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## ➤ Wipro asks NCLT to junk Ivalua's insolvency plea

Wipro Limited Tuesday sought dismissal of Ivalua's insolvency plea before the National Company Law Tribunal (NCLT). Wipro's counsel contended that the company was not under any obligation to clear the invoices as the service provided never went beyond the proof-of-concept stage.

A proof of concept is a testing period of the services by the service recipient before the recipient adopts it in a full-fledged way. Wipro's counsel informed the tribunal that it had already paid Ivalua at the proof-of-concept stage and since no service was provided beyond it, these invoices were unreasonable. The dispute between the parties was over unpaid payment amounting to about Rs 2.81 crore.

Ivalua Inc, a California-based cloud service provider, had filed an initiation of corporate insolvency resolution process (CIRP) petition against Wipro for unpaid dues stemming from cloud services it provided to the Indian software giant.

The counsel for Ivalua argued that according to the service agreement dated July 28, 2021, Ivalua had provided cloud service to Wipro for which it had raised three invoices amounting to over \$100,000 each.

The counsel also pointed out that Wipro failed to file a reply to the demand notice within seven days as stipulated by the Insolvency Bankruptcy Code. NCLT has granted time to Ivalua to file a reply and listed the case on July 24.

**Source: The Economic Times**

**Read Full news at:** <https://economictimes.indiatimes.com/industry/banking/finance/wipro-asks-nclt-to-junk-ivaluas-insolvency-plea/articleshow/111440058.cms?from=mdr>

## ➤ **NCLT rejects housing society's plea to exclude land from HDIL's insolvency process**

The National Company Law Tribunal (NCLT) has dismissed the applications of a housing society seeking to exclude its land from the Corporate Insolvency Resolution Process (CIRP) of realty developer Housing Development and Infrastructure Ltd. (HDIL).

Tagore Park CHSL, the housing society in Mumbai's Malad suburb, had sought various reliefs, including the exclusion of its land from the CIRP proceedings and a direction to the Resolution Professional (RP) to cooperate in initiating proceedings under the Maharashtra Ownership Flats Act (MOFA), 1963 for deemed conveyance of the land.

The NCLT noted that the insolvency proceedings against HDIL commenced on August 20, 2019, and the moratorium under Section 14 of the Insolvency and Bankruptcy Code, 2016 prohibits any such exclusion. The tribunal observed that the development agreement executed between the housing society and the developer in November 2014 stated that HDIL held the development rights.

The ruling assumes significance in the backdrop of ongoing surge in redevelopment projects in Mumbai, highlighting the importance of proper due diligence that needs to be undertaken while selecting the project developer.

**Source: *The Economic Times***

**Read Full news at:** <https://economictimes.indiatimes.com/industry/services/property/-/construction/nclt-rejects-housing-societys-plea-to-exclude-land-from-hdils-insolvency-process/articleshow/111439505.cms?from=mdr>

