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➤ NCLT admits GVK Power & Infra with dues of Rs 18k cr to insolvency

The Hyderabad bench of the National Company Law Tribunal (NCLT) has initiated corporate insolvency proceedings against GVK Power & Infrastructure (GPIL) in response to a petition by ICICI Bank and joined by five other banks seeking recovery of about Rs 18,000 crore of dues from the company.

ICICI Bank had petitioned the court in November 2020 to pursue the recovery of its \$1.35 billion lent through its Dubai, Bahrain and Singapore branches along with 3 other lenders. Court documents show GPIL owes more than \$2.6 billion in loans and corporate guarantees issued by lenders, mainly from foreign branches.

Besides ICICI, the other creditors to the company, mentioned in the order, are Bank of Baroda (Ras Al Khaimah branch), Bank of India (London branch), Canara Bank (London branch), ICICI Bank (Bahrain, Dubai and OBU branches), Indian Overseas Bank (large corporate branch, India) and Axis Bank.

Source: The Economic Times

Read Full news: <https://economictimes.indiatimes.com/industry/energy/power/nclt-admits-gvk-power-infra-with-dues-of-rs-18k-cr-to-insolvency/articleshow/111791894.cms?from=mdr>

➤ Disobedience Of Interim Measures Due To Insolvency Proceedings Is Not Contempt: Delhi High Court

The Delhi High Court bench of Justice Mini Pushkarna has held that disobedience of interim measures granted under Section 9 of the Arbitration and Conciliation Act, 1996 due to insolvency proceedings does not warrant contempt charges. The bench held that if the disobedience results from circumstances beyond the contemnor's control, such as financial constraints or ongoing disputes that impact compliance, contempt charges are not justified.

The matter pertained to a Memorandum of Understanding (MOU) executed among all shareholders and directors of RBT Private Limited, where Sanjay Arora was to purchase the entire shareholding from the directors of the company (Petitioners) and take responsibility for running the company's affairs. Disputes arose when the Petitioners claimed that Respondent failed to fulfil his obligations under the MOU and used the company's premises for his other entities' commercial gains. Consequently, the Petitioners filed a petition under Section 9 of the Arbitration and Conciliation Act, 1996 and sought to restrain Respondent from disposing of or creating third-party interests in the company's assets.

Source: Live Law

Read Full news : <https://www.livelaw.in/arbitration-cases/delhi-high-court-disobedience-interim-measures-insolvency-proceedings-not-contempt-263675>

➤ **Byju's crisis: Edtech firm to appeal against insolvency proceedings**

Byju Raveendran-led education technology company Byju's will challenge insolvency proceedings initiated against it this week. Sources told news agency Reuters on Wednesday that an appeal will be filed in the companies law appeals tribunal this week. Settlement talks with the cricket board are ongoing, but Byju's aims to block the insolvency process.

The National Company Law Tribunal (NCLT) Karnataka ordered the proceedings on Tuesday after a complaint by the Board of Control for Cricket in India (BCCI) for not paying Rs 158 crore in dues.

A court-appointed professional is currently managing the company. NCLT, while admitting BCCI's plea said that it cannot be disputed that Byju's parent Think & Learn Private Limited had availed the services of the cricket board and defaulted on the payment. Meanwhile, the tribunal appointed an interim resolution professional, Pankaj Srivastava, to oversee the management of Byju's. The powers of the board will now rest on the resolution professional.

Source: Business Standard

Read Full news <https://www.businesstoday.in/latest/corporate/story/byjus-crisis-edtech-firm-to-appeal-against-insolvency-proceedings-437538-2024-07-17>

