

O.W.No. 06 Date 13-11-10



अरण वसुली अधिकरण- II

भारत सरकार, वित्त मंत्रालय,
प्रधान सहा, हीराक जयंती भवन,
गुजरात विद्यापीठ, आश्रम मार्ग,
अहमदाबाद - 380014.
दूरभाष 079-27540926, 27540727
फैक्स 079-27540740

**BEFORE THE RECOVERY OFFICER-II
DEBTS RECOVERY TRIBUNAL-II**

Government of India, Ministry of Finance,
1st Floor, Diamond Jubilee Hall,
Gujarat Vidhyapith, Ashram Road,
Ahmedabad - 380014.
Phone No. 079-27540926, 27540727
Fax No. 079-27540740

net's initiate the action

*20/11/10
Y. (Payee)
[Signature]*

FORM NO. I.T.C.P.62

[See rule See rule 37 and rule 52 (3) of the Second Schedule to the Income-tax Act, 1961]

R.P.NO.991 O.A.NO.112 OF 2000

C/H SMALL INDUSTRIES DEVELOPMENT BANK OF INDIA, RACE
COURSE, BARODA.....Certificate Holder

V/s.
C/D M/S.SUNFLAX CABLES PVT.LTD & ORS.....Certificate Debtor

PROCLAMATION OF SALE

In
C/D No.1, M/s.Sunflax Cables Pvt.Ltd, 2722/2, Dhanori Char Rasta, Gandevis, Baroda,
C/D No.4, Shri.Balvant V.Rathod, 2722/2, Dhanori Char Rasta, Gandevis, Baroda.

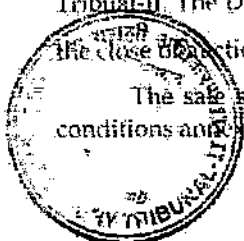
Where as the Hon'ble Presiding Officer, DRT-II of the Tribunal has issued the Recovery Certificate in O.A.No.112 of 2000 for recovery of Rs.1,71,60,582=00 + Rs.2,47,777/- (Principal + Cost) with interest and costs from the Certificate Debtor and sum of Rs.2,36,77,848=00 is recoverable together with further interest, costs and charges.

And Whereas the undersigned has ordered the sale of the attached property of the Certificate Debtor as mentioned in the Schedule with the known encumbrance on "As it is where it is basis" towards satisfaction of the said Recovery Certificate.

Notice is hereby given that the said property shall be sold by the undersigned by Public Auction on 9th day of March, 2010 in the premises of the Tribunal. The inspection of the property may be taken between 10 A.M/P.M. and 05 P.M. on 27th day of February, 2010 at the site.

The public at large is hereby invited to bid in the said auction. The offer alongwith Demand Draft/Pay Order/Banker's Cheque of any Nationalized Bank/Scheduled Bank, of the amount as indicated in the Schedule, as earnest money and attested photocopy of TAN/PAN card shall be submitted with the offer in a sealed envelope. The offer for morethan one property shall be in separate sealed envelopes in respect of each lot/property. Such envelope(s) must bear endorsement of the Recovery Proceeding No., name of parties, last date of submission of bid and the property for which the bid is given. Such envelope(s) shall be submitted/dropped in the tender box not later than 10.30 a.m. on the date of auction. The Demand Draft/Pay Order/Banker's Cheque shall be drawn in favour of the "Recovery Officer", Debts Recovery Tribunal-II. The Demand Draft/Pay Order/Banker's Cheque shall be returned to the unsuccessful bidders at the close of auction.

The sale shall be subject to the laws for the time being in-force, these Regulations and terms and conditions annexed herewith.



