

IN THE NATIONAL COMPANY LAW TRIBUNAL
DIVISION BENCH, COURT – 1, AHMEDABAD

ITEM No.7- IA/880(AHM)2026
in
CP(IB) 625 of 2018

Proceedings under Section 7 IBC

IN THE MATTER OF:

UCO Bank

.....Applicant

V/s

K-Lifestyle & Industries Ltd

.....Respondent

Order delivered on: 09/06/2026

C O R A M:

MR. SHAMMI KHAN, HON'BLE MEMBER (J)

MR. SANJEEV SHARMA, HON'BLE MEMBER (T)

P R E S E N T:

For the Applicant : Mr. Atul Sharma, Adv. a. w. Mr. Ajit Kumar, RP

For the Respondent :

ORDER
(Hybrid Mode)

IA/880(AHM)2026

1. The present Application has been filed by the Resolution Professional under Sections 12 and 60(5)(c) of the Insolvency and Bankruptcy Code, 2016 read with Rule 11 of the National Company Law Tribunal Rules, 2016 seeking exclusion of 1,853 days from the CIRP period of the Corporate Debtor and consequential extension of CIRP with the following prayers: -

- a. Allow the present Application:*
- b. Exclude a period of 1853 days from the CIRP period of the Corporate Debtor on account of judicial proceedings, litigation, restraints and circumstances beyond the control of the Resolution Professional and Committee of Creditors;*
- c. Consequently extend and permit continuation of the Corporate Insolvency Resolution Process of the Corporate Debtor in accordance with Section 12 of the Insolvency and Bankruptcy Code, 2016 for the further period of 90 days;*
- d. Permit the Applicant Resolution Professional to continue the CIRP process and undertake all consequential steps including*

re-publication of Form G and invitation of fresh Expressions of Interest in accordance with law;

e. Pass such other and further order(s) as this Hon'ble Tribunal may deem fit and proper in the facts and circumstances of the present case.

2. It is submitted that the Corporate Debtor was admitted into CIRP vide order dated 05.02.2020 in CP(IB) No. 625 of 2018 and the Applicant was appointed as Interim Resolution Professional, who was subsequently confirmed as Resolution Professional.
3. The Applicant submits that during CIRP, proceedings concerning constitution of the Committee of Creditors and determination of voting rights of certain creditors remained pending before this Adjudicating Authority and the Hon'ble NCLAT. It is submitted that vide order dated 02.03.2021 passed in IA No. 69 of 2021, the Resolution Professional and Committee of Creditors were directed not to proceed further with CIRP. Subsequently, the order dated 15.04.2021 passed in IA No. 69 of 2021 was challenged before the Hon'ble NCLAT in Company Appeal (AT) (Ins.) No. 404 of 2021 and vide interim order dated 14.06.2021, CIRP proceedings were stayed. The appeal came to be disposed of on 04.10.2023 and the matter was remanded for fresh adjudication.
4. It is further submitted that vide order dated 14.06.2021 passed in IA No. 375 of 2021, the Resolution Professional and Committee of Creditors were restrained from proceeding with voting on the liquidation agenda of the Corporate Debtor and the said restraint continued till disposal of IA No. 375 of 2021 on 07.04.2026.
5. The Applicant has further submitted that CIRP activities were also affected due to COVID-19 related restrictions. It is stated that owing to the aforesaid proceedings and circumstances beyond the control of the Resolution Professional and the Committee of Creditors, substantial period of CIRP could not be effectively utilized.
6. It is submitted that in the 8th meeting of the Committee of Creditors held on 30.04.2026, the Committee of Creditors resolved to authorize the Resolution Professional to seek exclusion of the period consumed in litigation and judicial

proceedings from the CIRP timeline. The said resolution was approved through e-voting concluded on 12.05.2026 with 75.65% voting share.

7. Heard learned Counsel appearing for the Applicant and perused the material available on record.
8. It is observed that CIRP remained affected due to judicial proceedings and orders passed by this Adjudicating Authority and the Hon'ble NCLAT. The period during which CIRP could not progress on account of such proceedings and circumstances beyond the control of the Resolution Professional deserves to be excluded from the CIRP period.
9. Hence, the period of **1,853 days** as prayed for in the Application is excluded from the CIRP period of the Corporate Debtor.
10. The Resolution Professional shall proceed further with the CIRP in accordance with the provisions of the Insolvency and Bankruptcy Code, 2016 and the regulations framed thereunder.
11. Accordingly, **IA No. 880 of 2026** stands allowed and disposed of. No order as to costs.

sd/-

SANJEEV SHARMA
MEMBER (TECHNICAL)

SD /-

SHAMMI KHAN
MEMBER (JUDICIAL)