

CIRCULAR

No. IBBI/II/39/2021

2nd February, 2021

To
All Registered Insolvency Professionals
All Recognised Insolvency Professional Entities
All Registered Insolvency Professional Agencies
(By mail to registered email addresses and on website of the IBBI)

Dear Madam / Sir,

Sub: Providing copy of application to the Board, as mandated under Rule 9 of the Insolvency and Bankruptcy (Application to Adjudicating Authority for Insolvency Resolution Process for Personal Guarantors to Corporate Debtors) Rules, 2019.

Rule 9 of the Insolvency and Bankruptcy (Application to Adjudicating Authority for Insolvency Resolution Process for Personal Guarantors to Corporate Debtors) Rules, 2019 mandates an applicant to provide a copy of the application filed under sub-section (1) of section 94 or sub-section (1) of section 95 of the Insolvency and Bankruptcy Code, 2016 (Code) for initiation for insolvency resolution process of a personal guarantor to a corporate debtor, inter alia, to the Board for its record.

2. For convenience of applicants, the Board has made available a facility on its website at <https://ibbi.gov.in/intimation-applications/iaaa-personal-one> for providing a copy of the application online to the Board. The format for submission is at **Annexure A**. A step-by-step guide for submission of the application is at **Annexure B**. On submission of the application online, the applicant shall get an acknowledgement. The applicants are encouraged to avail of this facility.

3. This is issued in exercise of the powers under clause (k) of sub-section (1) of section 196 of the Code.

Yours faithfully,

-Sd-

(Sushanta Kumar Das)
Deputy General Manager
Email: das.sushanta@ibbi.gov.in

Encl.: Annexure A & B

Copy to: Registrars of all Benches of the National Company Law Tribunal and Debt Recovery Tribunal.

Format for Providing a Copy of Application for Initiation of Insolvency Resolution Process of Personal Guarantors

Details of Application	
Application by	Guarantor / Creditor(s) (Radio Button)
Application under	Section 94 / Section 95 (Radio Button)
Application to be filed at	NCLT / DRT (Radio Button)
<i>If NCLT</i>	<i>List of NCLT Benches.....by dropdown</i>
<i>If DRT</i>	<i>List of DRT Benches.....by dropdown</i>
Application filed on	

IF RADIO BUTTON 94 IS SELECTED	
Details of Applicant	
Name	
DIN / PAN / AADHAAR	
Mobile No.	
E-mail	
Residential Address	
Address for Correspondence	
Details of the Creditor, who has invoked the Personal Guarantee	
Name of the Creditor	
Individual/Body Corporate	Individual / Body Corporate [Radio Button]
If Individual	DIN / PAN / AADHAAR
If Body Corporate	CIN / LLPIN
Mobile Number of the Creditor	
E-mail	
Residential / Registered Address	
Address for Correspondence	
Amount of Default for which the Guarantee has been invoked	₹
Total Number of Creditors	
Total Amount of Debt	₹

IF RADIO BUTTON 95 IS SELECTED	
Details of Applicant / First Applicant	
Name	
Individual/Body Corporate	Individual / Body Corporate [Radio Button]
If Individual	DIN / PAN / AADHAAR
If Body Corporate	CIN / LLPIN
Mobile Number	
E-mail	
Residential / Registered Address	
Address for Correspondence	
Date of Demand Notice	
Amount of Default for which the Guarantee has been invoked	₹
Number of Applicants, other than the First Applicant (If submitted by more than one applicant)	
Total Amount of Debt, if known	₹

Details of Personal Guarantor against whom IRP is to be initiated	
Name	
DIN / PAN / AADHAAR	
Mobile No.	
E-mail	
Residential Address	
Address for Correspondence	

Details of Corporate Debtor to whom the guarantor has extended personal guarantee	
Name	
CIN / LLPIN	
Registered Address	
Whether CIRP has been initiated against the Corporate Debtor	Yes / No [Radio Button]
Stage of the CIRP	1. Application for CIRP filed 2. CIRP going on 3. Resolution Plan Approved 4. Liquidation going on 5. Corporate Debtor Dissolved
Date of Commencement of CIRP	
Date of Commencement of Liquidation	

Details of Resolution Professional	
Name of IP	
PAN	
Mobile No.	
E-mail	
IBBI Registration No.	
Address for Correspondence	
Whether application is filed through the RP	Yes / No
Whether name of the RP is proposed in the application	Yes / No
Date of Consent to act as RP	

Details of Authorised Representative who is filing the application

Name	
DIN / PAN / AADHAAR	
Mobile No.	
E-mail	
Residential Address	
Address for Correspondence	

Document Upload	
Copy of Application	Upload the pdf file only
Date:	Place:

Submit with OTP

Step-by-step guide to fill the format

1. Scan the copy of the application with all Annexures in a **.pdf** format. If required, please compress the pdf size up to 20 MB.
2. Click on link: <https://ibbi.gov.in/intimation-applications/iaaa-personal-one>
3. Fill the information, as prompted.
4. Once the information is filled, kindly double-check all the details filled in the Form.
5. Attach the copy of the application in pdf in the option provided below.
6. Thereafter, click the submit button and an “**ACKNOWLEDGMENT ID**” will be generated.
7. This “**ACKNOWLEDGMENT ID**” shall also be used for all references with the Board.