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

NCLT, Chandigarh Bench, Court-II, in the CIRP Application filed by Punjab and Sind Bank under Section 7 of IBC, 2016 (CP(IB) No. 176/Chd/Pb)2024), has admitted the application for initiation of Corporate Insolvency Resolution against the Corporate Debtor M/s C Gems and Jewels Private Limited, vide Order dated 11.07.2025.

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 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.

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

Page 24 - Para 14:
"The copy of record of default by the Applicant bank with NeSL annexed with the Petition shows total default amount as Rs. 47,71,14,187/- and date of default as 31.03.2019 which is stated to be authenticated."

Page 27 - Para 20:
"Furthermore, as per the record of default as maintained by the Information Utility NeSL, it is concluded that there exists a debt worth more than Rs. 1 Crore by the Corporate Debtor towards the Financial Creditor and the said Corporate Debtor has defaulted in the repayment of the said debt. Therefore, another major essential ingredient of Section 7 i.e., "default" with respect to the debt stand substantiated."

Page 28 – Para 22 (a):
"Corporate Debtor – C Gems and Jewels Private Limited is admitted in the Corporate Insolvency Resolution Process under section 7 of the Insolvency & Bankruptcy Code, 2016."