



## **NATIONAL CONCLAVE ON INSOLVENCY AND BANKRUPTCY LAWS [2025]**

*By the Students of LL.M.-I.B.L. (Batch of 2024-26), National Academy of Legal Studies and Research (NALSAR), Hyderabad & Indian Institute of Corporate Affairs (IICA), Delhi.*

**VENUE:** The National Academy of Legal Studies and Research (NALSAR), Justice City, Shamirpet, Hyderabad, Secunderabad, Telangana-500101.

**DATES:** 12<sup>th</sup> – 13<sup>th</sup> April, 2025 (Saturday – Sunday).

### **ABOUT THE CONCLAVE**

This Conclave is a pioneer student-driven initiative in the field of Insolvency and Bankruptcy Laws by the students of LL.M.-I.B.L. (Batch of 2024-26) from the National Academy of Legal Studies and Research (NALSAR), Hyderabad and Indian Institute of Corporate Affairs (IICA), Delhi. The idea of ‘National Conclave on Insolvency and Bankruptcy Laws’ is to invite scholarly insights from people of eminence to help the students and researchers navigate through the complexities of this ever-changing realm of law. Therefore, this Conclave seeks to provide a multi-disciplinary platform for students, legal professionals, industry stakeholders, academicians, and researchers to discuss and delve into practical challenges encountered in the field of Insolvency and Bankruptcy Laws and opportunities arising from the convergence of traditional and emerging sectors.

### **STRUCTURE OF THE EVENT**

This Conclave will consist of keynote addresses, paper presentations, and panel discussions. Each session will focus on specific aspects of the Insolvency and Bankruptcy Law. Participants will have the opportunity to engage with the speakers, share perspectives, and contribute to the constructive dialogue. It will be conducted in *Hybrid* mode.

### **CALL FOR PAPERS**

Papers are invited from students, legal professionals, industry stakeholders, academicians, and researchers from legal, financial, banking and other allied sectors to submit their original and unpublished works aligned with the theme of the Conclave. The participants with selected abstracts will have the opportunity to present a “Working Paper” at the Conclave, where they will be provided with tangible feedback from the adjudicatory panel for any improvisation, if need be. A few selected papers/submissions may be considered for publication.

### **THEMES**

Through this Conclave, students, legal professionals, industry stakeholders, academicians, and researchers from legal, financial, banking and other allied sectors, will convene to examine the following key themes:-



<p><b>1. FUNDAMENTALS OF INSOLVENCY AND BANKRUPTCY LAWS</b></p> <ul style="list-style-type: none"> <li>❖ Evolution of the Debt Recovery Laws in India.</li> <li>❖ Study of socio-political factors leading to insolvency and bankruptcy.</li> <li>❖ Study of behavioural change amongst the stakeholders of IBC.</li> <li>❖ How India's biggest scams has helped in shaping the IBC.</li> <li>❖ Balancing interests of stakeholders under the Indian Insolvency and Bankruptcy regime.</li> <li>❖ The impact of the Insolvency and Bankruptcy laws on entrepreneurship.</li> <li>❖ Advance forecasting of stress and preventing the Insolvency.</li> <li>❖ SARFAESI in transition: Finding a place in India's modern Insolvency regime.</li> <li>❖ The Dirty Dozen: RBI's crackdown on India's largest corporate defaulters.</li> <li>❖ BLRC's vision to establish a new Insolvency regime for India: How far has it been achieved?</li> <li>❖ Ease of entry and exit of MNCs in India.</li> <li>❖ Effectiveness of the CIRP vis-à-vis other options for recovery and restructuring</li> <li>❖ Non-obstante clause of the IBC and its conflict with Non-obstante clause under other similarly situated legislations.</li> <li>❖ Part-wise resolution of the Corporate Debtor.</li> <li>❖ Mediation as a measure for Insolvency Resolution.</li> <li>❖ Conflicts between the IBC and PMLA: which law shall prevail?</li> </ul>	<p><b>2. CORPORATE INSOLVENCY AND LIQUIDATION PROCESS</b></p> <ul style="list-style-type: none"> <li>❖ Commercial wisdom of committee of creditors under the IBC.</li> <li>❖ Moratorium under the IBC: A boon or a bane?</li> <li>❖ Reverse CIRP and its conflict with Section 29A of the IBC.</li> <li>❖ Clean Slate Theory/Freedom to exit in light of Section 32A of the IBC.</li> <li>❖ Withdrawals from CIRP.</li> <li>❖ MSME Insolvency or Pre-pack Insolvency.</li> <li>❖ Creditor-led resolution approach in Fast-track CIRP.</li> <li>❖ Sector-specific Insolvency (Real Estate, Steel, Energy, etc.).</li> <li>❖ Misuse of the CIRP: A practical analysis of the cases.</li> <li>❖ Empowering the Committee of Creditors to play a role in implementing the Resolution Plans.</li> <li>❖ Third-Party Funding/Interim Finance Providers to streamline the CIRP.</li> <li>❖ IBC from an ESG perspective.</li> <li>❖ Sale of Corporate Debtor as a going concern: Is it necessary under the current IBC framework?</li> <li>❖ Liquidation on failure of implementation of Resolution Plan: The Strange case of Jet Airways.</li> <li>❖ Classification of Government dues as Secured Creditor: A <i>Rainbow Papers</i> critique.</li> <li>❖ Valuation of claims.</li> <li>❖ Rights of stakeholders in case of Voluntary Liquidation.</li> <li>❖ Status of a Liquidator: A comparative analysis between multiple countries.</li> <li>❖ Interplay between the IBC and Income Tax Act during the liquidation proceedings.</li> </ul>
<p><b>3. PERSONAL INSOLVENCY</b></p> <ul style="list-style-type: none"> <li>❖ Provincial &amp; Presidency Towns Insolvency Act.</li> </ul>	<p><b>4. CROSS-BORDER INSOLVENCY</b></p> <ul style="list-style-type: none"> <li>❖ Harmonizing the underlying principles of the Insolvency law to establish a</li> </ul>



