<u>Admission of CIRP Applications on the basis of Form D (Record of Default) issued by NeSL- Information Utility</u>

NCLT, Hyderabad Bench -1, in the CIRP Application filed by Andhra Pradesh State Financial Corporation under Section 7 of IBC, 2016 (CP(IB) No. 153/7/HDB/2024) has admitted the application for initiation of Corporate Insolvency Resolution Process against the Corporate Debtor M/s YYY Industries Private Limited vide order dated 25.02.2026.

In the above-mentioned Order, the Hon'ble members of NCLT have placed reliance on the contents of the Records of Default issued by NeSL-IU in determining **debt, default & date of default** for admitting the application filed under Section 7 of IBC, 2016, read with Rule 4 of the Insolvency & Bankruptcy (Application to Adjudicating Authority) Rules, 2016, for initiating CIRP.

<u>The relevant extracts of the Orders of NCLT are as under:</u>

<u>Page 7 - Para 29:</u>
"In corroboration of the default, the Financial Creditor submitted the Record of Default (Form D) maintained by the National e-Governance Services Limited (NeSL), an Information Utility, dated 08.06.2024, which records that M/s YYY Industries Private Limited defaulted in respect of the financial debt bearing Unique Debt Identifier AABCA9106B_MB62262801, with the date of default being 13.05.2017."

<u>Page 8 - Para 33:</u>
"…The NeSL Record of Default further records the date of default as 13.05.2017, which falls squarely within the period during which interest was contractually due and payable. Therefore, even if the moratorium on principal repayment is accepted, the Corporate Debtor was in default of its interest obligations well before the expiry of any such moratorium."

<u>Page 12- Para 48 (a):</u>
*"(a) The Corporate Debtor – **M/s YYY Industries Private Limited** is **admitted** into the Corporate Insolvency Resolution Process under section 7 of the Insolvency and Bankruptcy Code, 2016."*