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"Whatever you are, be a good one."

➢ Reverse CIRP Can't Be Claimed As Right: NCLAT Upholds Insolvency Against Supertech Realtors

The **National Company Law Appellate Tribunal (NCLAT) New Delhi** upheld an admission order under section of the Insolvency and Bankruptcy Code, 2016 (IBC) against Supertech Realtors Pvt. Ltd. and dismissed an appeal filed by Ram Kishore Arora, its suspended director.

A bench comprising **Justice Ashok Bhushan and Mr. Barun Mitra (Technical Member)** observed that once debt and default are established, the adjudicating authority is bound to admit the application and cannot compel the lenders to enter into as settlement or accept OTS proposals.

The Tribunal held that *"Reverse CIRP is a pragmatic tool evolved in limited cases, not an enforceable right. It requires lender confidence and stakeholder unanimity, both of which are lacking here".*

Supertech Realtors had taken a loan of Rs. 150 crore from the Bank of Maharashtra for developing its Supernova project in Noida. The account was declared Non-Performing Assets (NPA) and the bank filed an application under section 7 of the IBC claiming a default of Rs. 168 crore. Although an OTS proposal was sanctioned which was later cancelled due to non-compliance. The company approached the High Court against rejection of the OTS proposal by filing a writ petition which came to be rejected.

Later, the decision of the High Court was also affirmed by the Supreme Court. During the Corporate Insolvency Resolution Process (CIRP), the suspended director proposed multiple OTS proposals but all of them were rejected by the lenders.

Source: Live Law
Read Full news: *Reverse CIRP Can't Be Claimed As Right: NCLAT Upholds Insolvency Against Supertech Realtors*

➢ CCI Approves Vedanta's Acquisition Of Jaipraksh Associates

The Competition Commission of India (CCI) on Tuesday said that it has approved the proposed acquisition of Jaiprakash Associates Limited (JAL) by Vedanta Limited under the corporate insolvency resolution process (CIRP) of the Insolvency and Bankruptcy Code (IBC).

Vedanta had submitted a resolution plan to acquire JAL, which is currently undergoing insolvency proceedings initiated by an order of the National Company Law Tribunal (NCLT), Allahabad Bench, dated June 3, 2024.

According to news reports, Vedanta was selected as the successful bidder with an offer of ₹17,000 crore, which translates to a net present value of ₹12,505 crore. The company's bid was chosen over that of the Adani Group. Lenders had received claims of over ₹57,000 crore from financial creditors, with the National Asset Reconstruction Company Ltd (NARCL) emerging as the largest claimant after acquiring loans from a consortium led by the State Bank of India.

Source: Live Law

***Read Full news*:** *CCI Approves Vedanta's Acquisition Of Jaipraksh Associates*

➢ NCLT Ahmedabad Initiates Insolvency Proceedings Against Gensol Co-founder Puneet Singh Jaggi

The National Company Law Tribunal (NCLT), Ahmedabad Bench, on Monday initiated personal guarantor insolvency proceedings against Puneet Singh Jaggi, co-founder and whole-time director of Gensol Engineering Ltd. This follows a petition by Equentia Financial Services Pvt. Ltd. over an alleged default of ₹9.91 crore

The order was passed by a coram of Judicial Member **Shammi Khan** and Technical Member **Sanjeev Sharma**. The tribunal found that there was a debt and a default, which was sufficient under Sections 95 and 99 of the Insolvency and Bankruptcy Code (IBC), 2016, to initiate insolvency proceedings.

Source: Live Law

***Read Full news*:** *NCLT Ahmedabad Initiates Insolvency Proceedings Against Gensol Co-founder Puneet Singh Jaggi*