Insolvency Professional Agency of Institute of Cost Accountants of India

Mock Test 9- Limited Insolvency Examination

Q. 1 When was the Insolvency and Bankruptcy Code 2016 notified in the gazette of India?

- (a) 28.05.2016
- (b) 28.06.2016
- (c) 28.07.2016
- (d) 28.12.2016
- Q. 2 What is the motive of enactment of the Insolvency and Bankruptcy Code, 2016?
- (a) within 7 days
- (b) within 14 days
- (c) within 21 days
- (d) within 28 days
- Q. 3 Applicability of the provisions of the Code shall be applied to:
- (a) Company incorporated under the Companies Act, 2013
- (b) Limited Liability Partnership under Limited Liability Partnership Act, 2008
- (c) Personal Guarantors
- (d) All of above
- Q.4 Which Legislations are getting repealed on enforcement of IBC?
- (a) The Presidency Towns Insolvency Act 1909 and Sick Industrial Companies (Special Provisions) Act 1985.
- (b) Sick Industrial Companies (Special Provisions) Act 1985 and The Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act 2002
- (c) Provincial Insolvency Act 1920 and the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act 2002.

(d)Sick Industrial Companies (Special Provisions) Act 1985 and some provisions of Negotiable Instruments Act, 1881.

Q. 5 Which of the following enactments has not been amended as part of the Insolvency and Bankruptcy Code, 2016?

- (a) The Indian Partnership Act, 1932
- (b) The Customs Act, 1962

- (c) The Recovery of Debts due to Banks and Financial Institutions Act, 1993
- (d) The Limitation Act, 1963
- **Q. 6** Who is the Corporate Debtor as per the Code?
- (a) Company who owes a debt to any person
- (b) Corporate person who owes a debt to any person
- (c) Company who borrows from any company
- (d) Corporate person who owes a debt to any company
- **Q. 7** Who are considered corporate persons under the provisions of the Code?
- (a) Companies and Limited Liability Partnerships.
- (b) Companies and Unlimited Liability Partnership firms.
- (c) Financial service provider
- (d) Companies, Limited Liability Partnerships and Trusts

Q8. Who are the persons who may initiate Corporate Insolvency Resolution Process (CIRP):

- (a) Only Corporate Debtor
- (b) Financial Creditor and Operational Creditor.
- (c) Financial Creditor, Operational Creditor and Corporate Debtor.
- (d) Corporate Debtor and Financial Creditor.

Q9. According to the Code, which of the following is not a financial service ?

- (a) Underwriting the Issuance of a financial product
- (b) Accepting of deposits
- (c) Operating an Investment scheme
- (d) Payment of wages to employees

Q10. What is the meaning of Debt under the Code?

(a) Debt means a liability or obligation in respect of a claim which is due from any person

- (b) It includes a financial debt and operational debt
- (c) Both (a) & (b)

(d) None of the above

Q11. What shall be included in "financial information" according to the Code?

- (a) Records of balance sheet
- (b) Records of liabilities when a person is solvent

(c) Record of debt of a person(d) All of above

Q12. What are the core services rendered by an information utility?

(a) Create and store financial information

(b) Accept electronic submission of financial information

(c) Get all the information received from various persons authenticated

(d) All of the above

Q13. Which of the following is not a financial institution under the Code?

(a) RBI(b) NTPC(c) IDFC Limited(d) BOI

Q14. Which of the following is a Creditor as per the Code?

(a) Secured Creditor(b) Unsecured Creditor(c) Decree-Holder(d) All of the above

Q15. The Insolvency and Bankruptcy Board of India is constituted by:

(a) Central Government(b) National Company Law Tribunal(c) ARCIL(d) Supreme Court

Q16. Which of the following committee made recommendations of the Code?

(a) Narasimham committee

(b) Raja Chelliah Committee

(c) Bankruptcy Law Reforms Committee

(d) Tiwari Committee

Q17. Whether IBC is applicable to person resident outside India:

(a) No, IBC is not applicable to a person resident outside India.

(b) Yes, IBC is applicable to a person resident outside India.

(c) IBC is applicable to a person outside India with the prior approval of the Board.

(d) IBC is applicable to person resident outside India as well as to foreign persons.

