

IN THE HIGH COURT OF DELHI AT NEW DELHI
(ORIGINAL COMPANY JURISDICTION)
IN THE MATTER OF COMPANIES ACT, 1956
AND
IN THE MATTER OF KOUTONS RETAIL INDIA LTD. (IN LIQN.)
IN
C.P.NO. 329/2011

SALE- NOTICE

1. Sealed tenders on "As is where is and whatever there is basis" are invited for the sale of immovable property, Plant & Machinery/moveable assets and Stock of readymade garments items of the company (In Liqn.) belonging to the company mentioned in the sale notice.
2. The immovable property, Plant & Machinery/moveable assets and stocks of readymade garments items of the company (In Liqn.) in question of the above said company can be inspected on 18.04.2018 and 19.04.2018 from 11:00 am to 5:00 pm.
3. The tender should reach the Asstt. Registrar (Company), Room No. 8-A, Basement, Delhi High Court, Sher Shah Suri Marg, New Delhi on & before 03.05.2018 at 10:30 AM in sealed cover marked "OFFER FOR LOT NO.--
-----IN THE MATTER OF KOUTONS RETAIL INDIA LTD. (IN LIQN.)" C.P NO. 329/2011 for the sale of immovable property, Plant & Machinery/moveable assets and Stock of readymade garments lying therein and date of auction accompanied with a Demand Draft or Pay Order drawn in favour of Official Liquidator, Delhi payable at New Delhi towards earnest money as under:-

LOT No.	Details of Assets	Location	Reserve Price (In Rs. Lacs)	EMD (In Rs. Lacs)	Date of Inspection	Date for opening Tender
1.	Moveable assets/Articles and stock of readymade garments items.	Plot No.27, Sector-5, IMT Manesar, Gurgaon (Har)	125.42	12.54 (10% of the Reserve price)	18.04.2018 and 19.04.2018	03.05.2018
2.	Moveable assets/Articles and stock of readymade	Plot No.161, Sector-5, IMT Manesar, Gurgaon (Har)	13.49	1.35 (10% of the Reserve price)	18.04.2018 and 19.04.2018	03.05.2018

	garments items.					
3.	Moveable assets/Articles and stock of readymade garments items except vehicles etc.	Plot No. 301, Sector-37, Phase-IV, Udyog Vihar, Gurgaon (Har)	60.72	6.10 (10% of the Reserve price)	18.04.2018 and 19.04.2018	03.05.2018
4.	Immovable property measuring 44.38 square yards (4 storied building) along with Moveable assets/Articles lying therein	Plot No. T-60, DCM School Lane, Rohtak Road, Karol Bagh, New Delhi.	75.90	7.59 (10% of the Reserve price)	18.04.2018 and 19.04.2018	03.05.2018
4A	Moveable assets/Articles	Plot No. T-60, DCM School Lane, Rohtak Road, Karol Bagh, New Delhi.	7.80	0.78 (10% of the Reserve price)	18.04.2018 and 19.04.2018	03.05.2018
5	Immovable property measuring 4,050 sq. mts. (2 and ½ storied with basement) along with Moveable assets/Articles lying therein	Plot No.23, Sector-7, IMT Manesar, Gurgaon (Har)	1,083.42	108.34 (10% of the Reserve price)	18.04.2018 and 19.04.2018	03.05.2018
5A	Plant & Machinery/ Moveable assets and stock of readymade garments items.	Plot No.23, Sector-7, IMT Manesar, Gurgaon (Har)	75.16	7.52 (10% of the Reserve price)	18.04.2018 and 19.04.2018	03.05.2018
6	Immovable property measuring 246.66 sq yards (basement, 1 st floor and	Plot No.14, Block-17-B, WEA, Karol Bagh, New Delhi.	154.70	15.47 (10% of the Reserve price)	18.04.2018 and 19.04.2018	03.05.2018

