सत्यमेव जयते

NATIONAL COMPANY LAW TRIBUNAL
MUMBAI BENCH
COURT- V

Hearing Through: Physical (Hybrid) Mode

DAY :THURSDAY	
DATE: 02.01.2025	
TIME:10:30 AM	

1. **Cisco WebEx Video Conference ID: 2519 646 2929**
2. **VC Link** https://ncltmum.webex.com/meet/ncltmumc5
3. **Following matters are listed before the Bench, for hearing through Hybrid Mode.**
4. **In case joining through video conferencing, parties shall join through Laptop and not through Mobile and not while in a Vehicle.**
5. **While joining hearing through VC, Counsels/ parties have to write the Item No. along with their names (in the Username Box while logging in), otherwise joining the hearing through VC may not be permitted.**
6. **Parties are requested to test the Audio & Video Quality of their system before hearing and switch on their camera only at the time of appearance.**
7. **Parties shall keep their Audio muted & Video closed till their matter is called out.**
8. **Parties should be ready with requisite infrastructure to share the documents on-line during the hearing**
9. **Parties should be ready to share on-line, the Judgments / Citations sought to be relied upon.**
10. **Appearance should be shared during the hearing in the Chat Box in the Cisco web-ex with item No. and for whom they are appearing.**
11. **Parties/ counsels appearing physically should make attendance in the Register maintained in the court for the purpose.**
12. **Note: Hybrid mode in the present context means court assisted hybrid hearings in case one party is physically present and the other party is appearing through Video Conference. This will continue till proper hybrid system is set up for which consultation is in progress with the Ministry of Corporate Affairs and other stakeholders.**

Coram: 1. MS. REETA KOHLI, HON'BLE MEMBER (J)
2. MS. MADHU SINHA, HON'BLE MEMBER (T)

Sr. No.	CP. No.	IA/CA No.	Purpose	Section	Name of Parties	Name of Counsel for P	Name of Counsel for R	Name of RP/ Liquidator/MP	Remarks
SUPPLEMENTARY									
101.	C.P. (IB)/956(MB)2024		Further Consideration	IBC Section 59	CS Suman Kumar Liquidator for M/s. Thomson Video Networks India Private Limited (In Voluntary Liquidation)	Avinash R Khanolkar			
102.	C.P. (IB)/918(MB)2024		Further Consideration	Section 95(1)	Indian Bank VS Prashant Tulshiram Bhalerao	Vaishali Bhilare			
103.	C.P. (IB)/155(MB)2022	**IA/5965/2024** Rule 11 of NCLT, 2016 (Seeking the discharge of advocate Juris Consillis/ Mr. Vibhav K Krishana / Permit the appointment of M/s Integrum Legal as the new advocate)	New Application	IBC under Sec 7	IA/5965/2024 Sumer Radius Realty Private Limited **IN THE MATTER OF** Piramal Capital & Housing Finance Limited Vs Sumer Radius Realty Private Limited	Integrum Legal			
104.	C.P. (IB)/783(MB)2021 (CIRP- 06.12.2022)	**IA/5951/2024** Rule 11 of NCLT, 2016 (EXT-90 Days from 04.07.2024 to 03.10.2024)	New Application	IBC under Sec 7	IA/5951/2024 Harshad Deshpande **IN THE MATTER OF** State Bank of India VS A A Estates Private Limited	Joshua Borges			
105.	C.P. (IB)/610(MB)2021 (CIRP-29.07.2022)	**IA/5957/2024** Sec 60(5) **IA/5967/2024** Sec 60(5)	New Application	IBC under Sec 7	IA/5957/2024 Assistant Commissioner of CGST & Central Excise VS M/S. Zicom Electronic Security Systems Limited IA/5967/2024 Huzefa Fakhri VS Zimaxx Tech Solutions Private Limited **IN THE MATTER OF** IDBI Bank Limited Vs M/S. Zicom Electronic Security Systems Limited	M. S. Bhardwaj			

106.	C.P. (IB)/214(MB)2022 (CIRP-19.05.2023) (Liq-13.08.2024)	**IA (LIQ.) Progress Report/168/2024**	New Application	IBC under Sec 7	IA (LIQ.) Progress Report/168/2024 Girish Krishna Hingorani **IN THE MATTER OF** Encore Asset Reconstruction Company Private Limited VS UGH Vintage Hospital And Medical Research Centre Private Limited	Yash Jariwala			
107.	C.P. (IB)/655(MB)2020 (CIRP-01.02.2023) (Liq-20.10.2023)	**IA (LIQ.) Progress Report/167/2024**	New Application	IBC under Sec 9	IA (LIQ.) Progress Report/167/2024 Sanjay Ramdas Mahajan **IN THE MATTER OF** Phoenix Industries Limited VS PR Castalloys Private Limited	Fortis India Law			
108.	C.P. (IB)/13(MB)2019 (CIRP-20.04.2022)	**IA/5961/2024** (Progress report for the quarter ended September 2024)	New Application	IBC Under Sec 10	IA/5961/2024 CA Bharati Daga **IN THE MATTER OF** Cantronics Office Equipment Pvt Ltd	Amar Khanna			
109.	C.P. (IB)/52(MB)2022 (RP App-22.02.2023)	**IA/5976/2024** Sec 60(5) (For urgent Listing)	New Application	Section 95(1)	State Bank of India (SBI through Resolution Professional Mr. Purusottam Behera VS Mr. Piyush Marodia	Khushboo Shah			
110.	C.P. (IB)/2392(MB)2019 (CIRP- 16.09.2019) (Liq- 04.03.2020)	**IA (LIQ.) Progress Report/97/2024**	Further Consideration	IBC under Sec 7	IA (LIQ.) Progress Report/97/2024 Rekha Shah **IN THE MATTER OF** Stressed Assets Stabilisation Fund VS Adya Oils & Chemicals Ltd	Rekha Kantilal Shah			
111.	C.P. (IB)/522(MB)2024	**IA/5516/2024** Sec 60(5)	Further Consideration	Section 95(1)	Central Bank Of India VS Kiran N. Mehta	Orbit Law Services			
ORDINARY										
201.	C.P. (IB)/506(MB)2022		Further Consideration	IBC under Sec 7	Dmi Finance Private Limited (Omkara Assets Reconstruction Pvt. Ltd) Vs Goldsouk Infrastructure Private Limited	ADV KUNAL KANUNGO			
202.	C.P. (IB)/228(MB)2024		Further Consideration	IBC under Sec 7	Janaseva Sahakari Bank Limited Vs Shitole Tissue Culture Private Limited	Avinash R Khanolkar			

