

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/HAND BILL**

1. Sealed tenders on "As is where is and whatever there is basis" are invited for the sale of moveable assets and stock of readymade garments items of the company (In Liqn.) mentioned in the sale notice.
2. The moveable assets and stock of readymade garments items of the company (In Liqn.) in question of the above said company can be inspected on 24.08.2018 & 25.08.2018 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 before the date of auction on 06.09.2018 at 10:30 am in sealed cover marked "OFFER IN THE MATTER OF KOUTONS RETAIL INDIA LTD. (IN LIQN.)" for moveable assets & stock of readymade garments items, C.P 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:-

SL. No.	Details of Assets	Location	Reserve Price (In Rs.)	EMD (In Rs.)	Date of Inspection	Date for opening Tender
1.	Moveable assets & stock of readymade garments items	114-A, DLF City Centre, Gurgaon (Haryana)	1,44,800/-	36,200/- (25% of Reserve price)	24.08.2018 & 25.08.2018	06.09.2018
2.	Stock of readymade garments items.	VPO Gorang Nagar, Nitin Pully, Near Onkara Apartment, P.S New Town, Kolkata.	66,000/-	16,500/- (25% of Reserve price)	24.08.2018 & 25.08.2018	06.09.2018


**Note:** - The above details/information as indicated in the table is based on the valuation report dated 13.12.2017 and 14.02.2018 respectively submitted by the approved valuer appointed by the Official Liquidator.

4. The tender will be opened on 06.09.2018 before the Hon'ble Company Judge in chamber (Court No. 46) 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.

The above said information is also available on Website [www.delhiol.com](http://www.delhiol.com), [www.delhihighcourt.nic.in](http://www.delhihighcourt.nic.in), [www.mca.gov.in](http://www.mca.gov.in)

Place: New Delhi,  
Date: August, 15<sup>th</sup> 2018

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

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 and stock of readymade garments 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 moveable assets & Stock of readymade garments items situated 114-A, DLF City Centre, Gurgaon (Haryana) and movable assets situated at VPO Gorang Nagar, Nitin Pully, Near Onkara Apartment, P.S New Town, Kolkata 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.46) 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 2<sup>nd</sup> 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 2<sup>nd</sup> 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.

15/5/2018

(D. K. SINGH)  
OFFICIAL LIQUIDATOR  
HIGH COURT OF DELHI

PLACE: NEW DELHI  
DATE: August, 1<sup>st</sup> 2018

8<sup>th</sup>, FLOOR, LOK NAYAK BHAWAN  
KHAN MARKET, NEW DELHI-110003