	2 nd floor) along with Moveable assets/Article s lying therein					
6A	Moveable assets/Article s	Plot No.14, Block-17-B, WEA, Karol Bagh, New Delhi.	3.20	0.32 (10% of the Reserve price)	18.04.2018 and 19.04.2018	03.05.2018
7.	Plant & Machinery/ Moveable assets and stock of readymade garments items except vehicles etc.	Plot No. 274- 275, Phase- VI, Udyog Vihar, Sector- 37, Gurgaon (Har)	81.85	8.19 (10% of the Reserve price)	18.04.2018 and 19.04.2018	03.05.2018
8	Immovable property measuring 1000 sq. mt. (3 storied building) along with Moveable assets/Article s lying therein	Plot No. 535, Sector-37, Phase-IV, Udyog Vihar, Gurgaon (Har)	389.40	38.94 (10% of the Reserve price)	18.04.2018 and 19.04.2018	03.05.2018
8A	Plant & Machinery/ Moveable assets and stock of readymade garments items.	Plot No. 535, Sector-37, Phase-IV, Udyog Vihar, Gurgaon (Har)	79.40	7.94 (10% of the Reserve price)	18.04.2018 and 19.04.2018	03.05.2018
9	Immovable property measuring 12,539.62 sq. mts.	Plot No.539- 539A, Sector 37, Udyog Vihar Phase VI, Gurgaon (Har)	2,183.24	218.32 (10% of the Reserve price)	18.04.2018 and 19.04.2018	03.05.2018

Note:-

- (i) The above details/information with respect to movables as indicated in the table is based on the valuation reports dated 28.04.2015 and 21.09.2015 submitted by the approved valuer appointed by the Official Liquidator.

- (ii) The above details/information with respect to movable along with immovable as indicated in the table is based on the valuation reports dated 28.04.2015 and 21.09.2015 submitted by the approved valuer appointed by the Official Liquidator and valuation reports of October 2017 submitted by the approved valuers of secured lenders respectively.
- (iii) The interested bidder can bid either for single lot or for multiple lot or for entire lot.
- (iv) Auction is for the sale of immovable property along with Plant & Machinery/moveable assets and Stock of readymade garments lying therein **OR** only Plant & Machinery/moveable assets and Stock of readymade garments as detailed in table above.
- (v) In case bid for lot no. 4, 5, 6 and 8 is received then bid received (if any) for lot no. 4A, 5A, 6A and 8A (if any) will not be considered.
4. The tender will be opened on 03.05.2018 before the Hon'ble Company Judge in chamber (Court No. 21) Delhi High Court, New Delhi in the presence of such tenderers who may like to be present at that time.
5. That in case the Court deems appropriate, open bidding shall be held on the date of auction or so soon thereafter as the Court may deem fit.
6. The detailed information and copy of "TERMS AND CONDITIONS OF SALE" can be downloaded from the website of Official Liquidator and the same can also be collected from the undersigned on any working day between 10:00 am to 5:00 pm.
7. It shall be open to any party to submit its bid even before Court, provided a Bank draft for the amount of earnest money is also submitted to the Court at that time.

The above said information is also available on Website www.delhiol.com, www.delhihighcourt.nic.in, www.mca.gov.in

(D.K. SINGH)
OFFICIAL LIQUIDATOR
HIGH COURT OF DELHI
8TH FLOOR, LOK NAYAK BHAWAN,
KHAN MARKET, NEW DELHI-110003
PH:- 011-24693315, 24693393

