

IN THE HIGH COURT OF JUDICATURE AT MADRAS

ORIGINAL JURISDICTION

In the matter of Companies act, 1956

and

In the matter of M/s.Brilliant Tutorials Private Limited

(Inprovisional liquidation)

Company Application No.339 of 2016

In

Company Petition No 281 /2012

Sale Notice

Pursuant to the orders of the Hon'ble High Court, Madras dated 27.02.2017sealed tenders are invited from the interested parties by the undersigned for the purchase of Furniture, Fixtures and other movable assetsin the schedule given hereunder belonging to M/s.Brilliant Tutorials Private Limited (in Provisional liquidation) on "as is where is condition and whatever there is basis".

SCHEDULE

Sl No	Description of Property	Location of the property	Reserve Price	E.M.D @ 10%
1.	<u>LOT "A"</u> Furniture, Fixtures and other Movable assets (except Books and study materials)	<u>LOT "A"</u> Old Door No.12, New Door Nos.17-18,Masilamani Street, T.Nagar, Chennai- 600 017	Rs.15,55,000/-	Rs.1,55,500/-
2.	<u>LOT "B"</u> Furniture, Fixtures and other Movable assets	<u>LOT "B"</u> No.26, Jagadeeswaran Street, T,Nagar, Chennai- 600 017.	Rs. 5,08,000/-	Rs. 50,800/-

2. Date of inspection of movable assets : 16.03.2017 and 17.03.2017 between 11 AM and 4 PM
3. Last date for submission of tenders : 01.04.2017 upto 4PM
4. Cost of Tender Form (Non refundable/ Non – adjustable) : Rs. 1500/-per form (by Cash)

The Tender Form, Terms & Conditions can be obtained from the office of the undersigned during the working days between 11.00 A.M. and 4.00 P.M. from 13.03.2017 and also at the site only on **16.03.2017** and **17.03.2017 at 11.00 A.M to 4.00 P.M.**

Sealed tenders accompanied by Earnest Money Deposit by way of Demand Draft/Pay Order favoring **“The Official Liquidator, High Court, Madras”** should directly be submitted to the office of the Registrar General, High Court of Madras, Chennai – 600 104 during the office hours on or before 01.04.2017 upto 4.00PM. For Further details of the properties, kindly call on the undersigned office on any working day.

Sealed tenders will be opened by the Hon'ble High Court, Madras on **03.04.2017** at **2.15P.M.** in the presence of the tenderers who remain present and participate in the inter-se bidding. The Hon'ble High Court, Madras reserves the right either or reject any offers with or without assigning any reasons. The sale is subject to confirmation of the Hon'ble High Court, Madras.

DATED AT CHENNAI THIS THE 08th DAY OF MARCH 2017.

-sd
(P.ATCHUTA RAMAIAH)
OFFICIAL LIQUIDATOR
HIGH COURT, MADRAS

ADDRESS:-

The Official Liquidator,
O/o. the Official Liquidator,
“Corporate Bhavan” II Floor,
No.29, Rajaji Salai,
Chennai – 600 001
Phone No. 25271149 & 25271151

TERMS AND CONDITIONS

Sale of Furniture, Fixtures and other movable assets (except books & study materials) belonging to M/s.Brilliant Tutorials Private Limited (in Provisional liquidation) situated at No.12, New No 17-18, Masilamani street, T.Nagar, Chennai-17 and No.26, Jagadeeswaran street, T.Nagar, Chennai-17.

1. Pursuant to the orders of the Hon'ble High Court, Madras dated 27.02.2017 in C.A.No.339 of 2016 in C.P.No.281/2012 sealed tenders are invited from the interested parties by the undersigned for the purchase of Furniture, Fixtures and other movable assets (except books and study materials) at No.12, New No.17-18, Masilamani street, T.Nagar, Chennai-17 and No.26, Jagadeeswaran street, T.Nagar, Chennai-17 belonging to M/s.Brilliant Tutorials Private Limited (in Provisional liquidation) as per the schedule given here under.

2. The Furniture, Fixtures and other movable assets (except books and study materials) belonging to M/s.Brilliant Tutorials Private Limited (in Provisional liquidation) situated at No.12, New No.17-18, Masilamani street, T.Nagar, Chennai-17 and No.26, Jagadeeswaran street, T.Nagar, Chennai-17 as per Schedule attached offered for sale on “ **As is where is condition and whatever there is basis**”.

3. The Furniture, Fixtures and other movable assets (except books and study materials) shall be kept open for spot inspection on 16.03.2017 and 17.03.2017 at the abovementioned address between 11.00 A.M. and 4.00 P.M and the details of the said movable assets can be perused at the site.