Q18. Orders for liquidation cannot be passed by the adjudicating authority if:

(a) An acceptable Resolution plan is presented for approval within time limits as specified

(b) The resolution plan is rejected

(c) There is a contravention of the Resolution plan

(d) Intimation by RP that committee of creditors has decided to liquidate

Q19. The Resolution professional shall continue as the liquidator unless replaced by

(a) DRT

(b) NCLT

(c) Official Liquidator of the MCA

(d) Insolvency Board

Q20. In case of the Resolution professional not being appointed as the liquidator, can a liquidator of a Corporate Debtor be proposed by the Board:

(a) No, the appointment is purely internal; the Board has no role to play

(b) Yes, the liquidator can be finalised by the Board and communicated to the Corporate debtor

(c) Yes, the liquidator can be proposed by the Board only based on a request from the Adjudicating Authority

(d) No, the Adjudicating Authority can identify a liquidator from the panel

Q21. As requested by the adjudicating authority the Board shall propose the name of Insolvency professional to be appointed as liquidator within:

(a) 15 days

(b) 7days

(c) 10 days

(d) 21 days

Q22. According to the Code, for the purpose of liquidation, what shall not be included as Liquidation Estate:

(a) Assets that may or may not be in possession of the corporate debtor including but not limited to encumbered assets.

(b) Assets held in trust for any third party

(c) Assets subject to the determination of ownership by the court or authority

(d) Tangible assets, whether movable or immovable

Q23. During Liquidation process, a liquidator can access the information for the purpose of admission and identification of liquidation estate assets relating to corporate debtor from which source:

- (a) Database maintained by the Board
- (b) Information utility
- (c) Registration authority
- (d) All of the above

Q24. Claims of creditors during the commencement of the liquidation process can be received or collected within:

- (a) 45days
- (b) 30days
- (c) 15days
- (d) 21 days

Q25. The Liquidator consults certain key creditors in relation to certain decisions. The views of the stakeholders are

- (a) Binding on the liquidator
- (b) Never binding on the liquidator
- (c) Not Binding on the liquidator subject to certain specific provisions
- (d) He must not consult any stakeholder

Q26. A claim made by a creditor at the time of commencement of the liquidation process

- (a) Can be varied or withdrawn within 14 days
- (b) Can be varied or withdrawn within 21 days
- (c) Can be varied but not withdrawn
- (d) Can be withdrawn but not varied

Q27. A preference shall be deemed to be given at a relevant time under section 43 of the Insolvency and Bankruptcy Code, 2016 if it is given to a_____ during the period of_____ years preceding the insolvency commencement date.

- (a) related party, two years
- (b) unrelated party, two years
- (c) related party, three years
- (d) unrelated party, two years

Q28. Under the Insolvency and Bankruptcy Code, 2016, who is eligible to make application for avoidance of transactions if the terms of such transaction required exorbitant payments to be made by the corporate debtor?

- (a) A financial creditor
- (b) The committee of creditors
- (c) The corporate debtor
- (d) The resolution professional

Q29. Which of the following is an excluded asset for the purposes of Part III of the Insolvency and Bankruptcy Code, 2016 dealing with insolvency resolution and bankruptcy for individuals?

- (a) Unencumbered tools necessary for personal use of the debtor
- (b) Money received from provident fund after retirement
- (c) Ornaments used by self and the spouse irrespective of their usage
- (d) One pucca house irrespective of its value

Q30. An application for fast track corporate insolvency resolution process shall be filed by

- (a) Creditor with evidence of debt with no additional proofs
- (b) Creditor and corporate debtor with no additional proofs
- (c) Creditor with proof of evidence of default
- (d) Creditor or corporate debtor with proof of evidence of default

Q31. The fast track corporate insolvency resolution process cannot be commenced in respect of specified corporate debtors based on which criteria

- (a) Assets and Income
- (b) Class of Creditors
- (c) Amount of debts
- (d) Share capital and Net-worth

Q32. What is the Time period for completing fast track corporate insolvency resolution process:

- (a) 45 Days
- (b) 90 Days

(c) 30 Days

(d) 60 Days

Q33. To pass a resolution in the meeting of committee of creditors for extending the period of the fast track corporate insolvency resolution, the percentage for voting share shall be:

