

E-AUCTION SALE NOTICE

**IN THE HIGH COURT OF CALCUTTA
ORIGINAL JURISDICTION**

C.A. No. 26 of 2017

C. P. No.587 of 2011

In the matter of :

M/s Rexor India Ltd

(In Liquidation)

In terms of the order dated 7th April, 2017 and subsequent order dated 19th April, 2017 passed by the Hon'ble High Court, Calcutta, tenders/e-tenders are invited in respect of sale of the following assets/properties of the Company (In Liquidation) on "As is where is and whatsoever there is basis" from the prospective buyers:-

Lot No	Description of assets and its Location.	Date of Inspection for the intending buyers.
1	Moveable & Immoveable assets and properties such as free hold land admeasuring 10,000 sq. yds. having shed with RCC/MS steel structure admeasuring 5147.89 sq.yard. alongwith the plant & machinery lying in the factory premises of the Company (In Liquidation) Situated in Industrial area at plot No. 99 Sector-24, Faridabad.	27.04.2017 at 2.00 p.m. to 6.00 p.m.
2	Moveable & Immoveable assets and properties such as free hold land admeasuring 10,000 sq. yds. having constructed shed & structure admeasuring 4504.90 sq. yard. alongwith the plant & machinery lying in the factory premises of the Company (In Liquidation) Situated in industrial area at plot No. 107 Sector-24, Faridabad.	28.04.2017 at 11.00 a.m. to 3.00 p.m.

1. The offerer can submit their online offer for each lot through the website <https://eauction.auctiontiger.net> and also has to send hardcopies of bid form along with the KYC Documents and EMD amount equivalent to 20% of the offer price by way of Bank Draft/Pay Order drawn in favour of Official Liquidator, High Court, Calcutta on or before 03.05.2017 within 4.00 p.m. In terms of the Hon'ble High Court's order dated 7th April, 2017 and 19th April, 2017 the bidders whose EMD has already been deposited with

the Official Liquidator, may submit their offer without any further earnest money deposit.

2. The e-auction will be conducted through the website <https://eauction.auctiontiger.net> on 05.05.2017 between 11.30 a.m. to 1.30 p.m. with auto time extension of 5 minutes each time if the bid is made in the last minutes before close of e-auction till sale is concluded. The amount by which the bidding is to be increased shall be minimum Rs. 5,00,000/- (Five Lakhs) .
3. This sale is subject to confirmation by the Hon'ble High Court, Calcutta and the EMD of all the bidders will be retained till further order of the Hon'ble Court.
4. The other details of above e-auction along with terms and conditions of sale are available in the website <https://eauction.auctiontiger.net> helpline numbers of e-procurement Technologies Ltd. (Auction Tiger) are 09002715034,079-40230824. E-mail id- wb@auctiontiger.net, support@auctiontiger.net.
5. The prospective purchaser shall verify the revenue records location map and encroachment if any, in respect of immovable property i.e. land put on sale, so as to fully satisfy himself in all respect before participating in the bid. No objection of any kind if any shall be entertained by the official Liquidator in this regard in future.

No offerer will be allowed to bid in the name of nominee/nominees.

The terms and conditions of the sale with the detailed list of assets will be available with the office of the undersigned on and from 26.04.2017 Rs.200/- per catalogue (Non-refundable) during the office hours.

The sale notice can also be accessed from the official web site of the Official Liquidator, High Court, Calcutta i.e. "www.olkolkata.in".

Dated 25th day of April, 2017.

Sd/-
K.S.Pradhan,
Official Liquidator,
High Court, Calcutta,
9. Old Post Office Street.
5th Floor", Kolkata - 700001.
Tel – 033-22486067/22486501.