4. Intending buyers should submit their tenders to “**THE OFFICE OF REGISTRAR GENERAL, HIGH COURT, MADRAS**” up to 4.00 P.M. on or before 01.04.2017. The tenders should be submitted in a sealed cover in respect of the properties as per Schedule. The sealed cover should be superscripted as follows:-

“ Tender for the purchase of Furniture, Fixtures and other movable assets (except books and study materials) at No.12, New No.17-18, Masilamani street, T.Nagar, Chennai-17 and No.26, Jagadeeswaran street, T.Nagar, Chennai-17 belonging to M/s.Brilliant Tutorials Private Limited (in Provisional liquidation)”

5. Tenderers are advised to ensure that in sealing the envelope containing the tender, adequate care should be shown so that the contents of the envelope are not revealed until the said envelope is opened in accordance with the terms & conditions.

6. The sealed envelope containing the tender duly completed should be addressed to:

**The Registrar General,
Office of the Registrar General,
High Court of Madras,
Chennai – 600 104.**

7. The terms and conditions of the tender, will be issued along with tender form, on making appropriate requisition and on payment of **Rs.1500/- (Rupees One Thousand Five Hundred Only)** towards cost of the Tender Form.

8. The Tender Form cannot be used by any person other than the person to whom it has been issued by the Official Liquidator. Hence intending tenderers are advised in their own interest to apply for the issue of Tender Form and Terms and Conditions of tender in their own name.

9. Tenderers shall give their tenders only in the form attached herein.

10. The properties are sold **“on as is where is condition and whatever there is basis”**.

11. The Reserve Price and EMD fixed by the Hon’ble High Court Madras for the assets/properties belonging to the Company (in liquidation) are:

Sl No	Description of Property	Location of the property	Reserve Price	E.M.D @ 10%
1.	<u>LOT “A”</u> Furniture, Fixtures and other Movable assets (except Books and study materials)	<u>LOT “A”</u> Old Door No.12, New Door Nos.17-18, Masilamani Street, T.Nagar, Chennai- 600 017	Rs.15,55,000/-	Rs.1,55,500/-
2.	<u>LOT “B”</u> Furniture, Fixtures and other Movable assets	<u>LOT “B”</u> No.26, Jagadeeswaran Street, T.Nagar, Chennai- 600 017.	Rs. 5,08,000/-	Rs. 50,800/-

Any offer/tender received without Earnest Money Deposit requires no consideration and will be rejected.

12. The Earnest Money Deposit @ 10% on the upset price should be remitted by way of Demand Draft/Pay Order drawn on any Nationalised Bank, in favour of **“The Official Liquidator, High Court, Madras”** and payable at Chennai. No Bankers cheques and individual cheques shall be acceptable.

13. Tenderers or their authorized representative are permitted to remain present at the time of opening the tenders and may participate in the inter-se bidding, if allowed by the Hon'ble High Court, Madras.

14. Tenders will be placed before the Hon'ble High Court, Madras on 03.04.2017 at 2.15 p.m. for auction sale of movable assets in the open court. It is open to the offerors to improve their offer in the open court when the inter-se-bidding will be conducted. Earnest Money Deposit of the successful bidders shall be retained and the Earnest Money Deposit of other bidders shall be returned on the specific orders of the Hon'ble High Court, Madras. In case the highest bid is not accepted by the Hon'ble High Court, the Earnest Money Deposit will be returned to all the bidders within a week from the date of order of the Hon'ble High Court, Madras.

15. All the prospective buyers desirous of submitting tender for purchase of the scheduled assets are to satisfy themselves about the condition of the assets mentioned in the schedule and the same is brought to auction is “as is where is and whatever there is basis”.

16. It should be open to the Hon'ble High Court to reject any of the offers without assigning any reasons in the interest of the company and its creditors.

17. If the sale in favour of the highest bidder/offerer is confirmed by the Hon'ble High Court, Madras, the highest bidder/offerer shall deposit the balance sale consideration within the stipulated time as determined by the Hon'ble High Court, Madras.

18. The non-payment of the balance sale consideration after the confirmation of sale within the period stipulated above shall result in forfeiture of Earnest Money Deposit and highest bidder shall also be liable in respect of expenses incurred for conducting the sale and other expenses etc.

19. Subject to orders of confirmation of sale by the Hon'ble High Court, Madras, the possession of movable assets mentioned in the schedules shall be handed over to the purchaser by the Official Liquidator within 15 days after realization of full sale consideration.

20. That on payment of entire sale consideration, after confirmation of sale by Hon'ble High Court, Madras, the properties mentioned in the schedule shall be protected by the purchaser at his own risk and cost.

SCHEDULE

Sl No	Description of Property	Location of the property	Reserve Price	E.M.D @ 10%
1.	<u>LOT "A"</u> Furniture, Fixtures and other Movable assets (except Books and study materials)	<u>LOT "A"</u> Old Door No.12, New Door Nos.17-18, Masilamani Street, T.Nagar, Chennai- 600 017	Rs.15,55,000/-	Rs.1,55,500/-
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OFFICIAL LIQUIDATOR
HIGH COURT, MADRAS