. UGVCL disputed this account and denied that its officials had visited with an intention to disconnect the supply.

Source: Live Law Biz

Read Full News: [Pre-CIRP Electricity Dues Cannot Be Recovered by Discontinuing Supply During Moratorium: NCLT Ahmedabad](#)

➤ **NCLT Chennai Cancels Sale Deed of Homebuyer Who Failed to Submit Claim During CIRP**

The National Company Law Tribunal (NCLT), Chennai, has recently cancelled a Homebuyer's Registered Sale Deed and Construction Agreement after he failed to file a claim during the Corporate Insolvency Resolution Process (CIRP) of P Dot G Constructions Private Limited. He also failed to submit a claim during a 60-day window provided after approval of the Resolution Plan. Judicial Member Sanjiv Jain and Technical Member Venkataraman Subramaniam observed that the Homebuyer could not stand outside the Resolution Plan after failing to file a claim on either occasion.

The court held, “the Respondent had not filed any claim form before the IRP during the CIR Period.” It noted that Clause 4.4(xv) of the Approved Resolution Plan gave Homebuyers whose claims were not filed or had been rejected a further 60 days to approach the Successful Resolution Applicant. The respondent did not file a claim during this period either.

Source: *Live Law Biz*

Read Full News: [NCLT Chennai Cancels Sale Deed of Homebuyer Who Failed to Submit Claim During CIRP](#)

➤ **Blu-Smart Charge Insolvency: NCLT Refuses Lessor's Plea to Recover Premises, Remove Assets During Moratorium**

The Ahmedabad bench of the National Company Law Tribunal (NCLT) has refused to direct the Resolution Professional (RP) of Blu-Smart Charge Pvt. Ltd. to remove the company's assets from the licensed premises or hand over possession to Eldeco Infrastructure and Properties Limited.

The order was passed by Judicial Member Shammi Khan and Technical Member Sanjeev Sharma.

Eldeco had entered into a Leave and Licence Agreement with Blu-Smart Charge on July 11, 2023. The agreement was terminated on April 19, 2025, after which Civil Suit No. 3979 of 2025 was instituted before the Civil Judge, Faridabad. On December 8, 2025, the Civil Court directed the parties to maintain status quo. The suit is stated to be pending.

Source: *Live Law Biz*

Read Full News: [Blu-Smart Charge Insolvency: NCLT Refuses Lessor's Plea to Recover Premises, Remove Assets During Moratorium](#)



**INSOLVENCY PROFESSIONAL AGENCY
OF INSTITUTE OF COST ACCOUNTANTS OF INDIA**
PROMOTED BY THE INSTITUTE OF COST ACCOUNTANTS OF INDIA