**IN THE HIGH COURT AT CALCUTTA
ORIGINAL JURISDICTION**

C.A. No. 26 of 2017
C.P. No. 587 of 2011
In the matter of:
Rexor India Ltd.
(In Liquidation)

TERMS & CONDITIONS OF SALE

1. Sale of moveable and immovable assets mentioned in the sale notice will be held on 05.05.2017 between 11.30 a.m. to 01.30 p.m. on "as is where is and whatsoever there is" basis through e-auction. The said e-auction shall be conducted through the website <https://eauction.auctiontiger.net> of the service provider who shall arrange the platform for the e-auction. The said e-auction shall be subject to the confirmation of the Hon'ble High Court, Calcutta. For details/help/procedure/online training about the e-auction, the prospective bidders may contact the service provider by email-wb@auctiontiger.net, support@auctiontiger.net contact No. Landline - 079 - 40230824, Mobile No. 9002715034.
2. The Official Liquidator shall not provide any guarantee and/or warranty as to the quality, quantity or specification or defect of the moveable/immovable properties sold. The Offerers/Bidders are to satisfy themselves in this regard by taking physical inspection of the assets/properties as to the title, encumbrance area, boundary, measurement, description etc. of the Company (In Liquidation) and the purchaser will be deemed to offer with full knowledge as to the defects, if any, in the descriptions, quality or quantity of the assets sold. The Official Liquidator shall not entertain any complaint in this regard after the sale is over. Any mistake in the Sale notice inviting offers shall not vitiate the sale.
3. Inspection of the assets / properties of the Company (In Liquidation) to the Intending purchasers will be allowed as per the following schedule:-

Lot No.	Description of assets its location.	Date of inspection for the intending buyers.
1	Moveable & immovable assets and properties such as free hold land admeasuring 10,000 sq.yds. having shed with RCC/MS steel structure admeasuring 5147.89 sq.yard along with the plant & machinery lying in the factory premises of the Company (In Liquidation) situated in industrial area at Plot No. 99, Sector-24, Faridabad.	27.04.2017 at 2.00 p.m. to 6.00 p.m.

2	Moveable & immoveable assets and properties such as free hold land admeasuring 10,000 sq.yds. having constructed shed & structure admeasuring 4504.90 yard along with the plant & machinery lying in the factory premises of the Company (In Liquidation) situated in industrial area at Plot No. 107, Sector-24, Faridabad.	28.04.2017 at 11.00 a.m. to 3.00 p.m.
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4. The bidders should register their participation with the service provider well in advance and should get user ID and Password. The Bidders may participate in the e-auction from their own office/place of their choice. The Official Liquidator shall not be held responsible for the problem of internet connectivity, network problem, system crash down, power failure and any such reason.
5. The bidders can submit their online offer for each lot through the website <https://eauction.auctiontiger.net> and also has to send hard copies of bid form along with the KYC Documents and EMD amount equivalent to 20% of the offer price by way of Bank Draft / Pay Order drawn in favour of "Official Liquidator, High Court, Calcutta" on or before 03.05.2017 within 4.00 p.m. the Postal Address of office of Official Liquidator is as follows:

Official Liquidator,
High Court, Calcutta,
9, Old Post Office Street,
5th Floor, Kolkata – 700001.

In terms of the Hon'ble High Court's order dated 7th April, 2017 and 19th April, 2017 the bidders whose EMD has already been deposited with the Official Liquidator, may submit their offer without any further earnest money deposit.

6. The e-auction will be conducted through the website <https://eauction.auctiontiger.net> on 04.05.2017 between 11.30 a.m. to 01.30 p.m. with unlimited auto time extension of 5(five) minutes each time if the bid is made in the last minutes before close of e-auction till sale is concluded.
7. The Official Liquidator and the Hon'ble High Court reserve the right to accept or reject any offer without assigning any reason thereof. The sale shall be subject to confirmation by the Hon'ble High Court.
8. Bidders would have opportunity to increase upon their online offer during the e-auction. The minimum enhancement amount in inter-se bidding is Rs. 5 Lakhs.