- (a) 33 %
- (b) 40%
- (c) 75%
- (d) 50%

Q34. For how many days the process of fast track insolvency resolution may be extended beyond the period of ninety days:

- (a) 60days
- (b) 90 days
- (c) 45days
- (d) 30days

Q35. Voluntary Liquidation can be initiated:

- (a) Only when corporate debtor has committed the default
- (b)Only when corporate debtor has not committed the default
- (c)Only after a period of 5 years from the commencement of corporate person
- (d) Only after a period of 10 years from the commencement of corporate person

Q36. For initiation of Voluntary liquidation, a declaration of solvency (no debts or assets are sufficient to discharge liabilities) should be given by

- (a) Two directors
- (b) Two directors and 80% shareholders
- (c) Two directors and 80% shareholders and statutory auditors
- (d) Majority of the directors

Q37. The declaration given under voluntary liquidation shall not be accompanied with :

- (a) Audited financial statements
- (b) Records of business operations
- (c) Report of valuation of assets
- (d) Records of invoices

Q38. A special resolution of the members of the Company in a general meeting requiring the company to be liquidated voluntarily and appointing an insolvency professional to act as a liquidator shall pass within:

(a) Four weeks of declaration given by the directors

- (b) Two weeks of declaration given by the directors
- (c) six weeks of declaration given by the directors

(d) Eight weeks of declaration given by the directors

Q39. What is the date of commencement of voluntary liquidation proceedings:

- (a) Date of filing application to the authority
- (b) Date of passing the resolution in general meeting
- (c) Date of notifying registrar of Companies
- (d) Date of receiving approval of the creditors

Q40. Where the company has debts owed to any person, the special resolution passed by the members to liquidate the company shall be approved by Creditors representing in value

- (a) Half of the debts of the company
- (b) Two third of the debts of the company
- (c) One fourth of the debts of the company
- (d) Creditors approval is not needed for voluntary liquidation

Q41. After the completion of voluntary liquidation the company needs file an application for dissolution to:

(a) ROC (b) Adjudicating authority (c) Board (d) All of above

Q42. An Insolvency Professional Agency may submit an application for surrender of its certificate of registration to the Board, providing:

(a) The reasons for such surrender

(b) Details of all the pending or ongoing engagements under the Code of the Insolvency Professionals enrolled with it

(c) Manner in which it seeks to wind up its affairs as an Insolvency Professional Agency

(d) All of the above

Q43. Time period for making written submission under show- cause notice by the noticee shall be atleast

- (a) 30 days
- (b) 21 days
- (c) 15 days
- (d) 7 days

Q44. Claims for restitution of the disgorged amount has to be in _____

- (a) Form B
- (b) Form D

(c) Form A

(d) Form C

Q45. List of Claims shall be prepared by the Board within _____ days of last date for receipt of claims

(a) 21 days

- (b) 15 days
- (c) 7 days
- (d) 30 days

Q46. Disbursement of the disgorged amount by the Board among the claimants shall be made within _____ days of preparation of the list of valid claims.

- (a) 30 days
- (b) 7 days
- (c) 21 days
- (d) 15 days

Q47. Claim exceeding Rs. _____ shall be verified before notary for the purpose of submission of claims

(a) Rs. 20000 (b) Rs. 10000

(c) Rs. 15000

(d) Rs. 5000

Q48. Expiry of the time period for interim order under investigation shall be _____ days

(a) 180 days

(b) 60 days

(c) 90 days

(d) 30 days

Q49. Time limit for a Disciplinary Committee to dispose off show- cause notice

- (a) 180 days
- (b) 60 days
- (c) 90 days

(d) 30 days

Q50. Notice of Investigation to the service provider shall be served atleast ___ days before commencement of investigation.