<ul style="list-style-type: none"> <li>❖ The Long Wait: Why Personal Insolvency provisions under the IBC are yet to take of?</li> <li>❖ Personal Guarantors under the IBC: Dilution of Subrogation?</li> <li>❖ Evolving liability of Personal Guarantor under the IBC.</li> <li>❖ Individual Insolvency: Issues of Data Protection and Personal Privacy.</li> <li>❖ Mediation as a route to Personal Insolvency.</li> </ul>	<p>comprehensive solution to the Cross-Border disputes.</p> <ul style="list-style-type: none"> <li>❖ UNCITRAL Model Law on Cross-Border Insolvency: Limitations and Challenges.</li> <li>❖ Enforcement of foreign arbitral awards in Cross-Border Insolvency.</li> <li>❖ Group Insolvency: Coordinated resolution for inter-connected entities.</li> <li>❖ Modified Universalism: way to Cross-Border Insolvency?</li> <li>❖ The Gibbs Principle and it's applicability in resolving Cross-Border Insolvency issues.</li> <li>❖ Cross-Border cooperation and protocols mechanism.</li> </ul>
<p><b>5. BANKS &amp; FINANCIAL INSTITUTION INSOLVENCY AND ROLE OF ARCs.</b></p> <ul style="list-style-type: none"> <li>❖ Issues and challenges in the resolution of Insolvent Banks and Financial Institutions.</li> <li>❖ Interbank Loan Defaults: What is the recourse?</li> <li>❖ Asset Reconstruction Companies as a Resolution Applicant.</li> <li>❖ Decline in acquisition of new NPAs by ARCs.</li> <li>❖ Book Value Insolvency of Indian Commercial Banks.</li> <li>❖ Application of Z-score Model in predicting the Bankruptcy.</li> </ul>	<p><b>6. CORPORATE GOVERNANCE</b></p> <ul style="list-style-type: none"> <li>❖ Antecedent or Avoidance Transactions under the Companies Act and the IBC: A comparative analysis.</li> <li>❖ PUFÉ Transactions: Efficacy of Forensic Audit.</li> <li>❖ Tax Avoidance: Interplay between the Companies Act and Taxation Laws.</li> <li>❖ Prosecution of defaulter-debtor under the IBC.</li> <li>❖ Willful Defaulters: Legal remedies available to creditors.</li> <li>❖ Stricter Compliances: A Resolution Professional's perspective.</li> </ul>

**Note:** *The topics mentioned hereinabove are indicative of the research areas and not exhaustive. The contributors may relate their papers to a broader theme and/or other related topics.*

### SUBMISSION GUIDELINES

<b>Eligibility</b>	The submissions are accepted from students, legal professionals, industry stakeholders, academicians, and researchers from legal, financial, banking and other allied sectors having interest in the subject.
<b>Word Limit</b>	For Abstract: 300 to 400 words with not more than 5 keywords. For Paper: 3000 to 5000 words, including footnotes.



