



**NATIONAL COMPANY LAW TRIBUNAL  
MUMBAI BENCH  
COURT- V**

**Hearing Through: VC and Physical (Hybrid) Mode**

**DAY : MONDAY**

**DATE: 04.12.2023**

**TIME: 11:30 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 |
|----------------------|------------------------|--------------|-----------------|----------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------|-----------------------|--------------------------|---------|
| <b>SUPPLEMENTARY</b> |                        |              |                 |                            |                                                                                                                                                           |                         |                       |                          |         |
| 101.                 | C.P. (IB)/1134(MB)2023 |              | New Application | IBC Under Sec 9            | Brick2wall Infratech Private Limited<br>VS<br>D P JAIN AND CO INFRASTRUCTURE PRIVATE LIMITED                                                              | Devul Dighe             |                       |                          |         |
| 102.                 | C.P. (IB)/1135(MB)2023 |              | New Application | Section 95(1)              | Indian Bank<br>VS<br>Atithi Narendra Patel                                                                                                                | MDP and PARTNERS        |                       |                          |         |
| 103.                 | C.P. (IB)/1137(MB)2023 |              | New Application | Section 95(1)              | Indian Bank<br>VS<br>Hiren Narendra Patel                                                                                                                 | MDP and PARTNERS        |                       |                          |         |
| 104.                 | CP/300(MB)2023         |              | New Application | Sec. 241(1)<br>Sec. 242(4) | Deepa Choksi<br>VS<br>S.S. Digitech Impex Private Limited                                                                                                 | Neha Bhosale            |                       |                          |         |
| 105.                 | C.P. (IB)/2(MB)2022    | IA/5503/2023 | New Application | IBC under Sec 7            | <b>IA/5503/2023</b> Mr. Hari Kishan Bhoklay<br><b><u>IN THE MATTER OF</u></b><br>RBL BANK LIMITED<br>VS<br>GEETA REFINERY PRIVATE LIMITED                 | MANISH JHA              |                       |                          |         |
| 106.                 | C.P. (IB)/27(MB)2022   | IA/5496/2023 | New Application | IBC under Sec 7            | <b>IA/5496/2023</b> Mr. Atul Jain<br><b><u>IN THE MATTER OF</u></b><br>CG Power And Industrial Solutions Limited<br>VS<br>CG POWER SOLUTIONS LIMITED      | ANIRUTH PURUSOTHAM AN G |                       |                          |         |
| 107.                 | C.P. (IB)/329(MB)2023  | IA/5467/2023 | New Application | IBC under Sec 7            | PLUS PLUS UNIFIED ENGAUGEMENT SERVICES PRIVATE LIMITED<br>VS<br>COMPUAGE INFOCOM LIMITED                                                                  | DINESH KUMAR DUBEY ADV  |                       |                          |         |
| 108.                 | C.P. (IB)/3126(MB)2019 | IA/5472/2023 | New Application | IBC Under Sec 9            | <b>IA/5472/2023</b> Manish Lalji Dawda<br><b><u>IN THE MATTER OF</u></b><br>POSITIVE RAYS EVENTS PRIVATE LIMITED<br>VS<br>Sheltrex Karjat Private Limited | Amar Khanna             |                       |                          |         |

