

THE COSMOS CO-OP. BANK LTD.

(Multistate Scheduled Bank)

RECOVERY & WRITE-OFF DEPARTMENT, REGION-II

Correspondence Address : Horizon Building, 1st Floor, Ranade Road & Gokhale Road Junction, Gokhale Road (North), Dadar (West), Mumbai - 400 028. **Phone No. 022- 24476058/57/54/12**

E-AUCTION SALE NOTICE UNDER SARFAESI ACT, 2002

The Authorised Officer of The Cosmos Co-Operative Bank Ltd., has decided to sale the possessed Secured Assets of the defaulter Borrower Firm as mentioned herein below under the Securitisation & Reconstruction of Financial Assets & Enforcement of Security Interest Act, 2002 on the basis of “As is where is basis, As is what is basis, Whatever there is & Without Recourse” by Inviting Tenders.

Name of Borrower Firm, Partners, Guarantors & Mortgagor	Details of Secured Assets for Sale/Auction
Borrower Firm- Jay Enterprises (Partnership Firm) Partners/Guarantors:- Mr. Hemal Anantrai Chitalia Mr. Nimesh Anantrai Chitalia Guarantors:- Mrs. Rupal Hemal Chitalia Mr. Jay Nimesh Chitalia Mr. Himanshu Narendra Shah Guarantor/Mortgagor:- Mr. Sarla Anantrai Chitalia	The Flat No. 601, “A’ Wing, 6th Floor, admeasuring 600 Sq. Ft. (Carpet) DIP-RAJ Building, THE DIP RAJ CO-OPERATIVE HOUSING SOCIETY LTD., Near Ashok Nagar, Vazira Naka, L. T. Road, Boriwali (West), Mumbai 400 092, constructed on the Land at Village Boriwali, Taluka Boriwali, Mumbai Suburban District, comprising of Plot No. 7,8,9 & 10, 10A bearing Survey No. 50, Hissa No.1 (part), Survey No. 52 (part) and Survey No. 53 (part) equivalent to C.T.S. No. 6B/1,14,15,16,16 (1&2), 17 (1 to 3) and 18 of Village Boriwali admeasuring 8761.90 sq. mtrs. or thereabouts, AND registered with Sub Registrar Office, under Mumbai Suburban, Bandra (Boriwali) AND assessed under the Mumbai Municipal Corporation under “R” Ward. Together with the common areas & facilities available to the said premises with proportionate right in the land under the structure and rights to enjoy common areas and facilities appurtenant to said premises and with right of ways, easements and parking available to said premises.
Demand Notice Date & Amount	Demand Notice Date 11.01.2021 of ₹ 5,55,17,961.24 plus further interest & charges thereon.
Possession Date & Type	12.01.2023 (Physical)
Reserve Price	₹ 1,60,00,000/- (Rupees One Crore Sixty Lakhs Only)
Earnest Money Deposit (E.M.D.)	₹ 16,00,000/- (Rupees Sixteen Lakhs Only)
Bid Incremental Value	₹ 50,000/- (Rupees Fifty Thousand Only)
Date & Time of E-Auction	23.02.2023 from 1.00 p.m. to 2.00 p.m.
Date & Time of Inspection	31.01.2023 & 16.02.2023 from 11.00 a.m. to 5.00 p.m.
Auction Sale/bidding would be conducted only through website https://cosmosbank.auctiontiger.net with unlimited extensions of 5 Minutes in each.	

TERMS & CONDITIONS

- 1) The above Secured Assets shall be sold on the basis of “As is where is, As is what is, whatever there is and without recourse” and not to be sold below the Reserve Price mentioned as above.
- 2) Before submitting quotation, for the information of said Sale/Auction, its Terms & Conditions, Bid form and procedure of submission of Bid/Offer, please contact on above address or number.
- 3) Before Submitting the Bids, Bidders should satisfy themselves from the Authorized Officers about the rights, title, interest & dues payable by them in respect of the secured assets in question and later on no objection of any kind shall be entertained in this regard.
- 4) To the best of knowledge and information of the Authorised officer, there is no encumbrance in the secured assets except Society Dues. However, the intending bidders should make their own independent inquiries regarding the encumbrance, title of secured assets put on E-Auction and claims/right/dues/affecting the secured assets prior to submitting their bid. The E-Auction advertisement does not constitute any commitment or any representation of The Cosmos Co-op. Bank Ltd. The secured assets is being sold with all the existing and future encumbrances whether known or unknown to The Cosmos Co-op. Bank Ltd. The Authorised officer/Secured Creditors shall not be responsible in any way for any third party claims/rights/dues.
- 5) Applicable Stamp Duty/Additional Stamp Duty/Transfer and Registration Charges, Fees etc. have to be borne by the purchaser only.
- 6) All Statutory/Non-Statutory dues, Charges, taxes, rates, assessments, charges, fees, claims etc. pertaining to above secured assets will be the responsibility of the purchaser only.
- 7) **Intending Bidders may avail training for online bidding from M/s. E-Procurement Technologies Ltd./Auction Tiger, B-704, Wall Street - II, Opp. Orient Club, Nr. Gujarat College, Ellis Bridge, Ahmedabad - 380006 Gujarat (India). Contact Nos.: Mr. Praveenkumar Thevar -9722778828-079-35022145/149/182, praveen.thevar@auctiontiger.net or soni@auctiontiger.net AND Email Id's-support@auctiontiger.net & maharashtra@auctiontiger.net, Contact No.- 9265562818/19.**
- 8) EMD and KYC should reach the undersigned on or before 22.02.2023 upto 4.30 p.m.