- (a) 15 days
- (b) 21 days

(c) 10 days

(d) 30 days

Q51. At what stage show cause notice is issued in inspection or investigation

- (a) after consideration of report
- (b) after written submission by the service provider
- (c) after seizure of records
- (d) after closure of investigation or inspection

Q52. What among the mentioned clauses shall not form part of show cause notice

- (a) provisions of the code
- (b) details of alleged facts
- (c) details of evidence in support

(d) warning

Q53. Public Announcement under restitution shall be made by

- (a) Board
- (b) Serviceprovider
- (c) InspectingAuthority
- (d) DiscliplinaryCommittee

Q54. Which of the following is not included in definition of Associated Person

(a) Proprietor

(b) Relative

(c) Partner

(d) Director

Q55. Service Provider does not include

- (a) Insolvency Professional Agency
- (b) Insolvency Professional
- (c) Employee of service provider
- (d) Information Utility

Q56. The order passed by the Disciplinary Committee shall be effective after ____ days have elapsed from date of issue of the order

- (a) 15 days
- (b) 30 days
- (c) 60 days
- (d) 45 days

Q57.What is the eligibility of a person for making an application for fresh start process:

- (a) Person who is able to discharge his debts
- (b) Person who is not able to discharge his debts
- (c) Both a and b
- (d) None of the above

Q58. What is the condition of an individual to apply for fresh start process:

- (a) Annual income does not exceed Rs.100,000
- (b) Aggregate value of assets does not exceed Rs 20000
- (c) Aggregate value of qualifying debts does not exceed Rs 35000
- (d) does not own a dwelling unit

Q59. The application for a Fresh Start Order may be made by the

(a) Person themselves

(b) By a Resolution professional

(c) Person themselves or By a Resolution professional

(d) By the creditor

Q60. During the Fresh Start process, in the moratorium period

(a) The debtor can act as a director of a Company and perform the relevant acts

(b) Suits and legal proceedings against the debtor are stayed

(c) Creditors cannot initiate actions for any debt

(d) The debtor shall inform his business partners that he is undergoing a fresh startprocess

Q61. The moratorium period under the Fresh Start Order process lasts for:

- (a) 45 Days
- (b) 60 days
- (c) 180 days
- (d) 120 days

Q62. For which of the following debts a debtor cannot be discharged from the debts after passing the discharge order from adjudicating authority :

- (a) Interest
- (b) Penalties
- (c) Other sums owed under contract
- (d) Interest, Penalties and Other sums owed under contract

Q63. The Resolution Personnel shall prepare a final list of qualifying debts and submit such list to Adjudicating at least ------days before the end of moratorium period.

(a) 10

(b) 7

(c) 30

(d) 14

Q64. Which of the following is true with respect to discharge order?

- (a) It shall discharge the dependent parent and the person from any liability in respect of the qualifying debts
- (b) It shall discharge the spouse and the person from any liability in respect of the qualifying debts
- (c) It shall discharge the dependent child and the person from any liability in respect of the qualifying debts
- (d) It shall not discharge any other person from any liability in respect of the qualifying debts

Q65. The discharge order shall be forwarded to whom for the purpose of recording an entry in the register?

- (a) IBBI
- (b) Adjudicating Authority
- (c) IPA in which he is a member
- (d) Appellate Authority

Q66. The application for Fresh Start Process shall not contain which of the following information?

- (a) The interest payable on the debts and the rate thereof as stipulated in the contract
- (b) A list of security held in respect of any of the debts
- (c) Financial information of his brothers and sisters to two years prior to the date of the application
- (d) The reasons for making the application

Q67. The board shall nominate a resolution professional for the insolvency resolution process within_____ of receiving the direction issued by the adjudicating authority

(a) 15 days
(b) 10 days
(c) 7 days
(d) 3 days

Q68. Within how many days does a resolution professional examine the application made under fresh start process?

- (a) 10 days of his appointment
- (b) 15 days of his appointment
- (c) 5 days of his appointment
- (d) 18 days of his appointment

Q69. Under a fresh start process a creditor can file application for an objection on incorrect details of qualifying debt to:

- (a) IBBI
- (b) Adjudicating authority
- (c) Resolution professional
- (d) Information utility

Q70. A Resolution Professional in a Fresh Start Order process cannot seek directions from the Adjudicating Authority for the following acts of the debtor

- (a) Alienation of assets by the debtor
- (b) Non-disclosure of material information since the application date by the debtor
- (c) Travel outside India undertaken by the debtor
- (d) Review of objections filed by creditors

Q71. Who among the following can make an application for Bankruptcy of a debtor:

- (a) Only by a debtor
- (b) Only by a single creditor
- (c) By creditors individually or jointly or by a debtor
- (d) Only by creditors

Q72. After the order passed by Adjudicating authority within how much time an application for bankruptcy can be filed?