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|------|------------------------|---------------------|-----------------|-----------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------|--|--|--|
| 109. | C.P. (IB)/1332(MB)2020 | IA/5474/2023 Sec 33 | New Application | IBC Under Sec 9 | IA/5474/2023 Jitendra Palande<br><b>IN THE MATTER OF</b><br>SUPERSHINE ABS PLATERS PVT. LTD<br>VS<br>OPAL LUXURY TIME PRODUCTS LTD                                 | AVP PARTNERS        |  |  |  |
| 110. | C.P. (IB)/507(MB)2021  | IA/5505/2023        | New Application | IBC Under Sec 9 | IA/5505/2023 Sandeep Jawaharlal Singhal<br><b>IN THE MATTER OF</b><br>Shirpur Gold Refinery Limited<br>VS<br>Magicstone Traders Pvt. Ltd.                          | Ajinkya<br>Kurdukar |  |  |  |
| 111. | C.P. (IB)/1230(MB)2021 | IA/5500/2023        | New Application | Section 95(1)   | IA/5500/2023 Yatinkumar shah VS<br>Ranjeev Ved Malik<br><b>IN THE MATTER OF</b><br>Assets Care and Reconstruction<br>Enterprise Limited<br>VS<br>Ranjeev Ved Malik | Trilok Tripathi     |  |  |  |

#### ORDINARY

|      |                        |                             |                          |                 |                                                                                                                                                                                                                                                             |                        |  |  |  |
|------|------------------------|-----------------------------|--------------------------|-----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|--|--|--|
| 201. | C.P. (IB)/2689(MB)2018 |                             | Written<br>Submission    | IBC Under Sec 9 | Vikram International<br>VS<br>Trinity Tradelink Ltd                                                                                                                                                                                                         |                        |  |  |  |
| 202. | C.P. (IB)/115(MB)2021  | IA/3272/2023 Sec 60(5)      | Written<br>Submission    | IBC under Sec 7 | IA/3272/2023 Gokul Anilkumar<br>Aggarwal. VS Shailesh Bhalchandra<br>Desai Interim Resolution Professional of<br>Maharashtra Theatres Pvt Ltd<br><b>IN THE MATTER OF</b><br>Axis Bank Limited<br>VS<br>Maharashtra Theatres Private Limited                 | AKR<br>ADVISORS LLP    |  |  |  |
| 203. | C.P. (IB)/1155(MB)2022 |                             | Part Heard               | IBC under Sec 7 | Stci Finance Limited<br>Vs<br>Essel Corporate Resources Private<br>Limited                                                                                                                                                                                  | AVINASH R<br>KHANOLKAR |  |  |  |
| 204. | C.P. (IB)/4464(MB)2018 | IA/428/2021<br>IA/2648/2023 | Further<br>Consideration | IBC Under Sec 9 | IA/428/2021 Ajay Agarwal<br>VS Omkar Gratings Private Limited<br>IA/2648/2023 Indian Bank VS Ajay Kumar<br>Agarwal (RP Omkar Gratings Private Limited)<br><b>IN THE MATTER OF</b><br>Tapan Engineers & Farbication<br>V/s<br>Omkar Gratings Private Limited |                        |  |  |  |

