

# ADV. EBENEZER INBARAJ

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## 1. PROFILE SUMMARY - Lawyer with 2 decades of in-depth legal experience

### I ADVOCATE AND INSOLVENCY PROFESSIONAL

ADVOCATE:

Duration: October 2017 to present:

- Regularly appearing before NCLT and NCLAT for the companies, resolution professionals.
- Drafted resolution plans for the resolution applicants for take-over of companies undergoing Corporate Insolvency Resolution process.
- Acted as process advisor to the resolution professionals in taking control and custody of the companies, managing the companies, conducting CIRP process such as preparing information memorandum, RFRP, evaluation matrix. Etc.
- Drafted scheme or compromise as per section 230 of the Companies Act, 2013 for eligible clients.

INSOLVENCY RESOLUTION PROFESSIONAL:

- Acting as Liquidator for 3 companies
- Acted as Interim Resolution Professional (“IRP”)/Resolution Professional (“RP”) for 7 companies including two large manufacturing companies.
- Managed 3rd largest windmill manufacturing company in the capacity of resolution professional (a virtual CEO) for more than 2 years, having 640 employees and resolved debt situation through takeover by a resolution applicant.
- Details of assignments undertaken viewed at:  
[https://ibbi.gov.in/insolvency-professional/details?fieldid=mji3nq%3d%3d&type=assignment\\_details](https://ibbi.gov.in/insolvency-professional/details?fieldid=mji3nq%3d%3d&type=assignment_details)

### II. LAW OFFICER, CENTRAL BANK OF INDIA (PSU)

Duration: July 2012 to October 2017

- Drafted and vetted all security documents such as Agreement of Hypothecation, Term Loan Agreements, bank guarantee documents, etc.
- Verification of Title Deeds and conducted legal audits for large corporate borrowal accounts.
- Conducted due diligence of borrowing companies both Private and Public Limited companies in Registrar of Companies.
- Liaised and managed panel advocates and standing counsels in protecting interest of the bank in various civil and criminal cases pending at various stages.
- Closely followed up of suits filed before DRT and appeared before Recovery Officer and Debt Recovery Tribunals in execution of Recovery Certificate till recovery.

- Successfully conducted several SARFAESI auctions strictly following SARFAESI procedures including filing of application for physical possession to obtain order from CMM/DM and taking actual possession after obtaining orders from CMM/DM.
- Followed up with official Liquidator for Recovery where the borrower's company in Liquidation and as and when required filed Company application through panel advocates.
- Managed recovery agents and panel advocates by assigning specific tasks to recover dues in NPA accounts and other incidental matters.
- Conducted due diligence on NPA accounts for chances of recovery including verification of Title.
- Provided both written and oral opinions on various issues to the management including updating them on latest judgements affecting banks.
- Conducted due diligence and detected fraud in borrowal accounts, conducted internal investigations in suspicious fraud accounts and submitted reports to higher authorities and before CBI, enforcement directorate on behalf of bank.
- Conducted training programs for executives and other officers in legal and recovery matters as well as on SARFAESI actions.

### **III. PRACTICING ADVOCATE**

Duration: October 2003 to July 2012

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| <b><u>Litigation:</u></b> | <ul style="list-style-type: none"> <li>■ Conducted Criminal &amp; Civil Trials before the Judicial Magistrates (JM), District Munsiff, Sub-Judge and Court of Sessions.</li> <li>■ Assisted prosecution before Sessions and JM Courts.</li> <li>■ Appeared before National Company Law Tribunals, Appellate Tribunals, Debt Recovery Tribunals &amp; National &amp; State Consumer Disputes Redressal Forums.</li> <li>■ Conducted and assisted Criminal Appeals, Writs and Revisions before the High Court of Madras and its bench at Madurai.</li> <li>■ Assisted in drafting and hearings of SLPs before the Supreme Court of India.</li> <li>■ Has experience in title search and providing legal opinions.</li> <li>■ Has experience in drafting various agreements, POA, Sale deed, Will, Release Deed, Trust Deed etc.,</li> <li>■ Assisted in Incorporation of Private Limited Companies and represented before ROCs.</li> </ul> |
| <b><u>Trademarks</u></b>  | <ul style="list-style-type: none"> <li>■ Filed Trade Mark registration applications and represented before Registrar of Trade Marks.</li> </ul>  |
| <b><u>Real Estate</u></b> | <ul style="list-style-type: none"> <li>■ Worked as junior under Pala Ramasamy at Madurai and Senior Counsel Gopalakrishna Rajulu at Chennai.</li> <li>■ As retainer for SPAAK, a real estate and construction company from July 2009 to July 2012 verified Title Deeds for about 200 acres for their</li> </ul>  |

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| <u>Law firm</u> | <p>client, M/s Motherson Auto Solutions to establish Industrial Park at Singadivakkam.</p> <ul style="list-style-type: none"> <li>▪ Worked with International Justice Mission as Retainer to assist the prosecution of criminal trial in trafficking/bonded labour cases December 2003 to July 2008.</li> <li>▪ Worked with India Law Offices Law firm as Associate</li> </ul> |
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## 2. PROFESSIONAL MEMBERSHIPS

- Member of the Bar Council of Tamil Nadu since October of 2003.
- Member of the Madras High Court Bar Association.
- Insolvency Resolution Professional at Insolvency and Bankruptcy Board of India, since December 2017

## 3. EDUCATION

- Pursuing course on **Mergers & Acquisitions** from **London School of Economics**
- Passed the Proficiency Test conducted by **Indian Institute of Corporate Affairs for Independent Directors**.
- **Certificate in Finance – Loyala Institute of Business Administration**, Chennai
- Passed the **Limited Insolvency Examination of Insolvency Bankruptcy Board of India**
- **CAIB** (Certified Associate of Indian Institute of Banking)
- **M.L (Master of Law)** – Contracts and Mercantile Law- **Ambedkar Law College**, Chennai.
- **B.L (Bachelor of Law)** – **Government Law College**, Madurai, Tamil Nadu (The Tamil Nadu Dr. Ambedkar Law University)
- **P.G.D.C.A** – The American College, Madurai, Tamil Nadu (**Madurai Kamaraj University**)
- **B. Sc. (Sp)** – The American College, Madurai, Tamil Nadu (**Madurai Kamaraj University**)

## 4. OTHER ACHIEVEMENTS:

- **Guest Trainer** on Legal Matters at Zonal Staff Training College, Central Bank of India Staff Training College.
- Participated in **Trial Advocacy Training** conducted by **Advocacy Trainer Sandy Brooks, USA** at Thailand by International Justice Mission.
- Participated in **Legal Writing and Research Training** conducted by **Pepperdine University of Law**.
- Participated in the drive against trafficking of women and children organized by the **District Level Advisory Board for Combating Trafficking and Commercial Sexual Exploitation of Women and Children**, Chennai District.
- Represented the college at New Delhi in a **National Level Moot Court Competition on International Law** organized by Indian Society of International Law and The International Committee of the Red Cross
- Participated a Seminar on “Environmental Law” organized by CPR Foundation
- Participated actively in Free Legal Aid Camps organized by Legal Aid Clinic of Government Law College, Madurai.

5. **PERSONAL DETAILS**

- Date of Birth – 08 February 1975
  - Marital Status – Married
  - Nationality – Indian
  - Language Proficiency: English and Tamil – fluent, Hindi and Telugu – proficient
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