- (a) Within a period of 6 months
- (b) Within a period of 12 months
- (c) Within a period of 30 days

(d) Within a period of 3 months

Q73. An application for bankruptcy of a debtor by a creditor shall include

(a) Details of debts only

(b) Records of insolvency resolution and its inconclusiveness

(c) Records of insolvency resolution and Copy of order permitting the creditor to apply for bankruptcy only

(d) Records of insolvency resolution and Copy of order permitting the creditor to apply for bankruptcy and Details of debts

Q74. An application for bankruptcy of a debtor by a Secured creditor shall be made for

- (a) All debts
- (b) Only unsecured portion of the debt along with the estimated value of the unsecured portion
- (c) Only secured debts
- (d) Only unsecured portion of the debt

Q75. The Insolvency Professional appointed as the trustee in case of bankruptcy is called as

- (a) Liquidator
- (b) Insolvency Trustee
- (c) Bankruptcy Trustee
- (d) Interim Trustee

Q76. The application for bankruptcy by the creditor shall have supporting documents:

- (a) Records of insolvency process
- (b) Copy of the order passed by the adjudicating authority
- (c) Details of the debt owned by the debtor to the creditors
- (d) All of the above

Q77. The bankruptcy order by adjudicating authority shall be passed after receiving the confirmation or nomination of the bankruptcy trustee within:

(a) 14 days

(b) 7 days

(c) 15 days

(d) 21 days

Q78. Copy of bankruptcy order shall not be given by adjudicating authority to:

- (a) Bankrupt
- (b) Creditors
- (c) Bankruptcy trustee
- (d) Board

Q79. A copy of the bankruptcy order by adjudicating authority shall be provided after the order passed within:

- (a) 3 days of the order
- (b) 7 days of the order
- (c) 14 days of the order
- (d) 21 days of the order

Q80. After the Bankruptcy order is passed, the assets of the non corporate person shall vest in

- (a) Liquidation estate
- (b) Bankruptcy estate
- (c) Resolution Estate
- (d) Creditors estate

Q81. After commencement date of bankruptcy, the bankrupt shall submit the statement of his financial position to bankrupt trustee within:

(a) 7 days

(b) 3 days

(c) 5 days

(d) 10 days

Q82. The statement of financial position under bankruptcy shall be submitted by bankrupt:

- (a) Of his own
- (b) Of his own and the partners if bankrupt is a firm
- (c) Of his own and of the firm if bankrupt is a firm
- (d) All of the above

Q83. In a bankruptcy process, unsecured creditors rank _____.

(a) In ascending order of the amount of debt due to them

(b) In descending order of the amount of debt due to them

- (c) Equally amongst themselves
- (d) In ascending order of the period of default of the debt

Q84. Public notice under bankruptcy shall be given for inviting claims from creditors by:

- (a) IBBI
- (b) Bankrupt
- (c) NCLT
- (d) Bankruptcy trustee

Q85. Public notice for inviting claims from creditors shall be sent from the commencement date of bankruptcy to creditors within:

- (a) 7 days
- (b) 10 days
- (c) 15 days
- (d) 21 days

Q86. The public notice under the bankruptcy process shall be:

(a) Published in leading newspapers, Placed on website of the Adjudicating authority, Affixed on the premises of the Adjudicating authority

(b) Published in leading newspapers, Placed on website of the Adjudicating authority,

(c) Published in leading newspapers, Placed on website of the Adjudicating authority, Affixed on the premises of the debtor

(d) Placed on website of the Adjudicating authority, Affixed on the premises of the Adjudicating authority

Q87. The creditors after the publication of the public notice under bankruptcy process shall register details of claims with the bankruptcy trustee in:

- (a) 3 days
- (b) 10 days
- (c) 15 days
- (d) 7 days

Q88. On the basis of claims received by the bankruptcy trustee shall prepare the list of creditors after commencement date of bankruptcy in:

- (a) 7 days
- (b) 14 days
- (c) 15 days
- (d) 30 days

Q89. The Bankruptcy Trustee shall, after receipt of claims, call a meeting of the creditors specifying

- (a) There is no obligation to call a meeting
- (b) Date, Time and Place only
- (c) Date, Proxy forms only
- (d) Date, Proxy forms and mode of proxy voting

Q90. The resolution of the meeting of creditors convened by the Bankruptcy trustee shall be passed on that:

- (a) Committee of creditors is not at all relevant in the bankruptcy process
- (b) The establishment of a committee of creditors that is relevant in the bankruptcy process
- (c) Committee of creditors need not be constituted in the meeting but by the trustee himself
- (d) None of the above

Q91. Which of the following creditors shall not be entitled to vote in the meeting of the creditors under bankruptcy process?

