

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

NCLT, Bench - V, New Delhi, in the CIRP Application filed by M/s Inspired Consultancy Services Pvt. Ltd under Section 9 of IBC, 2016 (C.P(IB)/399(ND)2024), has admitted the application for initiation of Corporate Insolvency Resolution against the Corporate Debtor M/s MDG Consultants And Engineers Pvt. Ltd, vide Order dated 04.06.2025.

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 pre-existing disputes, if any, acknowledgment of debt, for admitting the application filed under Section 9 of IBC, 2016, read with Rule 6 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 6 - Para 14:

"Upon, perusal of the Annexure filed by the Applicant in the Application, we observed that the Operational Creditor has secured a certificate from the National E- Governance Services Limited (NeSL) wherein NeSL has also given sufficient opportunities to the Corporate Debtor to raise the objections (if any). However, the Corporate Debtor not raised any objection, and the certificate record of default was provided by the NeSL as deemed to be authenticated. Therefore, the plea of Pre-existing dispute raised by the Corporate Debtor is rejected, as there is no pre-existing dispute between the parties."

Page 8 – Para 15:

"...Furthermore, the aforementioned Certificate from NeSL evidences the acknowledgment of the debt."

Page 8 – Para 20:

"Having regard to the conspectus of facts of the present casethis Adjudicating Authority is of the considered view that the corporate debtor is in default of payment of the outstanding operational debt owed to the applicant and the mandatory requirements as prescribed under Section 9(5) of the Code, 2016 are satisfied. Therefore, the present company application (C.P. No. (IB)- 399/(ND)/2024) stands admitted and the CIRP is hereby initiated against M/s MDG Consultants and Engineers Private Limited."