- 9) The Bid Price to be submitted shall be above the Reserve Price and bidders shall improve their further offers in multiples of ₹ 50,000/- (Rupees Fifty Thousand Only).
- 10) The successful Bidder shall deposit 25% of the Bid amount (Including EMD before Bid) immediately within next working day after sale, if the successful bidder fails to pay 25% amount within the time prescribed herein above, the EMD shall be forfeited without any Notice. After deposit of 25% and thereafter confirming the sale by the Authorised Officer, the Bidder shall have to pay remaining amount i.e. 75% of the bid amount on or before 15 days from the receipt of the acceptance/confirmation letter or within such extended period allowed by the Authorised Officer. If the remaining amount not paid within the time prescribed in the confirmation/acceptance letter, the total amount deposited would be forfeited without any notice and secured assets shall be resold.
- 11) Earnest Money Deposit (EMD) shall be deposited through RTGS/NEFT fund transfer to credit of The Cosmos Co. Op. Bank Ltd "Auction EMD Account" No. COS370219, IFSC Code: COSB0000012, for inspection of the secured assets OR any information please contact to Mobile No.9960974848/8975758517, Recovery & Write-Off Department, Region-II, Dadar (W), Mumbai - 400028.
- 12) The EMD amount of unsuccessful bidder will be returned on closure of the E-Auction/Sale Proceeding. The EMD amount shall not carry any Interest.
- 13) The sale certificate will be issued in the name of the purchaser(s)/applicant (s) only and will not be issued in any other name (s).
- 14) The sale shall be subject to rules/conditions prescribed under the Securitization and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002.
- 15) In case of stay of sale or Recovery Proceedings by any superior court of Competent Jurisdiction, the auction/sale may either be postponed/cancelled in compliance of such order, without any further notice and persons participating in the auction/sales shall have no right to claim damages, compensation and cost of such postponement/cancellation etc.
- 16) No person other than intending Bidder/offerer themselves, or their duly Authorised Representative shall be allowed to participate in E-Auction/Sale proceeding. Such Authorisation Letter is required to submit along with Bid Amount.
- 17) The Borrower Firm through its Partners, Guarantors & Mortgagor are also given liberty to participate in the sale so as to fetch maximum value of the property.
- 18) The sale is subject to confirmation by the Authorised Officer.
- 19) The Authorised Officer has absolute right to accept or reject any or all offer(s) or adjourn/postpone/cancel the auction without assigning any reason thereof.
- 20) It shall be responsibility of the successful bidder to pay 1% T.D.S of the sale amount under Section 194(1A) of the Income Tax Act & shall submit the proof thereof to Authorised officer.

STATUTORY NOTICE:-As per Rule 8(6) of Security Interest (Enforcement) Rules, 2002.

This notice also be considered as a 30 days' notice to the above said Borrower Firm through its Partners, Guarantors & Mortgagor about holding of public E-Auction sale on the above mentioned date & time if the dues are not repaid in full before the date & time of public auction.

SPECIAL INSTRUCTION & CAUTION

Bidding in the last minutes/seconds should be avoided by the bidders in their own interest. Neither Cosmos bank nor the service provider will be responsible for any lapses/failure (internet failure, power failure etc.) on the part of the vendor in such cases. In order to ward off such contingent situation, the bidders are requested to make all the necessary arrangements/alternatives such as back-up power supply and whatever else required so that they are able to circumvent such situation and are able to participate in the auction successfully.

Date: 20.01.2023
Place: Mumbai

Sd/-
Authorised Officer
Under SARFAESI Act, 2002
The Cosmos Co-operative Bank Ltd.