TERMS AND CONDITIONS OF SALE GENERAL

1. The property shall be sold on "AS IS WHERE IS BASIS".
2. The Particulars of property given in the sale proclamation have been stated to the best of the information of the Recovery Officer but the Recovery Officer shall not be answerable for any error or omission.
3. The Recovery Officer knows no arrears of Municipal Tax or other Taxes or any other encumbrance except those specifically given in the Schedule. Any statutory claim made in respect of the property upto the date of sale may be paid from and out of the sale proceeds to the extent the sale proceeds are in excess of the amount certified in the Recovery Certificate.
4. Any person, unless disqualified, may submit bid which shall be accompanied by the earnest money not less than 25% of the reserve bid as may be decided by the Recovery Officer and attested photocopy of TAN/PAN card. The amount in the case of the successful bidder shall be adjusted towards the purchase amount. The same shall be returned at the close of the auction to the unsuccessful bidders.
5. All the payments shall be made by Demand Draft/Pay Order/Banker's Cheque drawn in favour of the Recovery Officer, Debts Recovery Tribunal, Ahmedabad.
6. The bidder shall give his full name and complete address and state clearly whether he is submitting bid for himself or on behalf of another and in the later case furnish proper authority in that regard and the full name and complete address of such party his PAN/TAN Number and photocopy thereof.
7. Two or more persons may join together in submitting the bid but they may declare in writing their specific shares at the time of auction. In the absence of such declaration, it shall be deemed that they have equal shares. One sale certificate shall be issued in their joint names.
8. Any one interested to purchase the property but who has not timely submitted tender/bid may, on showing bonafides to the satisfaction of the Recovery Officer and upon an undertaking to be bound by all the terms and conditions of sale, be permitted to offer bid with earnest money provided that his offer is at least 10% more than the highest offer. However, the Recovery Officer reserves right to refuse to accept any such offer for reasons to be recorded in writing.
9. The properties shall ordinarily be sold in the same order in which they appear in the proclamation.
10. The bidders shall be allowed to increase the bids. The amount by which each bidding is to be increased shall be determined by the Recovery Officer.
11. There shall be no fresh proclamation of sale if the sale is postponed for a period less than thirty days or in case sale is postponed beyond thirty days at the instance of the Certificate Debtor.
12. The property shall not be sold below the reserve price/revised reserve price. The Recovery Officer may, however, decline to accept the highest bid for reasons to be recorded in writing.
13. The purchaser shall be liable to pay poundage @2% price up to Rs.1,000/- and 1% of the purchase price for the amount exceeding Rs.1,000/- by D.D./PO/B.C in the name of the Recovery Officer of the Tribunal.
14. No sale shall be confirmed by the Recovery Officer if the Certificate Debtor and Certificate Holder satisfies the Recovery Officer within thirty days of the sale that the Recovery Certificate has been fully satisfied provided that the certificate Debtor immediately pays compensation to the successful bidder as provided by Rule 60(1)(b) of Second Schedule to the Income-Tax Act



15. In case of stay of sale or Recovery Proceeding by a Court or Tribunal of competent jurisdiction, the auction may either be postponed or cancelled without any further notice and the persons participating in the sale shall have no right to claim damages, compensation or cost for such postponement or cancellation.

SCHEDULE OF PROPERTY

Lot Nos.	Description of the property with the name of owners	Tax assessed on the property	Known Encumbrances on the property	Valuation / Also state valuation given, if any by the Certificate Debtor.	Claims, if any which have been put forward and other known particulars its nature and value	Reserve Price which the property will not be sold.	Remarks Emd.
1.	Right, title and interest in the immovable property being land admeasuring 30,000 sq.ft. and building, structure, plant and machineries located at Manekpur Village, Ta.Chikhli, Dist.Valsad belonging to CD No.1.	Not Known	Not Known	Not Known	Not Known	Rs.32,86,000/-	Rs.8,22,000/-
	All basement admeasuring 115.17 sq. mtrs in Padarshan Apartment constructed on land bearing R.S.No.1950EA/1, Ward No.7, Saiyadpara, Sub Dist.Choryasi, Dist.Surat	Not Known	Not Known	Not Known	Not Known	Rs.7,83,000/-	Rs.1,96,000/-

Given under my hand and the seal of the Tribunal, this 19th day of February, 2010.



(ASHOK KUMAR)
Recovery Officer-II
DEBTS RECOVERY TRIBUNAL-II,