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"The only power that exists is inside ourselves."

➤ IBC | Naming Creditor In Balance Sheet Not Mandatory, Acknowledgment Extends Limitation: Supreme Court Allows IL&FS Plea

Reaffirming that an entry in a company's balance sheet amounts to a valid acknowledgment of debt under Section 18 of the Limitation Act, 1963 irrespective of the name of the creditor, the Supreme Court today (July 30) revived the dismissed insolvency plea filed by IL&FS against Adhunik Meghalaya Steels for a default of ₹55.45 crore, citing an acknowledgment of debt in the corporate debtor's balance sheet.

The bench comprising **Justices Manoj Misra and KV Viswanathan** heard the case where the dispute arose from a ₹30 crore term loan extended by IL&FS to Adhunik in 2015, secured through a pledge of shares. Following a default, the account was declared a Non-Performing Asset (NPA) on March 1, 2018, and a recall notice was issued in August 2018.

The Section 7 application for initiating Corporate Insolvency Resolution Process ("CIRP") under Insolvency & Bankruptcy Code, 2016 ("IBC") was eventually filed in January 2024, claiming a total outstanding of ₹55.45 crore. However, an entry was found in the Respondent's balance sheet acknowledging the debt due to the Appellant on 12.08.2020.

The NCLT and NCLAT had dismissed the application as time-barred, holding that the 2019–20 balance sheet which did not name IL&FS as a creditor did not qualify as an acknowledgment of debt, and that the limitation period which ought to be expired by Feb. 2021, already expired by May 30, 2022, even accounting for the Covid-related extension.

Source: Live Law

Read Full news: [IBC | Naming Creditor In Balance Sheet Not Mandatory, Acknowledgment Extends Limitation: Supreme Court Allows IL&FS Plea](#)

➤ **Inherent Power Under Rule 11 Of NCLAT Rules Cannot Be Invoked To Recall Orders Passed By Fraud Or Without Jurisdiction: NCLAT Chennai**

The **National Company Law Appellate Tribunal, Chennai**, comprising Justice Sharad Kumar Sharma and Jatindranath Swain, dismissed an appeal while upholding that the inherent powers can only be utilized to fill up the vacuums that are prevailing in the given procedural law, but they cannot act as a substitute for the process of law, which could have been exercised by the appellate forum.

The appeal was filed by the former managing director of M/s. Platino Classic Motors (India) Private Limited against a decision passed by the NCLT, Kochi Bench. In the impugned order dated 14.02.2025, the adjudicating authority has rejected his recall application filed under rule 11 read with rule 32 of the NCLT Rules to recall the order dated 11.12.2024.

Source: Live Law

Read Full news: [Inherent Power Under Rule 11 Of NCLAT Rules Cannot Be Invoked To Recall Orders Passed By Fraud Or Without Jurisdiction: NCLAT Chennai](#)

➤ **Supreme Housing exits insolvency after reaching settlement with top lenders**

An insolvency court in Mumbai allowed Supreme Housing and Hospitality Pvt Ltd to exit insolvency proceedings on Wednesday after it reach a settlement with lender ICICI Bank. A detailed order on the matter is awaited.

Canara Bank and ICICI Bank had taken Supreme Housing to insolvency court after the realtor defaulted on dues of more than ₹800 crore. After hearing the matter at length, a bench led by justices Ashish Kalia and Sanjeev Dutta reserved the order on 1 July. The order was in response to a petition filed by resolution professional Prashant Jain on 21 March, seeking a withdrawal of the insolvency application against the real estate company

Source: Mint

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