

**Admission of CIRP Applications on the basis of Form D (Record of Default) issued by NeSL-
Information Utility**

NCLT, Division Bench, Court-1, Ahmedabad, in the CIRP Application filed by Indian Bank under Section 7 of IBC, 2016 (C.P.(IB)/141(AHM)2025), has admitted the application for initiation of Corporate Insolvency Resolution Process against the Corporate Debtor M/s Dattar Ceramic Pvt Ltd, vide Order dated 09.06.2025.

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 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.

The relevant extracts of the Orders of NCLT are as under:

Page 5 - Para 11:

"....The default is further corroborated by the National e-Governance Services Limited (NeSL) certificate,... which records the default with the Information Utility."

Page 6 – Para 15:

"On perusal of the records, it is found that the Financial Creditor has fulfilled all requirements under Section 7 of the Code by establishing..... the occurrence of default, as corroborated by the NeSL certificate...."

Page 6 – Para 15

"Since the petition was filed on 20.02.2025, it is well within the extended limitation period. Furthermore, the NeSL certificate .. and the continuous cause of action due to non-payment reinforce the maintainability of the petition."

Page 8 – Para 21:

"Accordingly, in light of the above facts and circumstances, it is hereby ordered as under:-

- (i) The Respondent/Corporate Debtor – Dattar Ceramic Private Limited is admitted in the Corporate Insolvency Resolution Process (CIRP) under section 7 of the IBC, 2016."*