203.	RCP(IB)/29(MB)2024 (Old C.P. (IB)/4370(MB)2019)		Further Consideration	IBC Under Sec 9	E Complex Pvt Ltd VS Sunrise Metallic India Pvt Ltd	komal bhatia			
204.	C.P. (IB)/40(MB)2024	IA/4773/2024 Sec 60(5)	Further Consideration	IBC under Sec 9	Manoj Kumar Agrawal Vs Gannon Dunkerley And Company Limited	Mansi Madhukant Patel			
205.	C.P. (IB)/4108(MB)2019 (CIRP-06.05.2021)	IA(LIQ.)/82/2024 Sec 33	Further Consideration	IBC under Sec 7	IA(LIQ.)/82/2024 Kedar Parshuram Mulye Rp Of Bharucha & Motivala Infrastructure Private Limited **IN THE MATTER OF** Reliance AIF Management Company Limited and others VS Bharucha And Motivala Infrastructure Private Limited	YAHYA BATATAWALA			
206.	C.P. (IB)/1368(MB)2020		Further Consideration	IBC Section 59	Nishrav Trading Private Limited	Yahya Batatawala			
207.	C.P. (IB)/310(MB)2022 (CIRP-24.02.2023)	IA/3977/2024 60(5)	Further Consideration	IBC Under Sec 7	**IA/3977/2024** Authum Investments and Infrastructure Limited VS HSBC Asset (India) Pvt. Ltd on behalf of HSBC Credit Risk Fund **IN THE MATTER OF** IDBI Trusteeship Services Limited Vs Reliance Broadcast Network Limited	CRAWFORD BAYLEY CO			
208.	C.P. (IB)/971(MB)2020 (CIRP- 04.10.2021) (LIQ-21.09.2022)	IA/5066/2024 Sec 60(5) (Condone the delay of 618 days)	Further Consideration	IBC under Sec 7	Srei Equipment Finance Limited VS M/s. Muktar Infrastructure India Pvt Ltd	AVP PARTNERS			
209.	C.P. (IB)/973(MB)2021 (CIRP on 17.03.2023)	IA/4532/2023 19(2) IA/1542/2024 Sec 66(1)	Further Consideration	IBC under Sec 7	IA/4532/2023 IA/1542/2024 Debi Prasanna Sarangi VS Prafulla Subhashchandra Bhat **IN THE MATTER OF** Sougat Samiran Ghosh VS Debtone Corporate Advisory Private Limited	Yahya Batatawala			

210.	C.P. (IB)/1245(MB)2021 (CIRP on 14.11.2022)	IA/2300/2024 Sec 60(5)	Further Consideration	IBC under Sec 7	**IA/2300/2024** Punjab National Bank through its authorised signatory VS Edelweiss Asset Reconstruction Company Limited **IN THE MATTER OF** State Bank Of India Vs Arshiya Northern Ftwz Limited	Khushboo Shah			
211.	C.P. (IB)/4349(MB)2019	RST.A /54/2024	Further Consideration	IBC Under Sec 9	E Complex Pvt Ltd Vs M/S. Sunrise Copper Pvt Ltd	THODUR LAW ASSOCIATES			
212.	C.P. (IB)/492(MB)2018 (CIRP- 20.03.2020)	**IA/4762/2024** Sec 60(5) (To direct the Respondents to hand over the peaceful possession of the premises & To Provide police e protection)	Further Consideration	IBC under Sec 9	IA/4762/2024 Fanendra Munot Vs Shobha Eknath Awate **IN THE MATTER OF** Prime Enterprise VS Awate Engineering Pvt Ltd	Chheda Kunal Chandrakant			
213.	C.P. (IB)/1122(MB)2021 (CIRP- 13.10.2023)	**IA/4618/2024** Sec 60(5) **IA/4456/2024** Sec 60(5) (pass an order to directing the members of the COC to be Present, Participate & Vote in the meeting)	Further Consideration	IBC Under Sec 9	IA/4618/2024 Sonu Gupta VS Chief Commissioner of Income Tax IA/4456/2024 Sonu Gupta RP of Rolta Bi & Big Data Analytics Private Limited VS The Assistant Commissioner of CGST & Central Excise Division – X **IN THE MATTER OF** Dr. Sohrab Bhot VS Rolta BI & Big Data Analytics Pvt Ltd	Ravi Shekhar Pandey			
214.	- C.P. (IB)/360(MB)2021		For RP Appointment	Section 95(1)	EDC Limited V/s Sanjeev S Tewari	Manipur Vasant Kini			
215.	C.P. (IB)/524(MB)2021		Further Consideration	Section 95(1)	State Bank of India Through Resolution Professional Mr. Hari Kishan Bhoklay VS Neerja Yudhishthir Khatau	AKR Advisors LLP			
216.	C.P. (IB)/945(MB)2021		For RP Appointment	Section 95(1)	Clematic Trading CompanyPvt.Ltd And Others V/s Navin Kumar Tayal	Pramod N.Tambe			

