



**INDIAN INSTITUTE OF INSOLVENCY PROFESSIONALS OF ICAI**  
(Company formed by ICAI under Section 8 of the Companies Act 2013)

# IIPI Newsletter

**March 19, 2021**

**Volume 06, Number 11**

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## IBBI extends validity of online courses & CPE by IPAs till Sept. 30, 2021

The Insolvency and Bankruptcy Board of India extended the validity of the Insolvency and Bankruptcy Board of India (Online Delivery of Educational Course and Continuing Professional Education by Insolvency Professional Agencies and Registered Valuers Organisations) Guidelines, 2020 till 30th September, 2021. Accordingly, Pre Registration Courses and CPE Programs conducted under IBBI (IP) Regulations, 2016 shall continue to be delivered in online mode till 30<sup>th</sup> September, 2021.

**For More Details, Please Visit:**

<https://ibbi.gov.in/uploads/legalframework/af68aec6a9ff864bb2ea1a13ec1ac66f.pdf>

## News Update

*\*For Internal Circulation Only*

*\*Knowledge SBU Initiative*

## IBBI issues Circular for reporting of status of ongoing CIRPs through Form CIRP 7

***The Circular provides a schedule of timeline for filing Form 7 for the first time and subsequent filings***

Regulation 40B of the CIRP regulations require an Interim Resolution Professional (IRP) / Resolution Professional (RP) to file a set of forms (CIRP 1 to CIRP 6) within seven days of completion of specific activities to enable monitoring progress of CIRP. This implies that a Form (CIRP 1 to CIRP 6) would not be filed until the related activity is not completed for whatever reason. This makes monitoring of progress difficult. Regulation 40B of CIRP regulations require filing of Form CIRP 7 within three days of due date of completion of any activity stated in column (2) of the table below is delayed, and continue to file Form CIRP 7 every 30 days, until the said activity remains incomplete.

Subsequent filing of Form CIRP 7 shall not be made until thirty days have lapsed from the filing of an earlier Form CIRP 7. Only one Form shall be filed at any time whether one or more activity as prescribed in the table given in the circular is not completed by the specified date. The Form CIRP 7 shall be available for filing three days prior to the due date. The format for Form CIRP 7 is also provided as Annexure A.

**For More Details, Please Visit:**

<https://ibbi.gov.in/uploads/legalframework/a763e90e0d3702df78bd15e5947c44fb.pdf>

## News Roundup



### NCLAT dismisses USA's Interups appeal, gives green signal to JSW Steel Group's Resolution Plan for ACCIL

Dismissing the petition of US based Interups, the appellate tribunal said Interups wanted to enter the fray for Asian Colour Coated Ispat Ltd (ACCIL) nearly one year after the Committee of Creditor (CoC) gave its approval for the resolution plan. Three-member NCLAT bench, headed by Acting Chairperson Justice B L Bhat, said that Interups neither qualifies as a resolution applicant nor as a prospective resolution applicant or as a successful or unsuccessful resolution applicant for ACCIL. Hence, it cannot be termed as an aggrieved party to file an appeal against the NCLT order, the bench said. According to Interups, it had submitted an Expression of Interest (EOI) for ACCIL on June 12, 2020 and that the Resolution Professional did not place its proposal before the CoC for consideration. ACCIL had a total debt of around Rs 6,500 crore.

**For More Details, Please Visit:** <https://www.outlookindia.com/newscroll/nclat-rejects-interups-plea-in-accil-insolvency-matter-says-appellant-not-an-aggrieved-party/2047637>

### 324 firms filed for bankruptcy since 2018: Anurag Thakur

Union Minister of State for Finance and Corporate Affairs Sh. Anurag Singh Thakur in a written reply in Rajya Sabha said as per data provided by the National Company Law Tribunal (NCLT), 149 companies filed for bankruptcy in 2018, 103 in 2019 and another 72 in 2020 making a total of 324 Indian companies which have filed for bankruptcy during the aforesaid three years period. The minister said, as per data provided by the NCLT, 8,330 applications in the year 2018, 12,091 in the year 2019 and 5,282 in the year 2020 were filed under the Insolvency and Bankruptcy Code (IBC). Therefore, it appears that number of applications have not increased over the last three years.

**For More Details, Please Visit:** <https://www.livemint.com/news/india/over-300-companies-filed-for-bankruptcy-in-past-3-years-says-govt-11615898321296.html>

### Overdoze victims to get ~ \$48,000 in US based Purdue Pharma's bankruptcy plan

These claims were filed against Purdue Pharma LP for opioid addiction or overdose deaths against OxyContin made by the company. As per the bankruptcy plan of the firm, victims who qualify for the most severe injuries will receive between \$16,000 and \$48,000, less severe cases would likely get between \$5,000 and \$31,000, and the least severe cases would likely get \$3,500, according to court papers.

