

- d. *For such further and other reliefs as this Hon'ble Tribunal may deem fit and proper in the facts and circumstances of the present case.*
3. The Applicant Liquidator is seeking closure of the liquidation process of the Corporate Debtor consequent to sale as a going concern.
 4. The Corporate Debtor was admitted into CIRP vide order dated 22.12.2023 passed by the NCLT, Mumbai Bench in CP No. 445 of 2020 and subsequently, liquidation was ordered on 27.01.2025 under Section 33 of the Insolvency and Bankruptcy Code, 2016. Mr. Asish Narayan was appointed as the Liquidator.
 5. It is stated that, during the liquidation process, the Liquidator constituted the Stakeholders' Consultation Committee (SCC), obtained fresh valuation reports, and undertook multiple rounds of e-auctions. After two unsuccessful auctions, the third e-auction conducted on 17.09.2025 resulted in successful sale of the Corporate Debtor as a going concern in favour of M/s Aarti Sponge and Power Limited for a consideration of Rs. 6,37,42,527.50/. The successful bidder thereafter paid the entire consideration along with delayed payment interest aggregating to Rs. 6,47,99,657.50/-, pursuant to which a Sale Certificate came to be issued on 17.12.2025.
 6. It is further stated that the sale proceeds realized during liquidation have been distributed amongst stakeholders in accordance with the waterfall mechanism, prescribed under Section 53 of the Insolvency and Bankruptcy Code, 2016. The Liquidator has also completed the compliances, preparation of the Final Report, Compliance Certificate in Form H, audited accounts, receipt and payment account, and other statutory compliances.
 7. It is also stated that no Application is pending in the liquidation process.

8. In the Second Meeting of the Stakeholders' Consultation Committee (SCC) held on 27.03.2025, the Applicant apprised the SCC that the State Bank of India requested the Applicant to invite quotes for conducting valuation of the property / Land again, as SBI raised concerns on valuation reports of the land situated at Wada, Maharashtra done during CIRP period.
9. In compliance with Regulation 35 of the IBBI (Liquidation Process) Regulations, 2016, the Liquidator appointed Mr. Raseek Bhagat, M/s. R. K. Patel & Co., CA Pinky Kataruka and Mr. Yatin Kumar Shah as Registered Valuers for conducting valuation of the assets of the Corporate Debtor. The said valuers thereafter submitted their respective valuation reports and, upon consideration of the same, the average liquidation value of the Corporate Debtor was determined at Rs. 7,02,69,475/-. A brief summary of the valuation is reproduced hereinbelow for ready reference:

Sr No	Particulars	Fair Value	Liquidation Value
1	For Land and Building		
	Mr. R. K. PATEL	869,40,000	65,20,5000
	Mr. Raseek Bhagat	890,00,000	670,00,000
	<u>Average (A)</u>	87,970,000	6,61,02,500
2	<u>For Plant and Machinery</u>	NA	NA
3	<u>Securities and Financial Assets</u>		
	CA PINKY KATARUKA	57,78,600	43,33,950
	Yatin Kumar Shah	50,00,000	40,00,000
	<u>Average (C)</u>	53,89,300	41,66,975
	<u>Average Total (A+B+C)</u>	933,59,300	70,269,475

10. In the Fourth Meeting of the Stakeholders' Consultation Committee (SCC) held on 02.05.2025 the SCC decided to sell the Corporate Debtor as a going concern (including all its assets and liabilities but excluding Cash and bank Balance and the recovery out of Section 66 applications of avoidance transactions pending before the NCLT) as per Regulation 32(e) of IBBI (Liquidation Process) Regulations, 2016 at Reserve Price of Rs. 7,02,69,475/-, Earnest money Deposit as Rs. 70,26,947/- and Bid Incremental Value as Rs. 1,00,000/-
11. In the Fifth Meeting of the Stakeholders' Consultation Committee (SCC) was held on 01.07.2025, the Applicant informed C that although 9- 10 preliminary enquiries were received, no eligibility documents were submitted by any prospective bidder on the Banknet portal and consequently, the first auction held on 27th June 2025 of the Corporate Debtor was unsuccessful. Accordingly, it was decided to conduct a re-auction. The SCC, however, decided not to reduce the reserve price. The Applicant further informed the SCC that certain prospective buyers had approached the Liquidator for sale of the assets of the Corporate Debtor in parcels/blocks under Regulation 32(d) of the IBBI (Liquidation Process) Regulations, 2016.
12. In the Sixth Meeting of the Stakeholders' Consultation Committee held on 21.08.2025, the Applicant apprised the members that the 2nd round of auction conducted on 14.08.2025, pursuant to the E-Auction Notice published on 10.07.2025, was unsuccessful as no prospective bidder had submitted the Earnest Money Deposit (EMD). Accordingly, during the said meeting, the SCC deliberated upon and approved the publication of the Auction Notice for the Third E-Auction, which was published on 27.08.2025 for sale of the assets of the Corporate Debtor under the two blocks.