9. The bidders shall not be entitled to withdraw or cancel e-bid(s)/online offer once submitted. The highest offerer in the inter-se bidding shall not be eligible to withdraw his/her/their offer till the finalization of sale proceedings by the Hon'ble High Court.
10. This sale is subject to confirmation by the Hon'ble High Court, Calcutta and the EMD of all the bidders will be retained till further order of the Hon'ble Court.
11. That the Earnest Money Deposit (EMD) of the successful bidder shall be retained towards part sale consideration. The Earnest Money Deposit shall not bear any interest. The Successful bidder shall have to deposit 25% of the purchase amount (including EMD already paid) within 2(two) days from the closure of e-auction sale proceeding i.e. by 08.05.2017 either by Demand Draft or Pay Order drawn in favour of "Official Liquidator, High Court, Calcutta". Default in deposit of amount by the successful bidder would entail forfeiture of the whole money already deposited and the defaulting bidder shall have no claim/right in respect of property/amount.
12. In case of failure of deposit of balance EMD by the successful bidder, Official Liquidator may consider to extend the offer to the second highest bidder who has to deposit 25% of the offer amount (including EMD already paid) within 2(two) working days from the demand raised by Official Liquidator.
13. The highest bid so received will be place before the Hon'ble High Court for confirmation of sale and the intimation of acceptance, if confirmed by the Hon'ble Court, shall be given to the offerer within 15 days from the date of Court order. The successful purchaser shall have to pay the balance purchase price i.e. remaining 75% of the purchase price to the Official Liquidator within 30 (thirty) days from the date of confirmation of sale by the Hon'ble Court either by Demand Draft or Pay Order.
14. If successful purchaser does not deposit the balance amount of sale consideration to the Official Liquidator as directed by the Hon'ble High Court within due time, the Official Liquidator shall terminate the sale and the amount the earnest money deposit/purchase consideration deposited with him shall stand forfeited. Further, the intending purchaser shall not retreat from offer made by them during pendency of confirmation of sale proceedings before the Hon'ble High Court and in case of retreat from offer, the EMD deposited by the offerers / bidders shall be forfeited.
15. The Hon'ble High Court has right to alter, modify or impose such other and further terms and conditions as may be deemed fit and proper, in the circumstances of the case and the said terms and conditions apart from already specified herein will be binding on all the parties concerned.

- 16.** As from the date of confirmation of sale of the assets / properties sold to the purchaser, it shall be at the sole risk, cost and on account of the purchaser as regards the destruction or any damage or injury or otherwise what so ever it may be.
- 17.** Sale of assets / property will be held by the Official Liquidator entirely at the risk of the purchaser from the time and date of the sale. The Official Liquidator will not be liable for any loss, deficiency or deterioration or damage or injury to the assets/properties after such sale.
- 18.** The successful purchaser shall have to take delivery / possession of the assets/properties sold within 30 days from the date of payment of full purchase consideration or any other time fixed by the Hon'ble Court. Upon failure, unless otherwise ordered by the Hon'ble Court, the sale in favour of the purchaser shall stand cancelled and all sums paid on account of the same shall stand forfeited without any further reference to the purchaser. No claim in respect of the same shall be entertained thereafter.
- 19.** The purchaser has to prepare all documents in connection with the sale of the immovable properties and submit the same to the Official Liquidator for his approval. The Deed of Conveyance in respect of the immovable property should be executed within six months from the date of confirmation of the sale in favour of the purchasers after payment of full purchase price. Cost of the stamp duty and registration charges and all other incidental charges thereof in relation to execution and registration of conveyance shall have to be borne by the purchaser.
- 20.** The proposed sale may be withdrawn by the Official Liquidator with the prior leave of the Hon'ble Court without assigning any reason thereof.
- 21.** No purchaser will be allowed to bid in the name of nominee / nominees.
- 22.** The Hon'ble High Court may set-aside the sale even after the sale is confirmed in favour of purchaser/purchasers and/or purchase consideration is paid on such Terms & Conditions as the Hon'ble Court may deem fit and proper for the interest and benefit of creditors, contributories and all concerned and / or for public interest.
- 23.** The bidders shall be deemed to have read and understood all the Terms and Conditions of sale and are bound by such Terms and Conditions.

Dated 25th day of April, 2017.

Sd/-
K.S.Pradhan,
Official Liquidator,
High Court, Calcutta,
9, Old Post Office Street,