
EKMLCRD/SKC/SAR 2883/HOTSPOT - SALE/ /2023

SPEED POST/AD

NOTICE FOR SALE OF SECURITY PROPERTIES ISSUED UNDER THE SECURITISATION AND RECONSTRUCTION OF FINANCIAL ASSETS AND ENFORCEMENT OF SECURITY INTEREST ACT 2002, (hereinafter referred to as Act) r/w SECURITY INTEREST (ENFORCEMENT) RULES, 2002 (hereinafter referred to as Rules).

Whereas

The Federal Bank Ltd (hereinafter referred to as 'the Bank') through its Authorised Officer under the Act issued a Demand Notice dated 03/07/2017, calling upon the borrowers namely **1)M/s.Hot Spot Holdings**, Hot and Pot Restaurant, 3139/AB, K.K Road, Kaloor, Cochin – 682 017, **2)Sri.N.K Subair**, S/o.Sri.Moidu Kunhamu N, Naduthara House, Wadakkancherry, Thrissur – 680582, **3)Smt.Nisha Muhammed**, W/o.Sri.Shahul Hameed Marikkar, Ashariparambil House, SRM Road, Pachalam, Ernakulam-682 012, also at Habeeb Manzil, Edappally, Cochin – 682 024 to repay the amount mentioned in the notice being Rs.2,96,63,300/- (Rupees Two Crore Ninety Six Lakhs Sixty Three Thousand Three Hundred only) being the amount due under the term loan availed from Ernakulam MG Road branch now transferred to LCRD Ernakulam Division of the Bank, together with interest and costs and other charges within 60 days from the date of the said notice.

Whereas the borrowers having failed to repay the amount within the stipulated time, the Authorized Officer on behalf of the Federal Bank Ltd. has taken possession of the security property described herein below in exercise of powers conferred under section 13(4) of the said Act read with Rule 8 of the said Rules on 26/09/2017 by issuing notices to the borrowers/defaulters and public, and publication thereof in newspapers as contemplated under the said Act and Rules.

Whereas

The Federal Bank Ltd (hereinafter referred to as 'the Bank') through its Authorised Officer under the Act issued a Demand Notice dated 20.02.2019, calling upon the borrowers namely (1) Sri.N.K Subair, S/o.Sri.Moidu Kunhamu N, Naduthara House, Wadakkancherry, Thrissur – 680 582 (2) Smt.Ramla Subair, W/o.Sri.Subair N.K, Naduthara House, Wadakkancherry, Thrissur – 680 582 to repay the amount mentioned in the notice being Rs.1,17,52,390/- (Rupees One Crore Seventeen Lakh Fifty Two Thousand Three Hundred and Ninety Only) due under housing loan and Rs.1,07,16,081/- (Rupees One Crore Seven Lakh Sixteen Thousand and Eighty One Only) due under Property Power OD availed from Ernakulam MG Road branch now merged with Ernakulam South Branch of the Bank, together with interest and costs and other charges within 60 days from the date of the said notice.

Whereas the borrowers having failed to repay the amount within the stipulated time, the Authorized Officer on behalf of the Federal Bank Ltd. has taken possession of the security property described herein below in exercise of powers conferred under section 13(4) of the said Act read with Rule 8 of the said Rules on 19.03.2022 by issuing notices to the borrowers/defaulters and public, and publication thereof in newspapers as contemplated under the said Act and Rules.

The undersigned being the Authorised Officer of the Bank hereby give notice to the borrowers and general public that the Bank has decided to sell the property described herein below on the **29th day of April, 2023** on “AS IS WHERE IS” “AS IS WHAT IS” and “WHATEVER THERE IS” basis under Rules 8 & 9 of the said Rules for realising the sum of **Rs.5,87,09,014/-** (Rupees Five Crore Eighty Seven Lakh Nine Thousand And Fourteen Only) as on 29.04.2023 due under the term loan in the name of M/s.Hot Spot Holdings and **Rs.1,95,26,909/-** (Rupees One Crore Ninety Five Lakh Twenty Six Thousand Nine Hundred and Nine Only) is due as on 29.04.2023 under the Property Power OD together with further interest, cost and other charges till realization and thus the undersigned being the Authorised Officer of the Bank hereby invites from interested parties, the sealed tenders for purchasing the property subject to the terms and conditions mentioned hereunder.