**For More Details, Please Visit:** <https://www.wsj.com/articles/opioid-victims-could-get-up-to-48-000-under-purdues-bankruptcy-11615936372>

### Piramal Group to to sell its biggest-ever bond to raise funds for DHFL's resolution obligations

Piramal Group's Piramal Capital & Housing Finance Ltd (PCHFL) is looking to raise up to ₹ 3,000 crore (\$414 million) in its second bond sale, said media reports.

The housing finance company is going to issue secured non-convertible debentures (NCDs) with a base issue size of ₹2,000 crore and a green shoe option of ₹1,000 crore. These bonds are being offered for 9.25% with a five-year maturity. The bonds are rated AA by CARE agency and come with the assurance that, should the rating fall by even one notch by AA-, the coupon rate would stand increased by 0.50%. For every notch of rating downgrade thereafter, the coupon would be increased by 0.50% per notch. If the long term credit rating of the NCDs is downgraded to A- or below, the holders would reserve the right to recall the outstanding principal amount.

PCHFL, with a rating of AA, recently raised ₹2,000 crore from a group of public sector banks in a bond sale. After winning the bid to acquire DHFL through CIRP process, the group is seeking to expand its Indian lending operations by winning over more individual customers and diversifying its real estate loan book.

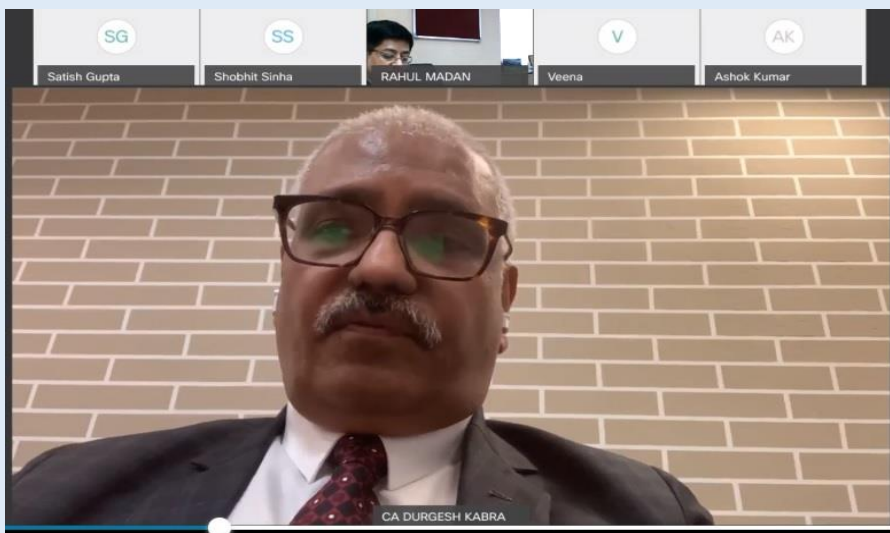
**For More Details, Please Visit:**

<https://timesofindia.indiatimes.com/business/india-business/piramal-capital-to-raise-up-to-rs-3000cr-before-dhfl->

## Event Photos



*Mr Ashok Kumar, Director BlackOak LLC, Singapore, addressing the 2<sup>ND</sup> Session of the 'Insolvency and Bankruptcy Code Series of 4 Sessions' titled 'Encouraging foreign and domestic investments in the stressed assets sector in India including MSMEs' on March 16, 2021 organized by CII in collaboration with NFCG, Shardul Amarchand Mangaldas and IIIPI.*



*CA.Durgesh Kabra, Director, IIIPI-Board and Chairman- IBC Committee ICAI, addressing the 2<sup>ND</sup> Session of the 'Insolvency and Bankruptcy Code Series of 4 Sessions' titled 'Encouraging foreign and domestic investments in the stressed assets sector in India including MSMEs' on March 16, 2021 organized by CII in collaboration with NFCG, Shardul Amarchand Mangaldas and IIIPI.*



**IIIPI jointly with *Economic Times* (ETCFO Executive Series) organizing Webinar on 'IBC at Crossroads - What's Next?' on March 20**

IIIPI jointly with ETCFO Executive Series of *Economic Times* Group, will discuss what lies ahead with key stakeholders virtually on 20th March, 2021, 11 am - 1 pm on the topic 'IBC at Crossroads - What's Next?'

The right to exit for businesses through the IBC route was always more than recovering dues through liquidation. In fact, till June 2020, realization by Financial Creditors under resolution plans in comparison to liquidation value, was 183%, while the realization by them in comparison to their claims was 46%, much better than that in the earlier regime.

However, now, after the pandemic disrupted the efficacy of the framework, the IBC regime in India now stands at the threshold of the next phase comprising cross-border, pre-pack, and group insolvency framework(s).

**Registration Link:**

<https://cfo.economictimes.indiatimes.com/webinars/etcfo-executive-series-ibc-at-crossroads-what-s-next/814>