217.	C.P. (IB)/629(MB)2023		Further Consideration	Section 95(1)	Pasad Impex Private Limited Vs Prabhakar Shyama Shetty	Niranjan S Karmarkar			
218.	C.P. (IB)/759(MB)2023		For RP Appointment	Section 95(1)	State Bank of India Through Ashish Saoji VS Manish Ishwarlal Lalwani (Jain)	JSA Advocates			
219.	C.P. (IB)/224(MB)2021	IA/3374/2023 Sec 60(5)	Further Consideration	Section 95(1)	Central Bank of India VS Mehul Jayant Parekh	Ami Jain			
220.	C.P.(IB)/844(MB) 2021 (RP App-07.02.2023)		Further Consideration	Section 95(1)	State Bank Of India (Creditor) Through The Resolution Professional V/S Mr. Utkarsh Trivedi	Akr Advisors Llp			
221.	C.P. (IB)/1192(MB)2020 (RP App-12.03.2021)		Further Consideration	Section 95(1)	State Bank of India VS Mr. Ravi Ajit Kulkarni	Khushboo Shah			
222.	C.P. (IB)/816(MB)2021 **(RP App-07.02.2023)**		Further Consideration	Section 95(1)	State Bank of India (Creditor) through the Resolution Professional VS Mr. Sunil Shamrao Dhumal	AKR ADVISORS LLP			
223.	C.P. (IB)/102(MB)2024 (RP App-26.02.2024) (Report Taken-11.06.2024)		Further Consideration	Section 95(1)	Indian Bank VS Harshvardhan Ashok Piramal	MDP and PARTNERS			
224.	C.P.(IB)/875(MB)2021 (RP App-24.03.2023) (Report Taken-04.09.2023)	IA/2038/2023	Further Consideration	Section 95(1)	Central Bank Of India V/S Anita Jatinder Kumar Suri Personal Guarantor Kalisma Steel Pvt Ltd	JESAL SINGH			
225.	C.P.(IB)/723(MB) 2021 (RP App-22.06.2023)	IA/3538/2023 Sec 60(5)	Further Consideration	Section 95(1)	**IA/3538/2023** Huzefa Fakhri Sitabkhan **<u>IN THE MATTER OF</u>** State Bank Of India V/S Surya Prakash Madrecha	GrishmaDalvi			
226.	C.P. (IB)/274(MB)2024 (RP App-09.05.2024)	IA/3227/2024 (Condone delay of 9 days)	Further Consideration	Section 95(1)	Vinsari Fruitech Limited Vs Niraj Gunvant Kakad HUF	Aendri Legal			

227.	C.P. (IB)/191(MB)2022 **(RP App-30.03.2023)** IA/2006/2023		Further Consideration	Section 95(1)	Solapur Janata Sahakari Bank Limited VS Uttamrao Shivdas Jankar Personal Guarantor of M/s. Shetkari Sakhar Karkhana (Chandrapuri) Limited	Raina Birla			

Sd/-

Sandeep Kumar
(Court Officer)

<u>NOTE</u>: All efforts have been made to provide accurate information in the Cause List. Inadvertent error, if any, is regretted and may be brought to the notice of the Registry/Court officer.

CHECKLIST FOR SECTION 7 OF THE IBC, 2016

1	Date of filing of the petition		
2	CP (IB)		
3	IA		
			Page No.
4	Date of default		
	Date of NPA, if applicable		
	Document relied upon for determining the date of default		
5	Whether the debt has been acknowledged		
6	Whether within Limitation period, specify		
7	Whether S.10 A applicable		
8	Whether 'Record of Default' issued by IU on record in compliance with the order NO– of NCLT dated —---		
9	Are Financial creditors allottees under a real estate project, if yes, specify conditions		
10	Amount Claimed		
11	Interest Component		
12	Calculation Sheet		
13.	Date of Advancement of Loan		
14.	Nature of Loan		
15.	Period of Loan		
16.	Loan Document		
17.	Whether the notification dated 14.06.2022 issued by		

	IBBI with respect to PAN, E-mail complied with;		
18.	Bank Statements furnished, if any		
19.	Deed of Guaranty, if any		
20.	Name of Guarantor/Guarantors		
21.	Date of Invocation of Guaranty		
22.	Date of Assignment of Debt, if any.		
23.	Name of the Assignor, if any.		
24.	Name of the Assignee, if any.		
25.	Any other litigation/OTS/Arbitration pending/disposed of on the issue of above-mentioned default before any other forum		
26.	Date of filing of previous application under section 7, if any, between the parties and result thereof.		
27.	Director's DIN of parties, if applicable		
28.	Are the parties related as defined in Section 5(24) & Section 5(24A) of IBC - specify details		
29.	Nature of Debt as per Section 5(8) - specify sub-section u/s 5(8) as applicable, e.g. (a) money borrowed against the payment of interest; (b) any amount raised by acceptance under any acceptance credit facility or its dematerialised equivalent; (c) ... (d)… Please specify "others"		
30.	Judgments relied on		

31	Nature of business of corporate debtor		

The petitioner is directed to fill in the above proforma, for expeditious disposal of Section 7 Applications. Any suggestion to improve the same may be emailed to **ncltmumbai0005a@gmail.com.** The Hard copy of the above proforma be submitted before this Bench with complete information at the time of the proceedings.