<b>Author(s) Details</b>	Details about the author(s), including full name, name of the organisation/university/institution, and contact details, including mobile number and email ID, are to be mentioned in the Cover Letter of the Abstract and Full Paper.	
<b>Co-authorship</b>	Up to 2 authors are permitted.	
<b>Plagiarism</b>	Only original and non-plagiarized work will be accepted. The plagiarism limit shall be less than 10%.	
<b>Citation</b>	A uniform mode of citation, i.e. ILI, shall be followed throughout the paper/manuscript. For reference, the author(s) may resort to <a href="https://ili.ac.in/cstyle.pdf">https://ili.ac.in/cstyle.pdf</a>	
<b>Font Details</b>	<b>For Body:</b> Style - Times New Roman, Size - 12, Line Spacing - 1.5., Alignment - Justified.	<b>For Footnotes:</b> Style - Times New Roman, Size - 10, Line Spacing - 1, Alignment - Justified.
<b>Submission</b>	All submissions of 'Abstracts' are to be made via Google Form at <a href="https://forms.gle/MTpCd7YQJxS59jUk7">https://forms.gle/MTpCd7YQJxS59jUk7</a> in MS WORD Document, i.e. either in <i>.doc or .docx</i> format only, and the said document shall be named as 'AUTHOR_TITLE_NCIBL'.	

#### Other Important Points:

1. The author(s) shall bear the sole responsibility for the accuracy of facts, opinions and views stated in the manuscript.
2. The author(s) shall refrain from submitting the manuscript elsewhere during the pendency of the review process.
3. The name(s) of the author(s) or institution must not be mentioned anywhere in the body of the manuscript.

#### REVIEW AND EVALUATION

The review and evaluation of the received abstracts shall be conducted with great care and professionalism, and to maintain the same, an independent Review Committee will be set up to determine whether the subject matter is within the scope of the themes and to assess the quality of the manuscript.

#### COPYRIGHT

After the selection of paper/submission for publication, the author(s) will be required to submit a separate 'Copyright Declaration Form', the draft of which will be shared with the author(s) via email.



## REGISTRATION

### Registration Form:

After the selection of 'Abstract', the respective author(s) will receive a separate Google Form link to register for the presentation at the Conclave via email.

**Note:** *For Co-Authored Papers, the details of both the Authors shall be entered in a single form only.*

### Registration Fee:

The participants whose Abstracts are selected, shall register themselves for the Conclave by paying a fee as per the following fee structure.

Presenter	Amount (in Rs.)
Students/Researcher	1500/-
Academicians, Legal Professionals and Industry Stakeholders	3000/-

**Note:** *For Co-Authored Papers, each Author shall be charged separately at the same rate as the individual author.*

### Important Notes:

1. Registration fee is to be paid only after the selection of the Abstract, which shall be communicated to the participants via email.
2. Registration fee is inclusive of a Conclave kit, lunch and high tea for both the days of the Conclave.
3. Registration fee is non-refundable.
4. Registration fee is not inclusive of accommodation charges and shall be charged separately on the prior request of the participant.

## IMPORTANT DATES

Abstract Submission	12th March 2025, 11:59 P.M. IST
Intimation of Selected Abstracts	18th March 2025, 11:59 P.M. IST
Registration and Payment of Fee	22nd March 2025, 11:59 P.M. IST
Paper Submission	6th April 2025, 11:59 P.M. IST
Conclave	12th and 13th April 2025 ( <i>Hybrid</i> )



## AWARDS

The Conclave will have the following awards, which shall be announced and bestowed at the Conclave:-

1. Best Research Paper along with a cash prize.
2. Best Presenter along with a cash prize.
3. Top 5 Papers will be awarded with the Certificate of Merit.

## MEET THE ORGANISERS

CHIEF PATRON	CHAIRPERSON
Prof. (Dr.) Srikrishna Deva Rao, Vice Chancellor, NALSAR University of Law	Prof. (Dr.) N. Vasanthi, Registrar, NALSAR University of Law
<b>STEERING COMMITTEE</b>	
Dr. T. Raghavendra Rao, Associate Professor, NALSAR University of Law (Conclave Convener)	
Dr. Pyla N. Rao, Associate Professor, Indian Institute of Corporate Affairs (Conclave Co-convener)	
Dr. Poosarla Bayola Kiran, Assistant Professor, NALSAR University of Law (Faculty Member)	
<b>ORGANISING COMMITTEE</b>	
Students of LL.M.-I.B.L. (Batch of 2024-26)	

### **Contact Details:**

For any queries, reach out to us via:- Email ID: [ncbil@nalsar.ac.in](mailto:ncbil@nalsar.ac.in)

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