DESCRIPTION OF THE IMMOVABLE PROPERTY

All that piece and parcel of the land admeasuring **4.86 Ares (12 cents)** together with building No.42/2405 of Cochin Corporation and all improvements thereon in Survey No.286/11 of Ernakulam Village, Kanayannur Taluk, Ernakulam District, Kerala State and bounded on the East by property of Sundaragiri farm products, South by property of Sundaragiri farm products, West by K.K Padmanabhan Road (Corporation Road) and on the North by property of Panikkassery Lonan.

Terms and Conditions

- 1) The properties described above will be sold as single lot on “AS IS WHERE IS” “AS IS WHAT IS” and “WHATEVER THERE IS” basis and the properties will be sold for an amount above the **reserve price of Rs. 2,40,00,000/- (Rupees Two Crore Forty Lakh Only)**
- 2) The intending purchasers shall submit /send to the undersigned their tender quoting the price offered by them (*the amount quoted shall be above the reserve price fixed*) in sealed cover along with a Demand Draft/RTGS favoring The Federal Bank Ltd. payable at Ernakulam for Rs.24,00,000/- (Rupees Twenty Four Lakh Only) being earnest money deposit (EMD) equivalent to 10% of the Reserve Price of the properties as mentioned below, which is refundable if the tender is not accepted. The Demand Draft for EMD shall be sent/ handed over to the undersigned separately along with the envelope containing the tender under acknowledgement.
- 3) Tenders which are not duly sealed and are not accompanied by Demand Draft as afore stated will be summarily rejected.
- 4) The sealed covers containing tender shall reach the undersigned latest by **10.30 AM on 29.04.2023.**
- 5) The intending purchasers / their authorized representatives shall be present along with valid photo identity proof before the undersigned at his office on **29.04.2023 at 11.00 AM when the tenders will be opened.** In case where the tender is submitted by an incorporated company/Partnership firm/Trust, the person representing such company Partnership firm/Trust shall produce true copy of resolution/authorization from the Company/Partnership firm/Trust.
- 6) After opening tenders, the intending bidders may be given opportunities at the discretion of the Authorized Officer to have, inter-se bidding among themselves to enhance the offer price.
- 7) The Immovable property mentioned above can be sold through private treaty also subject to the provisions under the SARFAESI Act and other prevailing laws

- 8) The successful bidder shall deposit 25% of the bid amount / sale price (inclusive of EMD) immediately on acceptance of his tender/ offer by the Bank and the balance 75% within 15 days or such further time as permitted by the authorized officer in accordance with law, failing which the entire deposit inclusive of EMD made by him / her / them shall be forfeited without any notice and the property concerned will be re-sold.
- 9) All payments shall be made in the form of DD drawn in favour of The Federal Bank Ltd. payable at Ernakulam or by way of RTGS.
- 10) The successful bidder shall bear the entire charges / fees payable for conveyance such as stamp duty, registration fee etc. as applicable as per law.
- 11) No encumbrance or charge in respect of the property has come to the notice of the Bank. The Bank will not be held responsible for any charge, lien, encumbrance, property tax or any other dues to the Government or anybody in respect of the property under sale. The encumbrances, if any, should be cleared by the purchaser of the properties.
- 12) The tenders offering price below the reserve price mentioned above will be rejected.
- 13) The Authorised Officer has the absolute right to accept or reject the bid/ all or any tender including the highest tender or adjourn / postpone the sale without assigning any reason. The decision of the Authorised Officer/Bank shall be final.
- 14) The intending purchasers can inspect the properties between 02.00PM and 04.00PM on 17.04.2023.
- 15) The intending purchasers who wish to inspect the property and / or know further details / conditions may contact the undersigned in the below address and / or LCRD Ernakulam Division of the Federal Bank Ltd. at 0484-2201805 or at ekmlcrd@federalbank.co.in. Details of the auction sale, terms and conditions etc. are also available in Bank's website, <https://www.federalbank.co.in/web/guest/tender-notice>.
- 16) The buyer should satisfy himself/ herself / itself as to the title, extent, ownership, statutory approval etc., in respect of the properties concerned before participating in the auction.
- 17) If any of the dates mentioned above happen to be a holiday/harthal/protest called by any political parties, the very next Bank working day will be considered for that event and related events including the date of auction/sale.
- 18) The property is put for sale subject to the provisions under the above Act / Rules and other prevailing laws.

Dated this the 11th day of April 2023 at Ernakulam.

For The Federal Bank Ltd.,

Vice President (Authorized Officer under SARFAESI Act.)