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|------|------------------------|--|-----------------------|-----------------|-------------------------------------------------------------------------------------------------------------|--------------------------|--|--|--|
| 205. | C.P. (IB)/18(MB)2023   |  | Further Consideration | IBC under Sec 7 | JM Financial Asset Reconstruction Company Limited<br>Vs<br>Meghdoot Properties Private Limited              | JSA ADVOCATES            |  |  |  |
| 206. | C.P. (IB)/777(MB)2023  |  | Further Consideration | IBC under Sec 7 | Union Bank Of India<br>Vs<br>Klt Automotive And Tubular Products Limited                                    | Deepak Saxena            |  |  |  |
| 207. | C.P. (IB)/859(MB)2023  |  | Further Consideration | IBC under Sec 7 | Indian Overseas Bank<br>VS<br>BARAMATI HI-TECH TEXTILE PARK LTD                                             | THODUR LAW ASSOCIATES    |  |  |  |
| 208. | C.P. (IB)/1021(MB)2023 |  | Further Consideration | IBC under Sec 7 | RMOL ENGINEERING AND OFFSHORE LIMITED<br>VS<br>BUDDING MERCANTILE COMPANY PRIVATE LIMITED                   | THODUR LAW ASSOCIATES    |  |  |  |
| 209. | C.P. (IB)/136(MB)2020  |  | Further Consideration | IBC Under Sec 9 | INNOVATIVE TECH PACK LTD<br>VS<br>Maharashtra Bio Fertilisers India Pvt Ltd                                 | KEYSTONE PARTNERS        |  |  |  |
| 210. | C.P. (IB)/1202(MB)2020 |  | Further Consideration | IBC Under Sec 9 | VIJAYANAGAR FOOD & NUTRACEUTICALS PRIVATE LIMITED<br>VS<br>TETRA PAK INDIA PVT LTD                          | Divya datla              |  |  |  |
| 211. | C.P. (IB)/721(MB)2021  |  | Final Hearing         | IBC Under Sec 9 | Harmony Organics Private Limited<br>V/s<br>Khushboo Fragrance Private Limited                               |                          |  |  |  |
| 212. | C.P. (IB)/812(MB)2022  |  | Further Consideration | IBC under Sec 9 | Laxmi Mukund Enterprises Private Limited<br>VS<br>YASH METALICS PRIVATE LIMITED                             | Kaushal Kumar Sharma     |  |  |  |
| 213. | RCP(IB)/1(MB)2023      |  | Further Consideration | IBC Under Sec 9 | SICK India Private Limited<br>VS<br>Chemtrols Industries Private Limited                                    | Bhalchandra Govind Saraf |  |  |  |
| 214. | C.P. (IB)/22(MB)2023   |  | Further Consideration | IBC Under Sec 9 | Kumar & CoRepresented by its Proprietor Mr Pattem Ramesh Kumar<br>VS<br>Bilt Graphic Paper Products Limited | MS Mano Ranjani          |  |  |  |
| 215. | C.P. (IB)/281(MB)2023  |  | Further Consideration | IBC Under Sec 9 | Kuber Corporation<br>VS<br>Dev Land & Housing Private Limited                                               | Devashish Godbole        |  |  |  |
| 216. | C.P. (IB)/745(MB)2023  |  | Further Consideration | IBC Under Sec 9 | Arisinfra Solutions Private Limited<br>Vs<br>New Consolidated Construction Company Limited                  | VESTA LEGAL              |  |  |  |

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|------|------------------------|------------------------|-----------------------|-----------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|--|--|--|
| 217. | C.P. (IB)/843(MB)2023  |                        | Further Consideration | IBC Under Sec 9 | Delta Iron & Steel Company Private Limited Acting through its Resolution Professional Mr. Mangesh V. Kekre VS<br>TURAKHIA METAL FORMS PRIVATE LIMITED                                                                                                 | Rajat Lohia       |  |  |  |
| 218. | C.P. (IB)/2607(MB)2019 | IA/3309/2023 Sec 43(1) | Further Consideration | IBC under Sec 7 | <b>IA/3309/2023</b> Ajit Gyanchand Jain Liquidator of Panache Exports Private Limited VS Mr Puneet Prem Kapur<br><b><u>IN THE MATTER OF</u></b><br>Oriental Bank Of Commerce Vs<br>Panache Exports Pvt Ltd                                            | Prajakta Menezes  |  |  |  |
| 219. | C.P. (IB)/227(MB)2022  | IA/3872/2023 19(2)     | Further Consideration | IBC under Sec 7 | <b>IA/3872/2023</b> Anup Kumar Singh VS Pankaj Harsukhlal Udeshi<br><b><u>IN THE MATTER OF</u></b><br>Srei Equipment Finance Limited Vs<br>Supreme Bungalows Private Limited                                                                          |                   |  |  |  |
| 220. | C.P. (IB)/951(MB)2022  | IA/2142/2023           | Further Consideration | IBC under Sec 7 | <b>IA/2142/2023</b> Bank of Maharashtra VS Ram Ratan Kanoongo Resolution Professional of Sudhir Construction Infraspce Pvt. Ltd<br><b><u>IN THE MATTER OF</u></b><br>Mr. Mahhesh Bapuraoji Nage VS<br>SUDHIR CONSTRUCTIONS INFRASPACE PRIVATE LIMITED | CHAITANYA B NIKTE |  |  |  |
| 221. | C.P. (IB)/1308(MB)2022 | IA/3384/2023 Sec 60(5) | Further Consideration | IBC under Sec 7 | <b>IA/3384/2023</b> NITCO LIMITED VS JM Financial Asset Reconstruction Company Ltd.<br><b><u>IN THE MATTER OF</u></b><br>JM Financial Asset Reconstruction company Limited VS<br>Nitco Limited                                                        | AMR Law           |  |  |  |