Date:

Submitted by:
Contact No:
Email:

CHECKLIST FOR SECTION 9 OF THE IBC, 2016

1	Date of filing of the petition		
2	CP (IB) No.		
3	IA No.		
			Page No.
4	Nature of operational debt as per section 5(21)		
5	Date of default		
	Document relied upon for determining the date of default		
6	Amount Claimed		
7	Interest Component, if any		
	Document relied upon for determining the interest clause		
8	Calculation Sheet		
9	Invoice Period		
10	Total No. of invoices		
11	Demand Notice Date		
12	Demand Notice u/s 8 of IBC service date & reply, if any		
13	Section 9 (3) (b) Affidavit		
	Pre-existing dispute, if any, with respect to amount in default,		
14	Whether the debt has been acknowledged		
15	Whether under Limitation period:		
16	Whether S.10 A applicable:		
17	Whether threshold has been achieved on account of claim of interest:		
18	Whether purchase order/invoice includes term of payment and interest on delayed payment		

19	Are the parties related as defined in Section 5(24) & Section 5(24A) of IBC - specify details		
20	Date of filing of previous application under section 9, if any, between the parties and result thereof.		
21	Copy of Form GSTR-1 and Form GSTR-3B, if laws relating to GST applicable		
22	copy of e-way bill wherever applicable		
23	Copy of certificate from financial institution maintaining accounts of OC confirming no payment of operational debt, if available		
24	Copy of Form MSME-1, if applicable		
25	Whether the notification dated 14.06.2022 issued by IBBI with respect to PAN, E-mail complied with;		
26	Balance Sheets		
27	Bank Statements		
28	Any other litigation/OTS/Arbitration pending/disposed of on the issue of above-mentioned default before any other forum		
29	Judgments, if any, relied on		

The petitioner is directed to fill in the above proforma, for expeditious disposal of Section 9 Applications. Please suggest improvement on **ncltmumbai0005a@gmail.com** hard copy of the above proforma be submitted before the Bench with complete information at the time of the proceedings.

Date:

Submitted by:
Contact No:
Email:

CHECKLIST FOR SECTION 10 OF THE IBC, 2016

1.	Date of filing of the petition		
2.	CP (IB)		
			Page No.
3.	Balance Sheet/Profit & Loss account of the corporate applicant to ascertain whether the corporate applicant is viable or not		
4.	Affidavit on eligibility under Section 11		
5.	Whether Interim Resolution Professional has been proposed		
6.	Special Resolution passed by shareholders of the corporate debtor or the resolution passed by at least 3/4th of the total no. of partners of the corporate debtor.	.	
7.	Books of accounts/balance sheets evidencing the default to the creditors.		
8.	Total debt raised and amount in default		
9.	Affidavit that the corporate applicant is not ineligible under section 11 of the Code		
10.	Affidavit. H that the application is not filed to defraud the creditors		
11. 12.	Nature of business of the corporate Applicant		
13.	The company master data		
14.	Details of guarantee given by the guarantors in relation to the debts of the corporate debtor.		
15.	Record of default with the information utility, if any		

16.	List of documents attached to this application in order to prove the existence of financial/operational debt and the amount in default		
17.	Copies of audited financial statements of the corporate debtor for the last two financial years and the provisional financial statements for the current financial year made upto a date not earlier than fourteen days from the date of the application.		
18.	Date when the financial/operational debt was incurred		
19.	Particulars of security held, if any, the date of its creation, its estimated value as per the creditor.		
20.	Particulars of any debts owed by or to the corporate debtor to or by persons connected with it;		
21.	Whether any and if so what, guarantees have been given in relation to the debts of the corporate debtor by other persons, specifying which, if any, of the guarantors is a related party to the corporate debtor and the corporate applicant; and		
22.	Relevant extract of any constitutional document or shareholders' agreement that records the authority of the corporate applicant to make this application, where the corporate applicant is a member or partner of the corporate debtor		
23.	The relevant extract of an employment agreement, constitutional document or fillings made to the Registrar of Companies confirming the authority of		

	the corporate applicant to make this application, where the corporate applicant is an individual in charge of managing the operations and resources of the corporate debtor or has control and supervision over the financial affairs of the corporate debtor		
24.	Judgments relied on		
25.	Nature of business of the corporate debtor		
26.	*Latest audited financial results for the year ending 31.03.2023 containing position of loans & advances, debtors and inventory along with auditor's report.*		
27.	*Financial/Books of accounts in a pen-drive*		
28.	*Provide for the fee of the IRP/RP for a period of 6 months*		
29.	*An affidavit to the effect that it has not received any SARFESI notice and that this application is not to defeat the purposes of law*		

The petitioner is directed to fill in the above proforma, for expeditious disposal ofSection 10 Applications. Please suggest improvement on **ncltmumbai0005a@gmail.com** hard copy of the above proforma be submitted before the Bench with complete information at the time of the proceedings.

