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"Believe in your infinite potential. Your only limitations are those you set upon yourself."

➤ **28.07.2025: ITC Reversal Cannot Be Imposed Automatically on Recipient Due to Supplier's Default in GSTR-3B When Supplier Undergoes Insolvency & Resolution Process approved by the NCLT: Calcutta High Court**

The Calcutta High Court in the case of M/S LALWANI FERRO ALLOYS LTD. VS. ASSISTANT COMMISSIONER, CGST & CX, PARK STREET DIVISION KOLKATA SOUTH COMMISSIONERATE, GST BHAWAN & ORS. Vide Case No. WPA 13913 of 2025 dated 16.07.2025, reinforces the view that recipient ITC cannot be denied automatically, particularly where supplier default is involuntary and irreversible due to statutory proceedings under the IBC. The Revenue must show due diligence in protecting its claims during insolvency. Petitioner were directed to file the NCLT-approved resolution plan, based on which it was claiming that it should not be liable for the supplier's unpaid GST. Also, establish that the supplier's liability was extinguished under the IBC and thus Section 16(2)(c) of the CGST Act could not be invoked against the recipient.

Facts of the Case: The petitioner challenged an appellate order under Section 107, concerning the tax period 2017-18. The petitioner had availed Input Tax Credit on supplies received from M/s Cosmic Ferro Alloys Ltd. (i.e. supplier), who had declared the outward supplies in Form GSTR-1, but failed to discharge their tax liability by not filing GSTR-3B. On the basis of Section 16(2)(c) of the CGST Act, which requires that tax must be paid to the government for ITC to be validly availed, the department reversed the ITC claimed by the petitioner.

Source: Taxo

Read Full news: [28.07.2025: ITC Reversal Cannot Be Imposed Automatically on Recipient Due to Supplier's Default in GSTR-3B When Supplier Undergoes Insolvency & Resolution Process approved by the NCLT: Calcutta High Court - TaxO](#)

➤ **Bhushan Power case: Supreme Court to hear JSW Steel's review plea on 29 July**

The Supreme Court will hear JSW Steel Ltd's review petition on 29 July, challenging its 2 May judgment that quashed the company's ₹19,350 crore acquisition of Bhushan Power & Steel Ltd (BPSL) and ordered the firm's liquidation.

A special bench led by Chief Justice B.R. Gavai and Justice Satish Chandra Sharma will take up the matter. Justice Sharma, along with Justice Bela M. Trivedi, was part of the two-judge bench that delivered the May verdict. However, following Justice Trivedi's retirement in June, a reconstituted bench will now hear the review plea. The review will be heard in chambers. Review petitions are typically heard behind closed doors by the same bench and without oral arguments, per Order XLVII of the Supreme Court Rules.

Source: *Mint*

Read Full news: [Bhushan Power case: Supreme Court to hear JSW Steel's review plea on 29 July / Today News](#)

➤ **Restriction On CIRP Assignments Taken By IRP Is A Matter Of Code Of Conduct Between IBBI & Resolution Professional: NCLT Mumbai**

The **National Company Law Tribunal (NCLT) Mumbai** bench of **Shri Prabhat Kumar (Technical Member)** and **Justice Shri V.G. Bisht (Judicial Member)** has held that restrictions on the number of Corporate Insolvency Resolution Professional (CIRP) assignments an Insolvency Professional (IP) can take is a conduct of code between the Insolvency and Bankruptcy Board of India (IBBI) and the IP. It cannot be decided by the Tribunal under section 60 (5) of the IBC.

The present application has been filed under section 60(5) of the Insolvency and Bankruptcy Code, 2016 (IBC) seeking to initiate legal actions against the erstwhile Interim Resolution Professional (IRP) for alleged illegal acts. It is further prayed that all actions taken by the IRP should be set aside.

Source: *Live Law*

Read Full news: [Restriction On CIRP Assignments Taken By IRP Is A Matter Of Code Of Conduct Between IBBI & Resolution Professional: NCLT Mumbai](#)