|      |                        |                                                           |                       |                  |                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                         |  |  |  |
|------|------------------------|-----------------------------------------------------------|-----------------------|------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------|--|--|--|
| 222. | C.P. (IB)/518(MB)2022  | IA/3612/2023 Sec 30<br>IA/3329/2023 19(2)<br>IA/5349/2023 | Further Consideration | IBC under Sec 7  | <b>IA/3612/2023</b> Rajan Deshraj Agarwal VS Consortium of Admas Industries Pvt Ltd Subh Ashish Exim Pvt Ltd and Mr. Amit Jatia<br><b>IA/3329/2023</b> Rajan Deshraj Agarwal Resolution Professional of Sristi Hospitality Private Limited VS Santosh Shetty<br><b>IA/5349/2023</b> Rajan Deshraj Agarwal VS Santacruz Police Station<br><u><b>IN THE MATTER OF</b></u><br>Saraswat Co-op. Bank Ltd VS Sristi Hospitality Private Limited | V.Deshpande & Co.                       |  |  |  |
| 223. | C.P. (IB)/3608(MB)2019 | IA/714/2021 Sec 54(1)                                     | Further Consideration | IBC Under Sec 9  | IA/714/2021 Laxman Digambar Pawar Vs Lanna Wellness Pvt Ltd<br><u><b>IN THE MATTER OF</b></u><br>Hemant Shah And Associates LLP VS Lanna Wellness Private Limited                                                                                                                                                                                                                                                                         | RAINA BIRLA                             |  |  |  |
| 224. | C.P. (IB)/708(MB)2020  |                                                           | Further Consideration | IBC Under Sec 10 | ANUSUYA INTERNATIONAL PVT. LTD.                                                                                                                                                                                                                                                                                                                                                                                                           |                                         |  |  |  |
| 225. | C.P. (IB)/774(MB)2023  |                                                           | Further Consideration | IBC Under Sec 10 | Welpar Pharmbizz Limited                                                                                                                                                                                                                                                                                                                                                                                                                  | Manoj Kumar Mishra                      |  |  |  |
| 226. | C.A.(CAA)/245(MB)2022  | C.P.(CAA)/103(MB)2023                                     | Further Consideration | Sec. 230-232     | Synergy Development Corporation Private limited                                                                                                                                                                                                                                                                                                                                                                                           | Ajit Singh Tawar                        |  |  |  |
| 227. | C.A.(CAA)/267(MB)2022  | C.P.(CAA)/257(MB)2023                                     | Further Consideration | Sec. 230-232     | K RAHEJA CORP PRIVATE LIMITED                                                                                                                                                                                                                                                                                                                                                                                                             | WADIA GHANDY AND CO                     |  |  |  |
| 228. | C.A.(CAA)/37(MB)2023   | C.P.(CAA)/256(MB)2023                                     | Further Consideration | Sec. 230-232     | URBAN AKARSH INFRASTRUCTURE PRIVATE LIMITED                                                                                                                                                                                                                                                                                                                                                                                               | HEMANT SETHI AND CO                     |  |  |  |
| 229. | CP/171(MB)2021         |                                                           | Further Consideration | Sec 252 (3)      | M/s Greenfield Estates VS Registrar of Companies Pune                                                                                                                                                                                                                                                                                                                                                                                     | SANKET SHAH                             |  |  |  |
| 230. | APPEAL/13(MB)2022      |                                                           | Further Consideration | Sec 252 (1)      | REGISTRAR OF COMPANIES VS KUDUS STEEL ROLLING MILLS PRIVATE LIMITED                                                                                                                                                                                                                                                                                                                                                                       | Regional Director Western Region Mumbai |  |  |  |
| 231. | CP/99(MB)2022          |                                                           | Further Consideration | Sec 252 (3)      | Nirmiti Infra Developers Private Limited Vs Registrar Of Companies                                                                                                                                                                                                                                                                                                                                                                        | PRITESH BURAD ASSOCIATES                |  |  |  |

