

A Bird's Eye View of Insolvency and Bankruptcy Code, 2016

ORIGIN OF IBC

Year	Committee	Outcome
1964	24th Law Commission	Amendments to the Provincial Insolvency Act, 1920
1981	Tiwari Committee	SICA, 1985
1991	Narasimham Committee I	RDDBFI Act, 1993
1993	Goswami Committee	Substantial reforms in terms of freedom of entry
1998	Narasimham Committee II	SARFAESI Act, 2002
1999	Justice Eradi Committee	Proposed repeal of SICA
2001	L. N. Mitra Committee	Proposed a comprehensive bankruptcy code.
2008	Raghuram Rajan Committee	Proposed improvements to credit infrastructure
2015	Bankruptcy Law Reforms Committee	IBC, 2016

DIFFERENCES BETWEEN OLD REGIME AND NEW REGIME

PRE - IBC	POST - IBC
Recovery	Resolution and Liquidation
Multiple Laws	Comprehensive Code
Reactive	Pro-active
Net worth	Default
Equity in Control	Creditor in Control
Debtor in Possession	Creditor in Control
Not Strict Timeline	Time Bound
Adversarial	Non-adversarial
Individual Interest	Balancing Interest
Crown Dues Highest Priority	Crown Dues Least Priority