



5E/ 3BP Neelam Railway Road Faridabad, Haryana

By Regd Post & Courier

To:

Borrower:

**M/S Bestways Transport (India) Pvt. Ltd
5-NH/87, NIT Faridabad, Haryana**

Guarantor:

- 1). Mr. Mohit Malhotra s/o K C Malhotra
318, Sector- 21-A, Faridabad-Haryana**
- 2). Smt. Nirmal Malhotra w/o K C Malhotra
318, Sector- 21-A, Faridabad-Haryana**
- 3). K C Malhotra s/o Shri Dwarka Nath Malhotra
318, Sector- 21-A, Faridabad-Haryana**

Sub: Notice of 15 days for sale of immovable secured assets under Rule 8 of the Security Interest (Enforcement) Rules, 2002.

1. Corporation Bank, the secured creditor, **5E/ 3BP Neelam Railway Road Faridabad, Haryana**, caused a demand notice dated **19.11.2014** under Section 13(2) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act 2002, calling upon you to pay the dues within the time stipulated therein. Since you failed to comply with the said notice within the period stipulated, the Authorised Officer has taken possession of the immovable secured assets under Section 13(4) of the Act read with Rule 8 of Security Interest (Enforcement) Rules, 2002. Possession notice dated **23.02.2015** issued by the Authorised Officer, as per appendix IV to the Security Interest (Enforcement) Rules, 2002 was delivered to you and the same was also affixed to the properties mortgaged with the Secured Creditor, apart from publication of the same in newspapers. Please note that you were informed about your right to redeem the property within the time available under Section 13(8) of Securitization and Reconstruction of

Financial Assets and Enforcement of Security Interest Act, 2002, which you have failed to honour

2. As you have failed to clear the dues of the secured creditor, the immovable secured assets that have been taken possession by the Authorised officer, will be sold by holding public E-auction on **29.03.2019 at 11.45 AM to 1.15 PM** by inviting Bids from the public through online on **<https://bankauctions.in>**

3. You are also requested to ensure participation by parties interested in buying the immovable secured assets in the sale as proposed above.

4. A copy of the terms of sale is enclosed for your reference. Please note that the Auction will be conducted through E-Auction mode on the date and time mentioned in the enclosed terms of sale.

Yours faithfully

Place : **Faridabad**

Date : **06.03.2019**

AUTHORISED OFFICER
CORPORATION BANK

Encl: Terms of sale

TERMS AND CONDITIONS OF SALE OF IMMOVABLE SECURED ASSETS:

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| 1. Name and address of the Borrower and Guarantor | <p><u>Borrower:</u></p> <p>M/S Bestways Transport (India) Pvt. Ltd 5-NH/87, NIT Faridabad, Haryana</p> <p><u>Guarantor:</u></p> <p>1). Mr. Mohit Malhotra s/o K C Malhotra 318, Sector- 21-A, Faridabad-Haryana</p> <p>2). Smt. Nirmal Malhotra w/o K C Malhotra 318, Sector- 21-A, Faridabad-Haryana</p> <p>3). K C Malhotra s/o Shri Dwarka Nath Malhotra 318, Sector- 21-A, Faridabad-Haryana</p> |
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| 2. Name and address of the Secured Creditor : | Corporation Bank, 5E/ 3BP Neelam Railway Road Faridabad, Haryana |
| 3. Description of immovable secured assets to be Sold | <p>All that piece and parcel of</p> <p><u>Item 1:</u> Property land & Building House No. 318, sector-21-A, Urban Estate, Faridabad owned by Shri K C Malhotra</p> <p><u>Item 2:</u> Property Land & Building EMG/First Charge SSI Plot No. 1, Nehru Ground, NIT, Faridabad measuring 150 sq Yds owned by Smt. Nirmal Malhotra</p> <p><u>Item 3:</u> Property Land & Building EMG/First Charge on House No. 87, Nissun Hut No. 5, NIT Faridabad owned by K C Malhotra</p> |
| 4.The details of encumbrances, if any known to the Secured Creditor | Nil |
| 5. Last date for submission of EMD | On or before 28.03.2019 before 5.00 PM |
| 6. Date & Time of auction | 29.03.2019 ,11.45 AM to 1.15 PM (with 10 min unlimited auto extensions) E-auction website- https://bankauctions.in |
| 7.The secured debt for the recovery of which the immovable secured asset is to be sold: | Rs. 10,32,62,796.21 (Rupees Ten Crore Thirty Two Lakh Sixty Two Thousand Seven Hundred Ninety Six and Paisa Twenty One Only) as on 06.03.2019 plus further interest, expenses, cost charge, etc |
| 8.Reserve price for the properties below which the immovable property may not be sold: | <u>Item No.1:</u> Rs. 441.00 Lakh (Rupees Four Crore Forty One Lakh Only) <u>Item No.2:</u> Rs. 270.00 Lakh (Rupees Two Crore Seventy Lakh Only) |

