



INSOLVENCY PROFESSIONAL AGENCY  
OF INSTITUTE OF COST ACCOUNTANTS OF INDIA



# IBC AU-COURANT

*Latest updates On Insolvency & Bankruptcy*

**Thursday, 16<sup>th</sup> June, 2022**

**"Nothing is impossible"**

## ➤ **Creditors will now need to file info about defaults as IBBI amends rules**

The changes in regulation also addresses the issue of treatment of avoidance applications filed with the Adjudicating Authority after closure of the corporate insolvency resolution process (CIRP).

The Insolvency Bankruptcy Board of India (IBBI) on Wednesday amended insolvency regulations, which now require creditors to file information regarding the assets and liabilities of their corporate debtors, along with other relevant financial information while initiating a corporate insolvency process.

The amendment also provides for filing copy of GST returns by operational creditors, along with e-way bills as documentary evidence of the debt and default.

The same information may also be submitted as part of the claim documents submitted to the Insolvency Resolution Professional or the interim resolution professional for easier verification of claims.

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The amendment includes a definition of significant difference in valuations during CIRP and enables the committee of creditors to make a request to the resolution professional regarding the appointment of a third valuer.

**Source: Business Standard**

**Link of news :** [https://www.business-standard.com/article/economy-policy/creditors-will-now-need-to-file-info-about-defaults-as-ibbi-amends-rules-122061600113\\_1.html](https://www.business-standard.com/article/economy-policy/creditors-will-now-need-to-file-info-about-defaults-as-ibbi-amends-rules-122061600113_1.html)

## ➤ **NCLT to now hear Amazon's plea against FRL tomorrow**

The insolvency petition, filed by Bank of India (BoI) in May, had come up for hearing before the Mumbai bench of tribunal again today. The bankruptcy court would continue hearing Amazon's side on why its plea is maintainable.

The National Company Law Tribunal (NCLT) has adjourned to Thursday the Amazon's plea asking it not to admit the insolvency petition filed against debt-laden Future Retail. The insolvency petition, filed by Bank of India (BoI) in May, had come up for hearing before the Mumbai bench on Tuesday. The bankruptcy court would continue hearing Amazon's side on why its plea is maintainable.

In its interlocutory application, Amazon had opposed the initiation of insolvency proceedings, alleging the banks had colluded with FRL and that bankruptcy proceedings at this stage will compromise its rights. The US firm had moved the application under Section 65 of the Insolvency and Bankruptcy Code (IBC), which deals with provisions relating to penalty for fraudulent or malicious initiation of proceedings.

BoI had earlier moved the NCLT in April to recover the debt of Rs 1,441 crore from FRL. The total exposure of banks to FRL is estimated to be at about Rs 17,000 crore, a figure which could climb to as high as Rs 25,000 crore if debt defaults continue, some creditors had said in court earlier.

**Source: Financial Express**

**Read Full news at:** <https://www.financialexpress.com/industry/nclt-adjourned-future-retail-to-thursday/2560725/>

