



SUBHASH C AGRAWAL

**FCMA, FCS, IP, LL.B., FICA
INSOLVENCY PROFESSIONAL
SUBHASH AGRAWAL & CO.
Practicing Cost Accountants**

- Insolvency Professional, Fellow member of Institute of Cost Accountants of India, Institute of Company Secretaries of India, Indian Council of Arbitration, Law Graduate from Delhi University.
- Experience of more than 35 years serving private sector as well as public sector in industries like Cement, Pre-Engineered Building, Cement Sheets, Biochemical, Fertilisers, Textiles, etc.
- FIRST RANK holder in examination of Institute of Cost Accountants of India.
- Chairman of Institute of Cost Accountants of India (North India) during 2002-03.
- Board level positions held as Director (Finance) of Cement Corporation of India Ltd. and Chairman & Managing Director of Triveni Structural Ltd. during 2012 to 2015.
- Chairman of Screening Committee of National Award for Excellence in Cost Management for three consecutive years from 2012 to 2014.
- Worked as General Manager–Internal Audit/ Finance in Everest Industries Ltd., General Manager-Finance & Company Secretary in Kothari Fermentation & Biochem Ltd, and Internal Auditor of IFFCO Ltd. during 1987 to 2012.
- Successfully accomplished assignments like CIRP, rehabilitation of sick companies, installation of robust Internal Control system and Cost Management system, conducting Internal Audit, Forensic Audit, Risk Analysis & Mitigation, Cost Audit, Finance & Taxation, Arbitration and Corporate Matters.
- Speaker in various professional seminars and conferences on relevant topics of Insolvency laws, Internal Audit, Forensic Audit, Cost Management, Corporate Governance, Arbitration, VAT & Service Tax.

Areas of Expertise

- Insolvency Resolution
- Arbitration & Mediation
- Diagnostic Study and Rehabilitation of Sick Companies
- Internal Audit and Developing Internal Control Systems
- Risk Analysis and Mitigation
- Introduction of Cost Management System & Cost Reduction
- Legal and Secretarial Due Diligence
- Financial Management & Reporting
- Corporate Planning, Strategy & Fund Raising
- System Implementation in SAP environment

(I) Insolvency Resolution

- Handled insolvency resolution cases as Interim Resolution Professional and Resolution Professional
- Liquidation and Voluntary Liquidation of companies

Services under IBC 2016

- **Services before initiation under IBC 2016**
 - Implications to Corporate Debtor
 - Implications to Financial Creditor
 - Implications to Operational Creditor
 - Suggest best course of action
 - Facilitate negotiation and resolution between stakeholders
- **Services on initiation of Insolvency Resolution Process**
 - Submit proof of claim before IRP/RP
 - Defend claim before IRP/RP
 - Comply the process and represent the creditors, leading upto settlement of claim
 - Represent on behalf of financial creditor at the committee of creditors
 - Represent on behalf of Corporate Debtor at the committee of creditors
 - Preparation of Resolution Plan
 - Submission of Resolution Plan to RP
 - Legal opinion and Advise
- **Services as Interim Resolution Professional (IRP)**
 - Management of the affairs of the corporate debtors as going concern:
 - Communication with the Directors of the Debtors
 - Communicate to the management team about the IRP process, its duties and obligation
 - Public announcement for filing of claims and scrutiny
 - Constitute Committee of Creditors (COC) and call first meeting
 - Interim report to the NCLT and actions on its directions
- **Services as a Resolution professional (RP)**
 - Appointment of Valuers
 - Provide information memorandum and report to the Committee of Creditors (COC)
 - Coordinate with different stake holders for Going Concern of the entity
 - Preparation and issue of EOI, RFRP and Evaluation Matrix for inviting Resolution Plan from prospective Resolution Applicants
 - Evaluation of resolution plans as per approved matrix
 - Assisting COC for discussions and approval of resolution plan
 - Submit the decision of the COC before the Adjudication Authority and seek directions
 - Seek information, maintain record and comply procedures as laid down under IBC 2016