13. Further, a Corrigendum to the Third E-Auction Sale Notice was published on 29.08.2025 revising the dates for submission of bidding documents and site visit. The Third E-Auction was scheduled to be conducted on 17.09.2025. Pursuant thereto, a prospective bidder namely, Aarti Sponge and Power Limited, deposited an amount of Rs. 63,24,000/- towards Earnest Money Deposit (EMD) for participation in the sale of the Corporate Debtor as a going concern in accordance with Regulation 32(e) of the IBBI (Liquidation Process) Regulations, 2016.
14. On 17.09.2025, the Third E-Auction was conducted successfully wherein Aarti Sponge and Power Limited emerged as the highest bidder by offering a bid amount of Rs. 6,37,42,527.50/- for purchase of the Corporate Debtor as a going concern. Accordingly, the Applicant issued a Letter of Intent dated 03.10.2025 in favour of the successful bidder, namely Aarti Sponge and Power Limited.
15. In the Eighth Meeting of the Stakeholders' Consultation Committee (SCC) held on 17.10.2025, wherein the Applicant apprised the members that the successful bidder had deposited the entire sale consideration, along with interest on delayed payment, by 12.12.2025.
16. Upon receipt of the entire sale consideration amounting to Rs. 6,37,42,527.50/-, along with an amount of Rs. 10,57,130/- towards interest calculated at the rate of 12% per annum on delayed payment for a period of 56 days, aggregating to Rs. 6,47,99,657.50/-, the Sale Certificate came to be duly issued in favour of the highest and successful bidder, namely Aarti Sponge and Power Limited, in accordance with the applicable provisions of law.
17. The amount of Rs. 6,37,42,527.50/-, along with interest amounting to Rs. 10,57,130/-, aggregating to Rs. 6,47,99,657.50/-, realized through the sale process, has been distributed amongst the stakeholders in accordance with

the waterfall mechanism prescribed under Section 53 of the Insolvency and Bankruptcy Code, 2016.

18. Having considered the submissions, it is noted that the nothing remains in the liquidation process, accordingly, we consider it appropriate to order closure of liquidation process. The Liquidator is discharged from his duties and responsibilities as the Liquidator of the Corporate Debtor. **The Liquidator shall stand discharged from its responsibilities, subject to procedural compliances. The Liquidator shall handover all the books and files of the Corporate Debtor, after retaining copies of the same for future requirement, if any.**
19. The Petitioner is further directed to serve a copy of this order upon the jurisdictional Registrar of Companies, with which the company is registered, within Seven days of receipt of this order. The Registrar shall take necessary action upon receipt of a copy of this order.
20. **The Liquidator shall preserve physical or electronic copy of the Reports, Registers, and Books of Account referred to in Regulations 45A of the IBBI (Liquidation Process) Regulations, 2016 for at least eight years after the dissolution of the Corporate Debtor, either with himself or with an information utility.**
21. With the aforesaid observations and directions, the Interlocutory Application bearing **IA No. 2308 of 2026**, is disposed of as Allowed. **Needless to say, in view of closure of Liquidation Process, the moratorium imposed under Section 33(5) of the Insolvency and Bankruptcy Code, 2016 shall cease to operate henceforth.**
22. The Company Petition bearing **CP (IB) No. 445 of 2020**, shall remain alive so as to dispose of the pending Applications, which has been assigned as Not Readily Realizable Assets. Needless to say, the Successful Buyer who stepped into the shoes of the Corporate Debtor herein is

directed to pursue the Remaining Pending Applications further and shall make efforts to dispose of the same.

23. There will, however, be no order as to costs. Ordered Accordingly.

Sd/-
PRABHAT KUMAR
MEMBER (TECHNICAL)

Shubham Bide

Sd/-
SUSHIL MAHADEORAO KOCHEY
MEMBER (JUDICIAL)