Date:

Submitted by:
Contact No:
Email:

CHECKLIST FOR VOLUNTARY LIQUIDATION (SECTION 59 OF THE INSOLVENCY AND BANKRUPTCY CODE, 2016)

Sr. No	Particulars	Please provide the Annexure/page no as mentioned in the application/submissions
1	Jurisdiction of concerned RoC	
2	MOA & AOA of the Petitioner Company True copy of Master Data	
3	Date of meeting of Board of Director • Minutes attached • % of members approving the proposal	
4	Declaration of Solvency with RoC- duly signed by Directors	
5	Information to Registrar of Company and IBBI in Form GNL-2 and MGT-14 along with EOGM resolution	
6	Public Announcement	
7	Whether any claim lodged pursuant to public announcement? If any claim is filed, whether the same has been settled?	
8	Whether information is given to the IT Department under Section 178 of Income Tax Act?	
9	Creditor's claims verification by Liquidators	
10	Date of Preliminary and Final reports by Liquidator	
11	Separate Bank Account details	
12	Whether accounts in bank account distributed? And Bank A/c closed?	

13	Filing of final report with RoC/IBBI	
14	Any response filed to the report of RoC/IBBI	

Other Relevant information/Remarks	

This is a basic discussion paper to enable the NCLT Benches to collect relevant information in the first/second hearing so that disposal of Applications under Section 59 of Insolvency and Bankruptcy Code, 2016 is expedited. Please suggest improvement on **ncltmumbai0005a@gmail.com** Hard copy of the information in the above format be submitted before the Bench at the time of the proceedings.

Date:

Submitted by:
Contact No:
Email:

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CONVENIENCE PROFORMA for RESOLUTION PLAN APPROVAL to be filed by RESOLUTION PROFESSIONAL

1. Name of Corporate Debtor:
2. Name of Directors of Corporate Debtor:
3. CIN of Corporate Debtor:
4. Shares of Members of CoC - Table

Name of the financial creditor	Amount claimed	Amount admitted	Percentage of voting share(%)	Voting for Resolution Plan (Voted for/Dissented/Abstained)

5. Valuation Report

Sr. No.	Name of Valuer	Fair value	Liquidation Value

6. Note on the calculation of minimum liquidation value u/s 30(2)(b) in the present plan.

7. Meetings of CoC

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Particulars	Date of CoC Meeting	Main Agenda of discussion	Important decisions ratified
1st CoC Meeting			
2nd CoC Meeting			

8. Public Announcement – Form A (newspaper details)
9. Form – G (Newspaper publication)
10. Details of the change of RP, if any?
11. Prospective Resolution Applicant(s) (PRAs)

Sr. No.	Names

12. If the aggregate dues of the operational creditors is not less than 10% of total debt, whether compliance of Regulation 36A (12) of CIRP Regulations, 2016 has been made by the Resolution Professional?
13. Is the corporate debtor a going concern within the meaning of Section 5 (26) of the Code?
14. Modifications made in Resolution Plan after initial CoC approval, if any.
15. Whether the Resolution Plan maintains Corporate Debtor as a going concern, specify the status before and after approval of the Plan.
16. Note on a security interest in the Corporate Debtor’s assets by the parties, if any.
17. A note on how the provision for payment to operational debtors is in compliance with the provisions of Section 30(2) (B) of the IBC, 2016.
18. Date of filing of Compliance Certificate in the prescribed form, i.e., Form 'H' in compliance with Regulation 39(4) of the Insolvency & Bankruptcy Board of India

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(Insolvency Resolution Process for Corporate Persons) Regulations, 2016 by the RP. Please mention the page number of Form H filed with the original application.

19. Details of Monitoring Committee

Name(s) of the proposed member(s) of implementation and monitoring committee	Brief description of the Proposed member(s) of the I&M committee

20. A resolution plan shall provide for the measures, as may be necessary, for insolvency resolution of the corporate debtor for maximization of value of its assets, including but not limited to Clauses (a) to (j) of Regulation 37. Not all Clauses are covered in each Resolution Plan. Please mention the Clauses relevant to your case and mention page numbers in the Resolution Plan dealing with the same.

Regulation 37	Relevant Page Number of the Resolution Plan dealing aforesaid compliance with Regulation (Clause wise)
(a)	
(b) …….(j)	

21. The amounts actually provided for under Section 30(2) of the Code:

Particulars	Amount of Claim Filed (Rs. in Cr.)	Amount of Claim admitted (Rs. in Cr.)	Amount provided under the Plan (Rs. in Cr.)	Amount provided to the amount claimed %	Amount reflected in the last Balance Sheet before CIRP. (only on 3 * starred item below)	Amount available in liquidation
Secured Financial Creditors						
Unsecured						

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Financial Creditors (except related party)						
*Staff & Workmen						
Operational Creditors (statutory dues)						
Related Party (includes Unsecured Financial Creditors & Operational Creditor)						
*Statutory Liabilities						
*Any other liability, including contingent liability						
Total						

Please attach a copy of the last Balance Sheet before the initiation of CIRP.

