



You are cordially invited to the
Public Lecture
on
Corporate Insolvency Law
by



Mr. Pratik Datta
Public Policy Researcher

India experienced a major structural change with the introduction of the Insolvency and Bankruptcy Code. It is reshaping traditional corporate behaviour in banking and Finance sector. This has opened up completely new areas of lawyering, both in transactional as well as litigation practice. However, since India did not have any comprehensive modern statute on corporate insolvency before Insolvency and Bankruptcy Code, there is an acute lack of established legal expertise in restructuring and insolvency practice. In this backdrop, this talk aims to introduce law students interested in commercial law to the law and economics of insolvency and restructuring.

The objective of this talk is twofold. First, it aims to provide students with a holistic theoretical framework to understand the economic purpose of insolvency law and its various tools. This will primarily draw upon the law and economics literature that has developed in the context of the developments in the corporate insolvency regime in US and UK since 1970s. Critical features of insolvency law like moratorium, rescue finance, cram down, DIP regime etc will be discussed. Second, the talk aims to introduce students to new concepts introduced by Insolvency and Bankruptcy Code. These would include the new provisions on wrongful and

fraudulent trading, undervalue transactions, preferential transactions, transactions defrauding creditors, extortionate transactions etc. The talk would also touch upon some related issues (like pre-packs, phoenixing etc) in insolvency laws from UK and US and contrast the same with Insolvency and Bankruptcy Code. Overall, it is expected that students participating in the talk will gain a basic theoretical overview of insolvency law so that they can better appreciate contemporary policy debates around Insolvency and Bankruptcy Code.

About the Speaker

Pratik is a public policy researcher based out of Delhi. He completed B.A., LL.B. (Hons) from the West Bengal National University of Juridical Sciences in 2010. After serving as a Law Clerk to a sitting judge of the Supreme Court of India, Pratik became one of the first lawyers to join an economic policy Think tank of the Indian Finance Ministry. Over the last six years, he has worked closely with the Indian government and several expert committees in giving legal shape to the most momentous financial reforms in India. These include drafting the Insolvency and Bankruptcy Code, 2016; setting up the Monetary Policy Committee; and merger of the Indian commodities and securities regulators. Pratik recently completed the MSc in Law and Finance (MLF) from University of Oxford.

Tuesday, 14 August 2018, 3:00 pm – 5:00 pm
Venue: T-1, 220 Seater, Auditorium
O.P. Jindal Global University
Sonipat Narela Road, Sonipat-131001, Haryana (NCR of Delhi)