

SALE NOTICE

IN THE HIGH COURT AT CALCUTTA
ORIGINAL JURISDICTION

C. A. No.333 of 2017
Connected with
C. P. No.1022 of 2014

In the matter of:
M/s. Super Oxytech
Pvt.Ltd.(In Liquidation)

Pursuant to an order dated 5th April, 2019 and 28th June, 2019 of the Hon'ble High Court, Calcutta offers are invited in a sealed cover enclosing therewith Bank Draft/Pay Order in favour of "Official Liquidator, High Court, Calcutta" equivalent of 20% of the offered amount as Earnest Money in connection with the sale of plant & machinery, furniture & fixture of the company (In Liquidation) lying at 147/1, 147/1/20, 147/1/21 and 147/1/22, J. N. Mukherjee Road, Ghosuri, Howrah -711107.

The sale will be on "As is where is and whatever there is" basis.

The sealed cover shall be superscribed with the words "**Offer for M/s. Super Oxytech Pvt. Ltd.(In Liquidation)**" and when submitting such offer, the offerer shall not write his/their name and address on the face of the sealed cover. Such offer will be received by the Official Liquidator, High Court, Calcutta at his undermentioned address on 25/07/2019 upto 4.00p.m. and will be opened before the Hon'ble Court taking company matters on 26/07/2019 at 2:00 p.m. under the heading of 'Sale by Court', when the offerers shall be allowed to revise their bids in public auction. Any new offerer may also participate in the auction provide their offers are backed by demand draft of 25% of the offer price as earnest money.

No purchaser will be allowed to submit his/their offer in the name of nominee/nominees.

The inspection of the aforesaid assets/properties will be allowed to the intending purchasers between 12.00 noon and 3.00p.m. in respect of the property situated at 147/1, 147/1/20, 147/1/21 and 147/1/22, J. N. Mukherjee Road, Ghosuri, Howrah -711107 on 17/07/2019 and 18/07/2019 .

The Terms and Conditions of the sale with the list of assets will be available from the office of the undersigned on any working day from the date of publication of sale notice can also be accessed from the website of the Official Liquidator, high court Calcutta i.e. website www.olkolkata.in

Dated this 4th day of July, 2019.

Sd/-

N. Krishnamurthy

Official Liquidator,
High Court, Calcutta
9, Old Post Office Street,
4th & 5th Floor,
Kolkata -700001.

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

C. A. No.107 of 2017
Connected with
C. P. No.1022 of 2014

**In the matter of:
M/s. Super Oxytech Pvt.
Ltd.(In Liquidation)**

TERMS & CONDITION OF THE SALE

1. The sale will be held as per Valuation Report made by the Valuer on “As Is Where Is And Whatever There Is” basis and subject to confirmation by the Hon’ble High Court at Calcutta. The Official Liquidator shall not provide any guarantee and/or warranty as to the quality, quantity or specification of the assets sold. The Offerers are to satisfy themselves in this regard after physical inspection of the properties of the Company (In Liquidation) and the purchasers 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 notice inviting tender shall not vitiate the sale.

2. The inspection of the assets will be allowed to the intending purchasers at 147/1, 147/1/20, 147/1/21 and 147/1/22, J. N. Mukherjee Road, Ghosuri, Howrah -711107 on 17/07/2019 and 18/07/2019 between 12.00 Noon to 3.00 P.M.

3. The offers in sealed cover enclosing a Bank Draft or Pay Order equivalent to 20% of the offered amount in favour of the “Official Liquidator, High Court, Calcutta” as Earnest Money, for purchase of the assets of the Company (In Liquidation) should be submitted to the Official Liquidator latest by 4.00 P.M. on or before 25th July, 2019 and will be opened before the Hon’ble Court taking company matters on 26/07/2019 at 2:00 p.m. under the heading of ‘Sale by Court’, when the offerers shall be allowed to revise their bids in auction.

4. The offerer when submitting the offer shall not indicate the name and address on the face of the sealed cover but the sealed cover will only indicate, "Offer for **M/s. Super Oxytech Pvt. Ltd.** (In Liquidation)". Any offer stipulating any subjective clause or which is incomplete in any respect is liable to be rejected. No offers shall be accepted after the date and time stipulated hereinabove. The earnest money deposit will not carry any interest.

5. The Successful purchaser will have to pay the balance purchase price to the Official Liquidator, High Court, Calcutta within 30 days from the date or any other time fixed by the Hon'ble Court either by Bank Draft or Pay Order. Upon failure to pay such money within such time, the earnest money already deposited shall stand forfeited and the articles may be sold at the risk and cost of the defaulting offerers without prejudice to any other rights, which the Official Liquidator may have against the same.

It is made clear that this would not prevent the Hon'ble Court from fixing any other date for such deposit or extending such time even if such time has expired on such Terms and Conditions as the Hon'ble Court may deem fit and proper.

6. The assets sold will be held by the Hon'ble Court at the costs and 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 damages or injury to the assets after such sale.

7The successful purchaser shall have to take delivery/possession of the goods sold and to remove the plant & machinery and furniture & fixtures as per the sale notice by way of necessary dismantling duly complying local safety rules as per the local Municipality or Panchayat or Police Authority 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 purchasers.

No claim in respect of the same shall be entertained thereafter. The risk and cost of such dismemberment and removal will be entirely borne by the successful purchaser and compliance of local safety rules will be entire responsibility of the successful purchaser.

The successful purchaser will be entire responsible and liable for any damages or injury of building & structure for such dismemberment for removal of assets and will be liable to compensate the same as this Hon'ble Court deem fit and proper. The decision of the Hon'ble High Court shall be final.

8. The sale would be subject to such modification/alternation of the Terms and Conditions of sale as the Hon'ble Court deem fit and proper and the decision of the Hon'ble High Court shall be final.

9. No purchaser will be allowed to submit his/their offer in the name of nominee/nominees.

10. The proposed sale may be withdrawn by the Official Liquidator with the prior leave of the Hon'ble Court without assigning any reason thereof.

11. 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 and 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.

Dated this 4th day of July, 2019

Sd/
(N. KRISHNAMURTHY)
OFFICIAL LIQUIDATOR,
HIGH COURT, CALCUTTA,
9, OLD POST OFFICE STREET,
4TH AND 5TH FLOOR,
KOLKATA – 700 001.