22. The term of plan and its implementation schedule in detail R.38(2):

Sr. No.	Particulars	Amount (Rs. in Lakhs) verified by RP	Upfront Cash	Deferred Cash at the end of 1st Year	Rest of Deferred Cash
1.	CIRP Cost				

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2.	Secured Financial Creditor				
3.	Unsecured Financial Creditor				
4.	Operational Creditor for Goods & Services				
5.	Operational Creditor Government Dues (Customs)				
6.	Operational Creditor Government Dues (Tax)				
7.	Operational Creditor Employees & Workers				
8.	Funds for stabilization of Business and Working Capital				

23. Relinquishment/Waiver of liabilities and Approvals prayed for :

Sr. No.	Relief and/or Concessions and Approvals Sought	Competent Authority/ Courts/ Government/Semi-Government Authority for relief sought	Justification for seeking the relief/concession

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24. Section 32 A compliance regarding the liability of prior offences and pending litigation in the present case.

25. Please attach an affidavit by RP that he has done due diligence on the claim of the SRA regarding meeting the requirements of S.29A and finds the same in order.

26. In case the corporate debtor is an MSME and is exempted from the provisions of Section 29A, the RP is to submit an MSME certificate along with an affidavit that no proceeding for cancellation of the Acknowledged Entrepreneurs Memorandum has been undertaken in this case by the prescribed authority or the same is not cancelled as on the date of filing the application.

27. Whether the RP has formed an opinion and made a determination on the preferential and other transactions under Regulation 35A.

28. Details of dues of the workmen (for the period of twenty-four months) and employees (for the period of twelve months) under Section 30(2)(b) read with Section 53 of the Code :

Details of dues of workmen (beyond 24 Months) and Employees (12 Months) In INR.					
Category	Salary	Provident Fund	Leaves	Gratuity	Total
Workmen					
Employees					
Total					

29. The Successful Resolution Applicant to state on affidavit that the following payments are provided for/or will be paid over and above the provisions of the Resolution Plan in compliance of the order of the Hon'ble NCLAT in the Case of M/s Jet Airways India Ltd.*; upheld by the Hon'ble Supreme Court in Civil Appeal No 407 of 2023 with Civil Appeal Nos 465-469 of 2023.*

(i) The workmen and employees are entitled to receive the amount of provident fund and gratuity in full since they are not part of the liquidation estate under Section 36(4)(b)(iii).

(ii) The workmen are entitled to receive their dues from the Corporate Debtor for period of 24 months as per provision of Section 53(1)(b) at least to minimum liquidation value envisaged under Section 30(2)(b) read with Section 53(1).

30. Whether revised Form H has been filed in case the amounts for distribution to various stakeholders have changed subsequent to the filing of the original Form H along with the application. If yes, date of filing.

31. Name and Contact details of the Forensic Auditor: Yes/No

32. Whether the Forensic Auditor is in the empanelled list of the Indian Banks' Association : Yes/No

33. Allegations of PUFE Transactions filed by RP under Regulation 35A:

Sections	Nature of allegation	Amounts involved	Documents relied upon	Remarks

34. Copy of transaction Audit Report and Forensic Audit Report be submitted if not already done.

35. If transaction audit/forensic audit was done anytime within three years prior to initiation of CIRP by the lending banks/members of COC, a copy of such audit reports be submitted.

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36. Whether there is a provision in the Resolution Plan specifying disbursement of amounts recoverable from PUFE transaction to Creditors.?

37. Specify the party that will pursue the avoidance transaction application and also meet the expenses incurred therein.

38. Whether separate applications for Sections 43, 45, 66 and related Sections in the Code as applicable have been filed regarding PUFE transactions?

39. Details of exclusion(s) & extension(s) granted by NCLT, if any?

40. Any such application as mentioned above is pending before NCLT.

41. Any order passed by NCLT or Higher Judicial Authorities e.g. Hon'ble Supreme Court & Hon’ble NCLAT and Others, relating to this CIR proceedings.

42. Date of filing of an affidavit by RP regarding the compliance of Section 29A due to verification of the affidavits filed by the SRA.

43. Whether the corporate debtor has a reserve fund for PF/gratuity.

44. Affidavit by SRA for payment of PF and Gratuity dues up to the date of order of the NCLT approving the Resolution Plan in terms of the order of the Hon’ble NCLAT in the Case of M/s Jet Airways India Ltd.*; upheld by the Hon’ble Supreme Court in Civil Appeal No 407 of 2023 with Civil Appeal Nos 465-469 of 2023.*

45. If any IA is pending for claims and the same has been summarily rejected by the RP, an affidavit by the RP communicating the decision of the COC after a fresh consideration of the claim.

46. RP is to state on the affidavit whether there is any contingent liability of the corporate debtor pending as on the date of initiation of CIRP and before the approval of the Resolution Plan by the CoC.

47. if any contingent liability is pending, the SRA is to state on affidavit whether the same has been taken into account in the Resolution Plan.

48. The RP is to state on affidavit whether the Resolution Plan is compiled with Regulation 38 (2) (d) of the CIRP Regulations, 2016.

49. If there is any change in the distribution of amounts from what is reflected in the original Form H , whether a revised Form H indicating the final distribution is filed?

