

Abstrakt v anglickém jazyce

This rigorous thesis focuses on the issue of claim denials in bankruptcy proceedings. The phase of claim denial is the most crucial phase of the bankruptcy proceedings. For the objective of the bankruptcy process to be fulfilled—namely, the fair distribution of the debtor's assets among the legitimate creditors—only those claims that are genuine and correctly registered in the debtor's bankruptcy proceedings in the appropriate amount and order should be satisfied.

The first part of this thesis addresses the definition of key concepts related to bankruptcy proceedings and categorizes claims according to their characteristics and methods of assertion in the debtor's insolvency process. Proper categorization of claims is essential for the subsequent procedure of disputing these claims. For a participant in the bankruptcy proceedings to successfully contest another party's claim, the contesting party must understand which claims may be satisfied within the bankruptcy proceedings and how they should be registered.

Chapters three and four of this rigorous thesis focus on the process of registering claims in the debtor's bankruptcy proceedings and their subsequent review by the insolvency administrator and insolvency court. The third chapter describes who may register their claim, in what manner, and within what timeframe in the debtor's bankruptcy proceedings. It also details the consequences of failing to register a claim. The fourth chapter outlines how the insolvency administrator should approach reviewing the claim registration itself and subsequently each individual claim.

Chapters five, six, and seven address the main topic of this thesis—the process of disputing claims registered in the debtor's bankruptcy proceedings, as well as the course and conditions of subsequent incidental disputes that arise from the exercise of denial rights. The fifth chapter explains under what conditions participants in the debtor's bankruptcy proceedings may dispute claims that have been registered. The sixth chapter focuses on incidental disputes, and the seventh chapter on the parties authorized to dispute claims in the debtor's bankruptcy proceedings. Given the complexity of exercising denial rights, this thesis aims to provide participants in the bankruptcy proceedings with guidance on how to proceed when disputing claims. All chapters include references to significant case law that illustrates the application of legal regulations in practice.

The final part of this rigorous thesis compares Czech legislation in the field of insolvency law with Slovak legislation.