



INDIAN INSTITUTE OF INSOLVENCY PROFESSIONALS OF ICAI

(Company formed by ICAI under Section 8 of the Companies Act 2013)

IIPI Newsletter

NCLT approved Resolution Plan for Shreebhav P. P. Ltd.

As per the Resolution Plan, GMSRA Infracon Pvt. Ltd. (GIPL) will infuse ₹ 937 lakh against the admitted claims of ~₹2856 lakhs. The Financial Creditor (FC) will get 28,01% of its admitted claims.

The CIRP of Shreebhav Polyweaves Pvt. Ltd. was initiated via an order of the NCLT Ahmedabad on 31.08. 2021 wherein the State Bank of India (SBI) emerged as the sole FC with 100% voting rights in the CoC. In response to the EOI, three bidders submitted their plans, but none was approved by the CoC. Subsequently, the SBI transferred its debt to 'Raj Radhe Finance Ltd. that ordered fresh EOI and approved the Resolution Plan submitted by GIPL.

For More Details, Please Visit:

<https://ibbi.gov.in/uploads/order/62413f70f16d935f5511b92132a44808.pdf>



December 18, 2023

Volume 08, Number 51

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**For Internal Circulation Only*

**Knowledge SBU Initiative*

News Update

The RP can sell assets of Reliance Communications after submission of Resolution Plan for approval by the tribunal: NCLT Mumbai

The green signal of the National Company Law Tribunal (NCLT) for sale of specific real estate properties belonging to telecom giant Reliance Communications (Rcom) came on a request of the Resolution Professional seeking its endorsement for the same.

“The Resolution Professional is authorized to sell the company’s assets, as described in the application, under Regulation 29 of the Corporate Insolvency Resolution Process (CIRP) Regulations, after submitting the Resolution Plan for tribunal’s approval,” said the Adjudicating Authority. As per the directions of the tribunal, the proceeds from this sale will be considered unencumbered assets of the Reliance Communications and shall be distributed during the execution of the approved Resolution Plan or during liquidation, based on the circumstances. The identified assets slated for sale comprised of various properties of the company, notably the Chennai Haddow Office comprising land and building, a land parcel spanning approximately 3.44 acres in Ambattur, Chennai, 871.1 square meters of land in Pune, an office space located in Bhubaneswar, investments in shares of Campion Properties, and holdings in shares of Reliance Realty. The NCLT order dated December 07 has been reportedly attached by the Resolution Professional in regulatory filing.

For More Details, Please Visit: https://www.business-standard.com/companies/results/nclt-mumbai-approves-sale-of-reliance-communications-real-estate-assets-123121301423_1.html

News Roundup

Supreme Court orders 2 Essel group firms to file response within four weeks on IDBI Trusteeship's plea

The notices have been issued to Cyquator Media Services and Direct Media Distribution, both the firms of Essel group, on an appeal filed by IDBI Trusteeship Services against a National Company Law Appellate Tribunal (NCLAT) order that rejected its insolvency plea against the two firms. Cyquator Media Services is a promoter group company of Zee Entertainment Enterprises Ltd (ZEEL). Earlier, the appeal of IDBI Trusteeship Services was rejected by NCLAT in September 2023 on the ground that the default took place in June 2020, which was covered under the period excluded under Section 10A of IBC, 2016.

For More Details, Please Visit:

<https://www.moneycontrol.com/news/trends/legal/sc-issues-notice-on-idbi-trusteeships-insolvency-appeals-against-2-essel-group-firms-11887081.html>

PC Jeweller approaches State Bank of India for settlement of the Debt

The lawyers for both the parties - SBI (Financial Creditor) and PC Jeweller (Corporate Debtor) jointly sought an adjournment of the insolvency plea at the NCLT. Accordingly, the tribunal has adjourned the hearing of the CIRP plea to January 2024. The jewellery company has reportedly offered to pay a sizeable chunk of its outstanding dues spread over a period of three years along with an upfront payment. PC Jeweller owes over ₹3,000 crore to the SBI. In June 2023, SBI moved an insolvency plea against PC Jeweller. Subsequently, in November 2023, it was reported that SBI took control of two prime properties of PC Jeweller in New Delhi. PC Jeweller's troubles began in February 2023, when banks decided to recall loans advanced to it after it was revealed in a filing that the company had defaulted on loans worth ₹3,466 crore from banks and financial institutions.

For More Details, Please Visit:

<https://www.moneycontrol.com/news/trends/legal/nclt-defers-insolvency-hearing-as-sbi-pc-jeweller-explore-settlement-options-11891201.html>

American Bankruptcy court approved \$1.88 billion real estate sale for Bankrupt trucking company Yellow

An USA Bankruptcy court has approved the sale saying that the purchase price was a "tremendous outcome" for the trucking company and its creditors. The approval to sell most of its shipping centres and real estate to multiple buyers for \$1.88 billion, has ended a bidder's long-shot effort to keep the company intact. The sale will parcel out 130 of the company's shipping centers to multiple buyers and is expected to generate enough cash to pay off its \$1.2 billion pre-bankruptcy debt.

For More Details, Please Visit: <https://www.reuters.com/business/autos-transportation/bankrupt-trucking-co-yellow-approved-188-bln-real-estate-sale-2023-12-12/>



SpiceJet and two overseas firms interested in acquiring Go First through IBC

The Resolution Professional of Go First, according to media reports, has received expression of interest from three prospective resolution applicants – India based aviation company SpiceJet, Africa-focused Safrik Investments and Sharjah-based aviation company Sky One. Their interest has come weeks after the deadline for making proposals passed and lenders started considering its liquidation. According to media reports all the three entities have sought an extension of the deadline.

Earlier, Jindal Group's expression of interest did not translate into a Resolution Plan as it neither bid nor asked for an extension of the timeline. Meanwhile, the National Company Law Tribunal (NCLT) has extended the Corporate Insolvency Resolution Process (CIRP) of the cash-strapped Go First airline by 90 days till February 4, 2024, after the six-month moratorium period ended on November 6, 2023.

For More Details, Please Visit:

<https://www.businesstoday.in/industry/aviation/story/spicejet-2-other-entities-show-interest-in-acquiring-go-first-report-409816-2023-12-18>

EVENT PHOTOGRAPH



Webinar on “PG to CD Insolvency – Recent Hon’ble SC Judgement” conducted by IIPI on December 12, 2023.

IIPI launches 17th EDP ‘Managing Corporate Debtor as Going Concern under CIRP (For IPs)’

The five days '17th Executive Development Program Managing Corporate Debtor as Going Concern under CIRP (For IPs)' is scheduled to be organized from 26th to 30th December 2023. The program will be of 30 hours duration and 20 hours CPE credit. As the seats are limited, IPs should register early to avoid the last-minute rush. However, the deadline for registration is 4 pm, 25th December 2023.

The highlights of the program include, Regulatory Framework, Developing Soft Skills, Managerial Knowhow etc.

For More Details, Please Visit:

<https://www.iiipicai.in/wp-content/uploads/2023/11/17th-EDP-corporate-debtors-flyer-.pdf>