



INSOLVENCY PROFESSIONAL AGENCY  
OF INSTITUTE OF COST ACCOUNTANTS OF INDIA



# IBC AU-COURANT

LATEST UPDATES ON INSOLVENCY AND BANKRUPTCY

*"Whatever we believe about ourselves and our ability comes true for us."*

*"Whatever we believe about ourselves and our ability comes true for us."*

## ➤ **KSK Mahanadi to NCLT: Change of circumstances calls for fresh bidding**

KSK Mahanadi Power Company through its Resolution Professional's (RP) counsel informed NCLT, Hyderabad, on Monday, that a change of circumstances warrants a fresh invitation of bids under the corporate insolvency resolution process (CIRP) for KSK Mahanadi Power, which was admitted into insolvency in October 2019.

One of the prospective resolution applicants (PRAs) of KSK Mahanadi, Megha Engineering & Infrastructures Limited had filed a plea before NCLT questioning the intention of RP to invite fresh bids when 12 PRAs have already been shortlisted under the first round of bidding.

The RP argued that since KSK Mahanadi would now be undergoing CIRP as a separate entity, the changed circumstance requires a fresh round of bidding. The RP also said that the committee of creditors (CoC) and eight out of Twelve PRAs have approved fresh bidding.

Last month, the National Company Law Tribunal (NCLT) lifted a stay on the CIRP of KSK Mahanadi as the CoC had voted in favour of KSK Mahanadi's bidding on a standalone basis rather than combining it with other two entities of KSK Mahanadi also undergoing CIRP.

The two entities were KSK Mahanadi Water and Raigarh Champa Rail. But Megha Engineering's counsel contended that the RP has failed to provide any reason for inviting fresh bidding, and the tribunal has granted no specific permission to go for another round of bidding.

**Source: The Economic Times**

**Read Full news:** <https://economictimes.indiatimes.com/industry/energy/power/ksk-mahanadi-to-nclt-change-of-circumstances-calls-for-fresh-bidding/articleshow/109894941.cms?from=mdr>

## ➤ **Setback for MSMEs: Calcutta's pre-packaged insolvency scheme hits roadblock**

A bankruptcy resolution exercise targeting micro, small and medium enterprises (MSMEs) has failed to take off.

Lenders rue the lack of interest in the pre-packaged insolvency resolution process, which was introduced through the Insolvency and Bankruptcy Code (Amendment) Act, 2021. They are, however, in favour of the proposed creditor-led resolution approach as an alternative to the corporate insolvency resolution process (CIRP).

Pre-packaged insolvency is aimed towards MSMEs and involves a hybrid resolution process under which in the pre-initiation stage, the corporate debtor and its creditors can explore and negotiate the best way to resolve stress and form a base resolution plan.

**Source: Telegraph India**

**Read Full news :** <https://www.telegraphindia.com/business/setback-for-msmes-calcuttas-pre-packaged-insolvency-scheme-hits-roadblock/cid/2017982>

## ➤ **Plane-less Go First's situation 'painful'; hopes for tailwind remain muted**

Last May, it all started with flight suspension for just three days and "an unfortunate decision" of voluntary insolvency resolution option taken to protect the airline's interests.

A year down the lane, the now plane-less Go First's fate remains uncertain and come June, there are revival expectations, though muted, when the extended deadline for the resolution process ends.

**Source: Business Standard**

**Read Full news :** [https://www.business-standard.com/companies/news/plane-less-go-first-s-situation-painful-hopes-for-tailwind-remain-muted-124050500131\\_1.html](https://www.business-standard.com/companies/news/plane-less-go-first-s-situation-painful-hopes-for-tailwind-remain-muted-124050500131_1.html)