PLACE: NEW DELHI
DATE:- 22.03.2018

IN THE HIGH COURT OF DELHI AT NEW DELHI
(ORIGINAL COMPANY JURISDICTION)
TERMS AND CONDITIONS OF SALE

**IN THE MATTER OF KOUTONS RETAIL INDIA LTD. (IN LIQN.)
IN C.P NO. 329/2011**

1. That the moveable assets in question of the above said company will be sold by inviting sealed tenders on **“AS IS WHERE IS AND WHATEVER THERE IS BASIS”**
2. That the intending purchaser will be allowed inspection of immovable property, Plant & Machinery/moveable assets and stock of readymade garments items belonging to the company (In Liqn.) situated at Plot No.27, Sector-5, IMT Manesar, Gurgaon (Har), Plot No.161, Sector-5, IMT Manesar, Gurgaon (Har), Plot No. 301, Sector-37, Phase-IV, Udyog Vihar, Gurgaon (Har), Plot No. T-60, DCM School Lane, Rohtak Road, Karol Bagh, New Delhi, Plot No.23, Sector-7, IMT Manesar, Gurgaon (Har), Plot No.14, Block-17-B, WEA, Karol Bagh, New Delhi, Plot No. 274-275, Phase-VI, Udyog Vihar, Sector-37, Gurgaon (Har), Plot No. 535, Sector-37, Phase-IV, Udyog Vihar, Gurgaon (Har) and plot No. 539-539A, Sector-37, Udyog Vihar, Phase –VI, Gurgaon (Haryana) in order to verify its area and present conditions etc.
3. That before submitting their tenders the tenderers should satisfy themselves about the title and other related issues of the assets in question from the concerned authority and later on no objection of any kind in this regard shall be entertained by the Hon’ble Court. Only such title or interest in the assets as the company (In Liqn.) possesses on the date of sale and subject to all equities and other conditions on which they are held will be sold.
4. That the tenders unaccompanied with a Demand Draft/Pay Order for the amount of earnest money in favour of the Official Liquidator shall not be accepted/considered.
5. That incomplete offers and containing terms and conditions of any kind are liable to be rejected. The sale will be subject to confirmation by the Hon’ble High Court of Delhi.
6. That the sealed tenders will be opened before the Hon’ble Company Judge in Chamber (Court No.21) Delhi High Court in the presence of such tenderers who may like to be present there at that time. The tenderers will be given chance to bid amongst themselves in order to improve upon their offers.
7. That the tenderers whose tender/bid is accepted shall have to deposit with the Official Liquidator a sum of 25% (excluding earnest money) of the bid amount by pay order/demand draft within seven days from the date of acceptance of tender/bid failing which the entire earnest money shall stand forfeited. The balance of the tender/bid amount shall be paid within 60 days from the date of acceptance of the bid failing which the entire money deposited by tenderers shall stand forfeited.

8. That the sale will be subject to further modification/ alteration of terms and conditions of the sale as the Hon'ble High Court may deem fit and proper.
9. That the Hon'ble Court reserves the right to withdraw the sale and decline to accept any offer including the highest offer without assigning any reason thereof. The sale will be confirmed by the Hon'ble Court only after the entire sale consideration has been deposited by the successful tenderers.
10. That after the submission of the tender, the tenderer will not be permitted to withdraw the offer until the sale is finalized by the Hon'ble Court. In case of withdrawal from the sale, the entire earnest money shall stand forfeited.
11. That the earnest money deposited by the unsuccessful tenderers shall be returned to them by the Official Liquidator without any interest. However, the earnest money deposited by the 2nd highest bidder shall be refunded only after the 25% of the tender/bid amount (excluding earnest money) is deposited by the highest bidder.
12. That in case the successful tenderer/ bidder makes any default in depositing the sale amount with the Official Liquidator, the 2nd highest bidder may be offered by the Hon'ble Court to deposit the amount of his offer. If he fails to deposit the amount within the time, as may be allowed by the Court, his earnest money shall also be forfeited.
13. No Court other than the Hon'ble High Court of Delhi will have the jurisdiction to deal with any matter arising out of the sale proceedings.

4515 22/3/18
(D.K. SINGH)

OFFICIAL LIQUIDATOR
HIGH COURT OF DELHI

PLACE: NEW DELHI
DATE: MARCH, 22nd 2018

8th, FLOOR, LOK NAYAK BHAWAN
KHAN MARKET, NEW DELHI-110003