

INSOLVENCY PROFESSIONALS–NEW ERA IN INSOLVENCY RESOLUTION PROCESS

Ravi Kumar Jasti

Associate Professor of Commerce, Osmania University, India

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ABSTRACT

Insolvency and Bankruptcy code 2016 is the code, which consolidated various legislations dealt with Insolvency and Bankruptcy in India and it provides for insolvency resolution process for corporates, individuals, Limited liability Partnerships and Partnership Firms. IBC 2016 was notified on 28th May 2016. At present scenario in the financial system, most of the corporates are having huge NPAs and most of the firms are not repaying their debts to the creditors because of loopholes in the existing laws enforced even though they have capability of paying. To avoid the delay in process of insolvency resolution Government of India enacted IBC 2016.

This paper is focused to study the Conceptual framework of Insolvency Professionals (IPs), Insolvency Professional Agencies (IPAs) and Information Utilities (IUs), to understand the trend of registered Insolvency Professionals, to understand the IPA and Gender wise registered Insolvency Professionals, and to analyze the details of information with Information Utility (NeSL). The period of the study is covered for three years i.e January 2017 to March 2019. IBC, 2016 was come into force from December 2016 and first case was filed under IBC on 17 January 2017. Data is available up to March 2019 only. Hence, select period is appropriate to analyse the events occurred between January 2017 to march 2019.

As on March 2019 there were 2456 IPs registered with IBBI after fulfilling requirements. Some of these members are already members of professional bodies like ICAI, ICSI, ICAI (ICMAI) and Bar council. Majority members are from ICAI, it is around 56 percent of total members. NeSL is the only institution registered as Information Utility organization with IBBI. As on March 2019, the worth of amount underlying debt is Rs. 4114988 crores submitted by Financial Creditors and Rs. 16224 crores worth of debt submitted by Operational Creditors.

KEYWORDS: *IBBI, Insolvency Professionals, Insolvency Professional Agencies, Information Utilities, Insolvency and Bankruptcy Code*