

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/HANDBILL

1. Sealed tenders on “As is where is and whatever there is basis” are invited for the sale of movable assets and stock of readymade garments and other items of the company (In Liqn.) mentioned in the sale notice.
2. The movable assets and stock of readymade garments and other items of the company (In Liqn.) in question of the above said company can be inspected on 18.01.2019 from 11:00 am to 5:00 pm.
3. The tender should reach the Asstt. Registrar (Company), Room No. 8A, Basement, Delhi High Court, Sher Shah Suri Marg, New Delhi before the date of auction on 04.02.2019 at 10:30 AM in sealed cover marked “**OFFER IN THE MATTER OF KOUTONS RETAIL INDIA LTD. (IN LIQN.)**” mentioning the movable assets and stock of readymade garments and other items, Co. Pet. Number 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:

Details of Assets	Location	Reserve Price (In Rs.)	EMD (In Rs.)	Date of Inspection	Date for opening of Tender
Movable assets and stock of readymade garments and other items	Plot No. U-73/32 & 33, DLF City Centre, Gurgaon (Haryana)	1,08,600/-	27,150/- (25% of Reserve Price)	22.01.2019	04.02.2019

Note:-

The above details/information as indicated in the table is based on the valuation reports dated 13.12.2017 and 14.02.2018 respectively submitted by the approved valuer appointed by the Official Liquidator and price as reduced vide order dated 06.09.2018.

4. The tender will be opened on 04.02.2019 before the Hon'ble Company Judge in chamber (Court No. 48) Delhi High Court, New Delhi in the presence of such tenderers who may like to be present at that time.
5. The bidder shall enclose the photocopies of their PAN Card along with the bid/tender.
6. 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.
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 the time of auction i.e. 04.02.2019.
8. Bids that are not accompanied with the Draft/pay order towards the Earnest Money Deposit (EMD) shall be treated as invalid and rejected.
9. 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.

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
ATTACHED TO HIGH COURT OF DELHI
8TH FLOOR, LOK NAYAK BHAWAN,
KHAN MARKET, NEW DELHI-110003
Ph. 011-24693393, 24693394

Place: New Delhi
Date: January 11 2019

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
Co. Pet. No. 329/2011**

1. That the movable assets and stock of readymade garments and other items 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 movable assets and stock of readymade garments and other items situated at Plot No. U-73/32 & 33, DLF City Centre, Gurgaon (Haryana) in order to verify its present conditions etc.
3. That before submitting their tenders, the tenderers should satisfy themselves about the ownership and other related issues of the assets in question from the concerned authority as 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.) possess 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, Delhi 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 (Room No. 48) 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 that right to withdraw the sale / extend the date of auction 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 Court. In case of withdraws 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 50% of the tender/bid amount be 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 asked by the 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.


(D.K.SINGH)

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