50. Details of the IAs/CAs filed where the RP is applicant/respondent in the following Format:

Sr. No.	IAs/CAs No.	Date of filing	Applicant(s)	Respondent(S)	Prayer	Remarks	Bearing on Resolution Plan

51. Pending Litigation related to Corporate Debtor:

Sr. No.	Name of Judicial Authority	Year of Filing	Parties to the Litigation	Subject matter of Litigation	Present status of Litigation	Remarks

52. Details of payment schedule:

	Amount in Crore	Details of payment
Earnest Money Deposit		
Upfront Contribution, if any, as per the Resolution Plan submitted by the applicant		
Performance Security under Regulation 39(4) Sub Regulation (4A) of Regulation 36B read with Regulation 39(4)		

53. Summary of the Financial proposal/payment under the Resolution Plan is as follows

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Particulars	Amount
Resolution Plan Value:	
CIRP Cost	
Payment to Secured financial Creditors:	
Workmen's & Employees priority dues:	
Operational Creditors	

Note: This Proforma is devised to highlight critical information in a resolution plan for expediting the approval of resolution plans/liquidation. Any suggestion to improve the same may be emailed to **ncltmumbai0005a@gmail.com**

Date:

Filed by:
Contact No.
E-mail:

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CONVENIENCE PROFORMA for SECTION-33 of IBC
(to be filed by the RESOLUTION PROFESSIONAL)

1. Please specify the Section/Sub-Section under which application is made:
   (i) Section 33(1)(a)/33(1)(b)
   (ii) Section 33(2)
   (iii) Others
2. Date if initiation of CIRP -
3. Shares of Members of CoC - Table

Name of the financial creditor	Amount claimed	Amount admitted	Percentage of voting share(%)

4. Valuation Report

Sr. No.	Name of Valuer	Fair value	Liquidation Value

5. Meetings of CoC

Particulars	Date of CoC Meeting	Main Points of discussion	Important decisions taken
1st CoC Meeting			
2nd CoC Meeting			

6. Is the Corporate Debtor a going concerns?

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7. Details of change of RP, if any?

8. Allegations of PUFE Transactions filed by RP under Regulation 35A:

Sections	Nature of allegation	Amounts involved	Documents relied upon	Remarks

9. Details of exclusion(s) & extension(s) granted by NCLT, if any?

10. Compliance of the following Regulations:

    Regulation 39B;

    Regulation 39C;

    Regulation 39D;

11. Any such application as mentioned above is pending before NCLT.

12. Any order passed by NCLT or Higher Judicial Authorities e.g. Hon'ble Supreme Court & Hon'ble NCLAT and Others, relating to this CIR proceedings.

13. Details of the IAs/CAs filed where the RP is applicant/respondent in the following Format:

Sr. No.	IAs/CAs No.	Date of filing	Applicant(s)	Respondent(s)	Prayer	Remarks	Bearing on Resolution Plan

Note: This Proforma is devised to expedite the approval of Application under Section 33 of the IBC. Any suggestion to improve the same may be emailed to <u>**ncltmumbai0005a@gmail.com**</u>**.**

Date:

Filed by:
Contact No.
E-mail:

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CONVENIENCE PROFORMA for Dissolution of Corporate Debtor

(to be filed by the LIQUIDATOR at the time of Application of Dissolution of Corporate Debtor under Section 54 of the IBC)

1. Date of commencement of Liquidation and appointment of Liquidator -
2. Date of filing and Diary No. of Preliminary Report (as per Regulation 13) submitted before NCLT.
3. Date and Diary No. of Asset Memorandum (as per Regulation 34) submitted before NCLT.
4. Amount claims received and verified :

Sr. No.	Names	Claims received Amount (in Cr.)	Claims verified under Regulation 12(2)(b) Amount (in Cr.)
1.	Operational Creditors		
2.	Financial Creditors		
3.	Workmen and Employees		
4.	Other Stakeholders		

5. Date of constitution of Stakeholders Consultation Committee as per Regulation 31A.
6. Meetings of the Stakeholders Consultation Committee:

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Particulars	Date of SCC Meeting	Main Agenda of discussion	Important decisions ratified	Whether any advice of SCC not complied by the Liquidator	Remarks
1st SCC Meeting					
2nd SCC Meeting			ko		

7. Value of Assets, Valued in accordance with Regulation 35 –

Sr. No.		Market Value	Liquidation Value
1.	Agriculture Land		
2.	Factory Land & Building		
3.	Plant, Machinery, Furniture & Fixtures		
4.	Trade Receivable		
5.	Cash & Cash equivalent		
6.	Short Term Loans & Advances		
7.	Others (Please specify)		

8. Whether any compromise or arrangement is proposed under Rule 2B?
9. Whether Valuation of assets or business intended to be sold has been completed as on date?
10. Provision under which Sale of Assets have been made so far (as per Regulation 32 (a) to (f)):

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Regulation 32	Value of Asset
(a)	
(b) …….(f)	

11. Whether the Liquidator has formed an opinion and made a determination on the preferential and other transactions : Yes/No

12. Whether the avoidance applications have been segregated Section wise? Yes/No

13. Whether any avoidance application pending before this Adjudicating Authority? Yes/No

14. Name and Contact details of the Forensic Auditor:

15. Whether the Forensic Auditor is in the empanelled list of the Indian Banks' Association? Yes/No

16. Whether Form H is filed?

17. Allegations of PUFE Transactions filed by Liquidator under Regulation 35A:

Sections	Nature of allegation	Amounts involved	Documents relied upon	Whether still pending for adjudication

18. Details of the IAs/CAs filed where the Liquidator is applicant/respondent in the following Format:

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Sr. No.	IAs/CAs No.	Date of filing	Applicant(s)	Respondent(s)	Prayer	Diary No./Date of submissions made so far	Remarks

19. Whether any litigation or avoidance application pending in respect of the corporate debtor.

20. If yes, the liquidator to call a meeting of the financial creditors and they will submit on affidavit clarifying on the following:

    I. How these litigations /applications are proposed to be pursued, who will receive the proceeds, if any, from the above litigation/application and who will meet the expenses on these proceedings after the dissolution of the corporate debtor.