|      |                   |                                                       |                       |                                 |                                                                                       |                                                       |  |  |  |
|------|-------------------|-------------------------------------------------------|-----------------------|---------------------------------|---------------------------------------------------------------------------------------|-------------------------------------------------------|--|--|--|
| 232. | APPEAL/65(MB)2023 |                                                       | Further Consideration | Sec 252 (3)                     | Prateek Kumar<br>VS<br>Registrar of Companies Pune                                    | Sanket Jayesh Shah                                    |  |  |  |
| 233. | CP/8(MB)2022      |                                                       | Further Consideration | Sec. 241(1)<br>Sec. 242(4)      | Trivikram Toor<br>V/S<br>Skyrise Infracon Private Limited                             | Yash Pal Gupta                                        |  |  |  |
| 234. | TP/36(MB)2016     | MA/166/2016                                           | Further Consideration | Sec. 241(1),Sec.<br>242(4)      | SUDEEP M SHAH CORNELIAN<br>PRPERTIES PVT LTD<br>V/S<br>Cornelian Properties Pvt. Ltd. | Law Chamber<br>of Siddharth<br>Murarika B B<br>Parekh |  |  |  |
| 235. | CP/3898(MB)2018   | MA/1551/2018                                          | Further Consideration | Sec 241 (2)                     | Varsha Vinod Vasant And Others<br>V/S<br>Sharad Kalyani Vasant                        |                                                       |  |  |  |
| 236. | CP/53(MB)2022     | IA/53/2022<br>IA/62/2022<br>IA/28/2023<br>IA/165/2023 | Further Consideration | Sec. 241(1)<br>242(4)<br>244(1) | Amit Seth<br>VS<br>BAY TANKERS PRIVATE LIMITED                                        | UNIVERSAL<br>LEGAL<br>ASSOCIATES                      |  |  |  |
| 237. | CP/2578(MB)2019   |                                                       | Final Hearing         | Sec.58(3),Sec.<br>59            | Naresh Somabhai Prajapati<br>V/S<br>Kotak Mahindra Finance Limtied                    | Natasha<br>Dhruman<br>Shah                            |  |  |  |
| 238. | CP/238(MB)2021    |                                                       | Further Consideration | Sec. 441                        | Cogencis Information Services Limited<br>VS<br>Registrar of Companies                 | Ajit Sathe                                            |  |  |  |
| 239. | CP/753(MB)2020    | CA/208/2023                                           | Further Consideration | Sec. 61(b)(1)                   | The Kolhapur Steel Limited                                                            | Hemant Sethi<br>& Comp                                |  |  |  |