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| | <p>Item No.3: Rs. 170.00 Lakh (Rupees One Crore Seventy Lakh Only)</p> |
| <p>9.The intending bidder shall deposit with the Authorised Officer an amount equivalent to 10% of reserve price by way of Earnest Money Deposit in the account of Authorised Officer, Corporation Bank, 5E/ 3BP Neelam Railway Road Faridabad, Haryana, by Demand Draft or NEFT/RTGS or through Internet payment to account No. 510101005766175 and IFSC Code-CORP0000479, at the same time bidder has to submit the e-bid form available on M/S 4closure website: https://bankauctions.in before the date and time mentioned above and shall obtain written receipt thereof from the branch/Authorised Officer. The intending bidders shall mention the properties Item No. 1 to item No. 3 for which the EMD has been tendered.</p> | |
| <p>10. Full name and address of the bidder with their identity proof and PAN card has to be furnished while filling up the e-bid form on M/S 4closure website: https://bankauctions.in</p> | |
| <p>11. Bank, the Secured Creditor, reserves the right to accept / reject the highest bid without assigning any reason thereof or to cancel the sale.</p> | |
| <p>12. In case of bidding the same shall not be less than Rs. 1.00 Lakhs (Rupees One Lakhs Only) for Item No. 1 to 3 in excess of highest bid amount or the immediate preceding bid, as the case may be with multiple increment value of Rs. 1.00 Lakhs (Rupees One Lakhs Only) for Item No. 1 to 3.</p> | |
| <p>13. The sale will be confirmed in favour of the highest bidder and the confirmation of sale shall be subject to the confirmation by the Secured Creditor. In case of single bid received, the sole bidder shall be declared as the successful bidder.</p> | |
| <p>13.1 Bids once made shall not be cancelled or withdrawn.</p> | |
| <p>14. The successful bidder so declared by the Authorised Officer shall deposit 25% of the Sale Price (inclusive of EMD) in Cash/DD/RTGS/NEFT/Internet transfer /Cheque subject to realisation, immediately on the sale day or not later than next working day and the balance 75% of the Sale Price on or before 15th day of confirmation of Sale or within such extended period as agreed upon in writing not exceeding 3 months.</p> | |
| <p>14.1 In case of failure to participate in the auction by logging into the online bidding portal or in the event of failure of the successful bidder to tender 25% (15%+EMD), of the sale price as per the terms of Sale, the</p> | |

EMD deposited by him shall be forfeited to secured creditor and the bid accepted shall stand cancelled automatically.

15. In default of payment of balance amount of purchase price before 15 days from the date of confirmation of sale by the Secured Creditor or such extended period as may be mutually agreed upon between the parties (not exceeding 3 months) the deposit of 25% of the amount of sale price made shall be forfeited and the property shall forthwith be sold again and the defaulting purchaser shall forfeit all claim on the property or to any part of the sum for which it may be subsequently sold.

16. On confirmation of sale by the secured creditor and if the terms of payment have been complied with by the successful tenderer / bidder, the Authorised Officer shall issue a certificate of sale of immovable property in favour of the purchaser in Appendix-V to the Security Interest (Enforcement) Rules, 2002.

17. The Authorised Officer may, where the property sold is subject to any encumbrances, if he thinks fit, allow the purchaser to deposit with him the money required to discharge the encumbrances and any interest due thereon together with such additional amount that may be sufficient to meet the contingencies or further costs, expenses and interest as may be determined by him.

18. On such deposit of money for discharge of encumbrances, the Authorised Officer may issue or cause the purchaser to issue the notices to the persons interested in or entitled to the money deposited with him and take steps to make the payment accordingly

19. Legal charges for conveyance, stamp duty and registration charges as applicable will be borne by the successful bidder.

20. The Authorised Officer will deliver the property on the basis of symbolic possession taken, to the purchaser free from encumbrances, known to the Secured Creditor on deposit of money by the purchaser towards the discharge of such encumbrances.

21. The certificate of sale will be issued specifically mentioning whether the purchaser has purchased the immovable/movable secured assets free from any encumbrances known to the secured creditor or not.

22. The unsuccessful Bidders who have deposited EMD shall be entitled to have the same refunded without any interest immediately after the confirmation of sale by the Authorised Officer in favour of successful bidder.

23. If the Borrower were to pay to the Authorised Officer the entire amount due, with the up-to-date expenses including the expenses in

taking possession and conducting the sale, to the secured creditor before e-Auction, the sale by E auction may be cancelled by the Authorised Officer.

24. The above movable/immovable secured assets will be sold in “**As is where is**”, “**As is What is**” and “**whatever there is**” condition.

25. The intending bidders may, if they choose, after taking prior appointment from the Authorised Officer, inspect the immovable/movable secured assets to be sold before the date of E-Auction.

26. The entire sale consideration shall be exclusively available for appropriation towards dues to the Bank and it is exclusive of encumbrances of all statutory dues and other dues if any, all of which have to be paid / settled by the proposed purchaser out of his own sources.

27. The E-auction will be conducted through portal <https://bankauctions.in>, M/S 4CLOSURE Help line No. Vikas Kumar: +91-8142000809, 040-23836405, +91-8142000067/+91-8142000062/63 Help Line Email ID: info@bankauctions.in **on 29.03.2019 from 11.45 AM to 1.15 PM** with unlimited extension of 10 Min. The intending bidder is required to register their name at **M/S 4CLOSURE** and get user ID and password free of cost and get training /on-line training on E-Auction from **M/S 4CLOSURE**, <https://bankauctions.in> Help line No. Vikas Kumar: +91-8142000809, 040-23836405, +91-8142000067/+91-8142000062/63 Help Line Email ID: info@bankauctions.in

28. To the best of Information and Knowledge of the Authorised Officer, there is no encumbrance on the property. However the intending bidders should make their own independent enquiry regarding the encumbrances, title of the property put on auction and the claims / rights/ dues affecting the property, prior to submitting their bid. The E Auction advertisement does not constitute and will not be deemed to constitute any commitment or any representation of the Bank to sell the property and the Authorised Officer has right to cancel the auction without assigning any reason. The Authorised Officer/ Secured Creditor shall not be responsible in any way for any third party claims/rights/dues.

Place: **Faridabad**
Date: **06.03.2019**

AUTHORISED OFFICER
CORPORATION BANK