- **Services as a Liquidator/ Voluntary Liquidator**
 - (a) Verify claims of all the creditors;
 - (b) to take into his control/custody all the assets, property, effects and actionable claims of the corporate debtor;
 - (c) to evaluate the assets and property of the corporate debtor and prepare a report;
 - (d) to take measures to protect and preserve the assets and properties of Corporate Debtor;
 - (e) to carry on the business of the corporate debtor for its beneficial liquidation
 - (f) to sell the immovable and movable property and actionable claims of the corporate debtor in liquidation by public auction or private contract;
 - (g) to invite and settle claims of creditors and claimants
 - (h) to institute or defend any suit, prosecution or other legal proceedings, civil or criminal, in the name and on behalf of the corporate debtor;

(II) Management Consultancy and Statutory Requirements

Corporate Planning & Strategy

- Preparing Annual Operating Plans
- Product Planning, Pricing & Strategy
- Implementing effective systems for maintaining control & Financial discipline including SAP
- Diagnostic Study of Sick Companies
- Rehabilitation Scheme for Sick Companies,

Internal Control, Internal Audit & Forensic Audit

- Ensuring compliance of organizational policies, directives & procedures
- Statutory Due Diligence
- Detection & Prevention of fraud
- Prevention of Wastages
- Technical Audit

Cost Management & Cost Reduction

- Implementing effective Cost Management System
- Cost Control and ultimate Reduction of cost
- Cost Audit

Risk analysis and Mitigation

- Assessment of Financial, Statutory and Business Risks
- Analysis by Risk Matrix
- Risk Mitigation Reporting

Financial Reporting

- Financial Reporting, Month & Year Closing Adjustments & Reconciliations
- Interface with Direct and Indirect Tax authorities for timely tax assessments, exemption related benefits, etc.
- Statutory Due Diligence viz Direct & Indirect Taxes
- Handling Statutory & Internal Auditors
- Chart of Accounts & MIS Reports

Treasury Management

- Bank & Govt Liaison & Fund Raising through Working Capital Credit, Cash Credit & Term Loans
- Capex Planning & Execution.
- Debt Collection and dealing with Banks for settlement of NPA.

Supply Chain Management

- Procurement, Shipping & Logistics (Domestic & Export).
- Managed inventory and Warehouses at multiple locations.

Secretarial & Legal Management

- Corporate governance and management of secretarial Due Diligence
- Management of IPO of the company.
- Due diligence of Legal documents.
- Domestic and international arbitration proceedings.

Startups

- Experience of handling all functions during start up stage.

Industry Sectors

- Cement
- Cement Sheets & other Products
- Pre-Engineered Steel Buildings
- Fertilisers
- Biochemical
- Advisory & Consulting
- Textiles

Corporate Experience across multiproduct and multi-locational Manufacturing & Service

Organisations:

- Cement Corporation of India Ltd., New Delhi, as Director – Finance
- Triveni Structural Ltd., Naini, Allahabad, as Chairman & Managing Director
- Everest Industries Ltd., New Delhi, A listed company as General Manager- Internal Audit/Fin.
- Kothari Fermentation & Biotech Ltd., New Delhi, A listed company as General Manager(Fin.) & Company Secretary
- IFFCO Ltd., New Delhi, Internal Audit
- M/s R.J.Goel & Co. New Delhi (Practicing Cost Accountants)

Education / Certifications

- **Insolvency Resolution Professional registered with IBBI (Regn. No. IBBI/IPA-003/IP-N00059/2017-18/10499)**
- **Fellow of the Institute of Cost Accountants of India (1985)**
- **Fellow of the Institute of Company Secretaries of India (1991)**
- **Bachelor of Law (LL.B.) from Delhi University (2002)**
- **Fellow of Indian Council of Arbitration (2001)**
- **B. Com (Hons) from Delhi University (1980)**

Contact Details: Address : 208-C, Pocket-1, Mayur Vihar Phase-1, Delhi-110091, INDIA

Mobile : 9717494767, **E-mail:** CMACS.SA@gmail.com