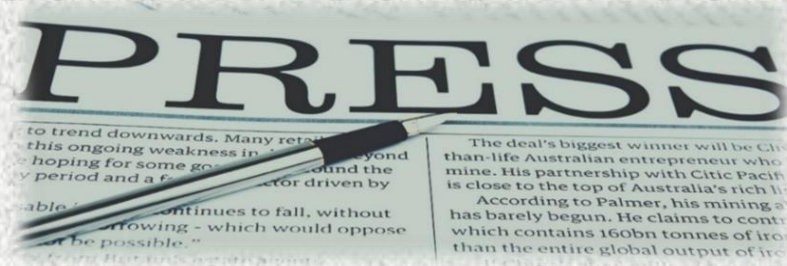


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IBC AU COURANT

Insolvency Professional Agency of Institute of Cost Accountants of India



“Imagination is everything. It is the preview of life’s coming attractions”

Updates on Insolvency and Bankruptcy Code

SC gets plea on Videocon deal verdict

Anil Agarwal-controlled Twin Star Technologies Ltd has appealed in the Supreme Court against the National Company Appellate Tribunal’s (NCLAT) stay restraining the takeover of Videocon Industries, in a new twist to the insolvency proceedings. Last month, the dissenting creditors including Small Industries Development Bank of India (SIDBI), IFCI and Bank of Maharashtra had filed a plea in NCLAT opposing the existing plan, arguing that the value realized through the sale to Twin Star is less than the liquidation value and also that a bulk of the payment will be made through non-convertible debentures (NCDs).

Source: Mint

Please find the full news at:

<https://www.livemint.com/companies/news/sc-gets-plea-on-videocon-deal-verdict-11628183149906.html>

The haircut that never was: Need to factor in whether a loan account had become an NPA while assessing haircut from its resolution under IBC

Recently, there have been news reports on ‘haircuts’ taken by lenders as part of resolution plans approved under the provisions of the Insolvency and Bankruptcy Code (IBC). A haircut, in this context, refers to the shortfall in recovery of the creditors in comparison to their claims submitted before the insolvency professional, as part of the insolvency resolution process of a borrower. One news item even talked about a ‘tonsure’, referring to the apparent minimal recovery by creditors as a proportion of their claims.

Source: Financial Express

Please find the full news at:

<https://www.financialexpress.com/opinion/the-haircut-that-never-was-need-to-factor-in-whether-a-loan-account-had-become-an-npa-while-assessing-haircut-from-its-resolution-under-ibc/2305310/>

Birla's exit could be a precursor to Vi filing for bankruptcy

Kumar Mangalam Birla's resignation on Wednesday from the board of Vodafone Idea could be a precursor to the company filing for bankruptcy at the National Company Law Tribunal (NCLT). According to sources, if the government does not announce a bailout plan soon, Vodafone Idea is likely to file for bankruptcy at the NCLT using section 10 of the Insolvency and Bankruptcy Code (IBC), which allows the company the option and power to voluntarily file for insolvency proceedings. According to Nishit Dhruva, Managing Partner, MDP & Partners, Advocates & Solicitors, Vodafone Idea can file for voluntary insolvency under section 10 of IBC as well as section 59 of IBC.

Source: The Hindu Business Line

Please find the full news at:

<https://www.thehindubusinessline.com/companies/birlas-exit-could-be-a-precursor-to-vi-filing-for-bankruptcy/article35752312.ece>

Supreme Court to rule on Amazon-FRL spat today

The Supreme Court will deliver on Friday its judgment in a petition filed by e-commerce major Amazon, against the proposed ₹24,713-crore merger deal between Future Retail Ltd. (FRL) and Reliance Retail. On February 22, the apex court had allowed the National Company Law Tribunal (NCLT) proceedings in connection with the proposed deal to go on even as it directed the Tribunal to refrain from passing any "final order of sanction of the scheme". The apex court had also on the same day issued formal notice on Amazon's plea seeking a stay of a February 8 Delhi HC order, which had revoked an earlier Single Judge Bench's direction to the Future Group to maintain 'status quo' on the sale of its retail assets to Reliance.

Source: The Hindu

Please find the full news at:

<https://www.thehindu.com/business/Industry/sc-to-rule-on-amazon-frl-spat-today/article35753470.ece>



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