- (a) Creditors not associated of the bankrupt
- (b) Creditors mentioned in the list of creditors for liquidated amount of debt
- (c) Creditors not mentioned in the list of creditors

(d) Creditors who have received the notice by the bankruptcy trustee

Q92. The admission and distribution of estate of bankrupt shall be conducted by:

- (a) Bankrupt itself
- (b) Bankrupt trustee
- (c) The members of the committee of the creditors
- (d) All of the above

Q93. The committee of creditors shall approve the report submitted by the bankruptcy trustee within:

- (a) Seven days of the receipt of the report
- (b) Ten days of the receipt of the report
- (c) Fifteen days of the receipt of the report
- (d) Fourteen days of the receipt of the report

Q94. The Bankruptcy Trustee can approach the Adjudicating Authority for a Discharge order

(a) On a suomoto basis

(b) Only After completion of one year from the bankruptcy commencement date

(c) After completion of one year from the bankruptcy commencement date or 7 days After the approval of the Report of the Administration of the estate is approved by the Committee of Creditors whichever is earlier

(d) After the approval of the Report of the Administration of the estate is approved by the Committee of Creditors

Q95. The discharge order shall release the bankrupt

(a) From All bankruptcy debts

(b) From75% of all debts

(c) From unsecured debts

(d) From All debts except debts incurred by means of fraud or breach of trust to which he was a party

Q96. Under bankruptcy process a bankrupt shall not be disqualified:

- (a) Being appointed as a public servant
- (b) Being elected as a member of a local authority
- (c) Being appointed as a trustee in respect of any trust
- (d) None of the above

Q97. Restrictions on bankrupt shall :

- (a) Be permitted to travel overseas
- (b) Be incompetent to maintain any legal actions in relation to the bankruptcy debt
- (c) Not be required to inform his business partners that he is undergoing a bankruptcy process
- (d) Not act as a director of any company, or directly or indirectly take part in or be concerned in the promotion, formation or management of a company

Q98. If there exist an error apparent on the face of bankruptcy order then bankruptcy orders:

- (a) Can be modified only never recalled
- (b) Can be recalled never modified
- (c) Can be modified or recalled subject to the provisions of the law
- (d) Can never be modified or withdrawn

Q99. By what percentage of voting share in the meeting of committee of creditors can a bankruptcy trustee be replaced?

- (a) 77%
- (b) 75%
- (c) 76%
- (d) 70%

Q100. The fee charged by the Bankruptcy trustee shall be

- (a) Slab rates based on share capital
- (b) Slab rates based on Net asset Value
- (c) Success + Flat fee
- (d) Proportion based on value of the estate of the bankrupt

	Answers																
	(D)		(C)	21.	(C)	31.	(B)	41	(A)	51.	C)	61.((C)	71.		81. (A)	91. (C
2. (D)	(D)	12.	(B)			32.									(D)	82.	92. (A
3. (D)	(B)	13.				33.						63.(73.		83. (C)	93. (C
4. (A)	(D)	14.		24.		34.	C)			54.			(B)	74.		84. (C)	94. (D
5. (C)	(A)					35.	(D)			55.				75.		85. (B)	95.(A
6. (B)	(C)	16.				36.				56.				76.		86. (C)	96.(D
7. (A)	(B)					37.		47.((B)	57.	B)	67.((4)	77.	(D)		97.(D
8. (D)						38.			(B)			68.((B)		98.(C
9. (B)	(B)	19.	(A)	29.	(B)	39.	A)	49.((C)	59.	C)	69.((B)	79.	(D)	89.	99.(B
10. (C)	(C)	20.	(D)	30.	(B)	40.	C)	50.(A)	60.(D)	70.((B)	80.		90. (B))	100.(