Note: This Proforma is devised to highlight critical information in Liquidation to expedite the approval of Dissolution proceedings. Any suggestion to improve the same may be emailed to **ncltmumbai0005a@gmail.com**.

Date:

Filed by:
Contact No.
E-mail:

IN THE MATTER OF AMALGAMATION/ARRANGEMENT OF

(UNDER SECTION 230-232 OF THE COMPANIES ACT 2013)

- **Mention exact page numbers and Annexures** **(Add columns according to number of companies)**

Sr. No.		Relevant Section/Rules	Company 1	Company 2
1.	Brief Description of Scheme. (Mentioning the transfer of business Undertakings between companies only)			
2.	Nature of the scheme [Example: subsidiary, simpliciter merger, composite scheme along with reduction; Demerger; Cross Border Amalgamation Etc]			
3.	Copy of Scheme of Amalgamation/Arrangement	RULE 3 (iii)		
4.	Rationale of Scheme & Prayers in the Application (Specify page numbers)			
5.	Nature of Business			
6.	Notice of Admission	FORM 2		
7.	Whether the Jurisdiction of companies are under this bench?			
8.	Affidavit under NCLT Form 6 as given in Rule 3 (iii)	RULE 3 (iii)		
9.	Copy of Minutes of Board Meeting of the applicant companies approving the scheme [Specify Annexure No. and Date of Meeting]			
10.	"Appointed Date" as mentioned in the Scheme.			
11.	Whether the Scheme envisage any reduction of share capital. If not, Affidavit in this regard.	Section 230 (2)(c)		
12.	Whether Scheme envisage any Corporate Debt Restructuring consented to by not less than **75% of the creditors** in value. If not, Affidavit in this regard.	Section 230 (2)(c)		
(i)	a creditor's responsibility statement in the prescribed form;	Section 230		

(ii)	Provision for safeguards for the protection of other secured and unsecured creditors;	Section 230 (2)(c)		
(iii)	Copy of report by the auditor that the fund requirements of the company after the corporate debt restructuring as approved shall conform to the liquidity test based upon the estimates provided to them by the Board;	Section 230 (2)(c)		
(iv)	where the company proposes to adopt the corporate debt restructuring guidelines specified by the Reserve Bank of India, a statement to that effect;	Section 230 (2)(c)		
13.	Whether Accounting Treatment in the scheme is as per Section 133? [Specify Date of Certificate and Annexure No.]	Section 133 of Companies Act, 2013		
14.	Legal proceedings or An Affidavit to the effect that no legal proceedings are pending.			
15.	Provision regarding Interest of workmen and staff (employees)			
16.	Valuation Report Mention Name of valuer & Registration No.	Section 230 (2)(c)		
	Date of Valuation			
	Annexure No.			
	Proposed Share Exchange Ratio [Specify Page No.]			
17.	Whether any affidavit regarding the sectoral regulators has been filed? (Also Mention - Applicability of Competition Commission of India)			
18.	Date of Audited Financial Statement filed?			
19.	Date of latest Provisional financial statement filed? Is it within 6 months from the date of proposed meetings?			
20.	Whether list of shareholders is certified by Independent Chartered Accountants/Company Secretary/ Director/ Authorised Signatory.			
21.	Whether list of creditors is certified by Independent Chartered Accountants/Company Secretary. [Mention the name of auditor and date of issuance of certificate]			

22. Please mention the total number of Shareholders, Secured Creditors, Unsecured Creditors or any other class of shareholders/creditors along with their Consent Affidavits, If any. [Mention Page No./Annexure]

Name of the Applicant Companies	**Shareholders along with their consent**				**Creditors along with their consents**					
	Equity Shareholder (A)	**Consent of (A) with calculations**	**Preference Shareholders (B)**	**Consent of (B) with calculations**	**Debenture Holders (C)**	**Consent of (C) with calculations**	**Secured Creditors (D)**	**Consent of (D) with calculations**	**Unsecured Creditors (E)**	**Consent of (E) with calculations**
Applicant Company No.1										
Applicant Company No.2										

23. Grounds on which exemption from meetings has been sought (if any)

	Ground for exemption of meetings of Equity Shareholders	**Ground for exemption of meetings of Secured Creditors**	**Ground for exemption of meetings of Unsecured Creditors**
Applicant Company 1			
Applicant Company 2			

24. Please furnish the details of shareholding of applicant companies in the following format:-

Sr. No.	Company	CIN	PAN	Date Of Incorporation	Authorised Share capital	Issued, Paid Up and Subscribed Share Capital
1.	Applicant Company 1					
2.	Applicant Company 2					

25. Post amalgamation / Demerger the capital structure of the applicants will be as under:

Sr. No.	Company	CIN	PAN	Date Of Incorporation	Authorised Share capital	Issued, Paid Up and Subscribed Share Capital

Note:- This format is devised to help petitioners/applicants furnish before NCLT Bench all required information/certification under the Companies Act, 2013 in the early stages of hearing to expedite approvals under Section 230-232 of the Act. Any suggestion for improvement is welcome.