**Sd/-**  
**Sandeep Kumar**  
(Court Officer)

**Sd/-**  
(DEPUTY REGISTRAR)

**NOTE:** 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. | <p>Nature of Debt as per Section 5(8) - specify sub-section u/s 5(8) as applicable, e.g.</p> <p>(a) money borrowed against the payment of interest;</p> <p>(b) any amount raised by acceptance under any acceptance credit facility or its dematerialised equivalent;</p> <p>(c) ...</p> <p>(d)...</p> <p>Please specify "others"</p> |  |  |
| 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](mailto: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](mailto: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. | Nature of business of the corporate Applicant                                                                                                                      |  |          |
| 12. |                                                                                                                                                                    |  |          |
| 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. | <i>Latest audited financial results for the year ending 31.03.2023 containing position of loans &amp; advances, debtors and inventory along with auditor's report.</i>                                                                                        |  |  |
| 27. | <i>Financial/Books of accounts in a pen-drive</i>                                                                                                                                                                                                             |  |  |
| 28. | <i>Provide for the fee of the IRP/RP for a period of 6 months</i>                                                                                                                                                                                             |  |  |
| 29. | <i>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</i>                                                                                                                  |  |  |

The petitioner is directed to fill in the above proforma, for expeditious disposal of Section 10 Applications. Please suggest improvement on [ncltmumbai0005a@gmail.com](mailto: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<br>True copy of Master Data                                                                                          |                                                                                 |
| 3      | Date of meeting of Board of Director <ul style="list-style-type: none"> <li>• Minutes attached</li> <li>• % of members approving the proposal</li> </ul> |                                                                                 |
| 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?<br>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](mailto: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:

**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

| 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

(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                   |                                    |                                       |                                             |                                         |                                                                                          |                                 |

|                                                                               |  |  |  |  |  |  |
|-------------------------------------------------------------------------------|--|--|--|--|--|--|
| 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   |                                      |              |                                      |                       |

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

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

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

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 PUF 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.



36. Whether there is a provision in the Resolution Plan specifying disbursement of amounts recoverable from PUF 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 PUF 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)<br>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

| 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](mailto:ncltmumbai0005a@gmail.com)**

Date:

Filed by:  
Contact No.  
E-mail:

**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 of 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?

7. Details of change of RP, if any?

8. Allegations of PUF 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 [ncltmumbai0005a@gmail.com](mailto:ncltmumbai0005a@gmail.com).**

Date:

Filed by:  
Contact No.  
E-mail:

**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:

| 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)):

|               |                |
|---------------|----------------|
| 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 PUF 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:



| 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](mailto: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                                                                                                                     | <a href="#">RULE 3 (iii)</a>       |           |           |
| 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)                                                                                                           | <a href="#">RULE 3 (iii)</a>       |           |           |
| 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.                                                                  | <a href="#">Section 230 (2)(c)</a> |           |           |
| 12.     | Whether Scheme envisage any Corporate Debt Restructuring consented to by not less than <b>75% of the creditors</b> in value. If not, Affidavit in this regard. | <a href="#">Section 230 (2)(c)</a> |           |           |
| (i)     | a creditor's responsibility statement in the <a href="#">prescribed form</a> ;                                                                                 | <a href="#">Section 230</a>        |           |           |

|       |                                                                                                                                                                                                                        |                                                    |  |  |
|-------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------|--|--|
| (ii)  | Provision for safeguards for the protection of other secured and unsecured creditors;                                                                                                                                  | <a href="#">Section 230 (2)(c)</a>                 |  |  |
| (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; | <a href="#">Section 230 (2)(c)</a>                 |  |  |
| (iv)  | where the company proposes to adopt the corporate debt restructuring guidelines specified by the Reserve Bank of India, a statement to that effect;                                                                    | <a href="#">Section 230 (2)(c)</a>                 |  |  |
| 13.   | Whether Accounting Treatment in the scheme is as per Section 133? [Specify Date of Certificate and Annexure No.]                                                                                                       | <a href="#">Section 133 of Companies Act, 2013</a> |  |  |
| 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                                                                                                                                                                                                       | <a href="#">Section 230 (2)(c)</a>                 |  |  |
|       | Mention Name of valuer & Registration No.                                                                                                                                                                              |                                                    |  |  |
|       | 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<br>Incorporation | Authorised Share<br>capital | Issued, Paid Up<br>and Subscribed<br>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.