

## **TENDER CUM AUCTION SALE NOTICE**

**WHEREAS** the Authorised Officer of the Bank had issued Demand Notice dated 28/06/2018 to the (1) **M/s. Positive Spectrum** with office address at 39 1789 C, Kalathiparambil Road, 39 Ernakulam-682 016, (2) **Mr. Sampath Kumar M P**, Son of Mr. Prakasan, Partner- M/s Postive Spectrum and Proprietor M/s. Positive System with address at 39, 1568, Madakkappilly Lane, Chittur Road Kadavanthra, Cochin- 682 016, residing at Mukkuttiyil House, Manakkad Village, Thodupuzha - 685 608, 3) **Mr. Sanjath Kumar M P** son of Mr Prakasan, Partner - M/s. Positive Spectrum residing at Mukkuttiyil House, Vengalloor P O Thodupuzha-685 608 under Section 13(2) of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 (hereinafter referred to as 'The Act') and has taken possession of the immovable property more fully described in the schedule hereunder under Section 13(4) of the Act read with Rule 8 of the Security Interest (Enforcement) Rules, 2002 on 10/08/2022.

AND WHEREAS, the Borrower/ Guarantors have failed to pay the amount, Notice is hereby given that the immovable properties more fully described in the Schedule hereunder will be sold by way of Tender Cum Auction on "As is where is", "As is what is", and "Whatever there is" condition, on the date and at the place mentioned herein below for realization of a sum of **Rs. 8,16,31,606.41 (Rupees Eight Crores Sixteen Lakhs Thirty One Thousand and Six Hundred and Six and Paise One only)** as on 31/07/2023 with further interest and costs, subject to the following terms and conditions:

Name of the Property Owner	Mr. Sampathkumar M P
Description of Immovable Properties	<p>All that piece and parcel of land admeasuring 14.34 Ares in Survey No.1237/2/2, along with building and all other improvements, rights etc, situated in Kumaramangalam village, Thodupuzha Taluk, Idukki District, owned by Mr. Sampathkumar M P and more fully described in Sale Deed No. 1478/2017 dated 25/07/2017 and Sale Deed No.1479/2017 dated 25/07/2017 of Thodupuzha SRO comprising the following extents:</p> <p>a) Land admeasuring 5.92 Ares in Survey No.1237/2/2 of Kumaramangalam village, Thodupuzha Taluk, Idukki District and more fully described in Sale Deed No. 1478/2017 dated 25.07.2017 of Thodupuzha SRO bounded on North by Property of Pulikkamattom, South by Property of Kaniamkudy Sivan, East by Property of Sampathkumar and West by Property of Laiju Lal Nivas</p> <p>b) Land admeasuring 8.42Ares in Survey No. 1237/2/2 of Kumaramangalam village, Thodupuzha Taluk, Idukki District and more fully described in Sale Deed No. 1479/2017dated 25.07.2017 of Thodupuzha SRO bounded on North by Property of Pulikkamattom, South by Property of Kaniamkudy Sivan and Francis Vattakkunneland 12 ft wide road, East by Property of Valayamkandam Nilam and West by Property of Sampathkumar and Kaniamkudy Sivan.</p>





<b>Reserve Price</b>	<b>Rs. 50,19,000.00</b> (Rupees Fifty Lakhs Nineteen Thousand only)
<b>Earnest Money Deposit (EMD)</b>	<b>Rs. 5,01,900.00</b> (Rupees Five Lakhs One Thousand Nine Hundred Only)
<b>Date and Place of Sale</b>	<b>21/10/2023</b> The South Indian Bank Ltd, Ernakulam Regional Office, Ground Floor, SIB Building, Infopark Road, Rajagiri Valley.P.O, Kakkanad, Kochi-682 039

### **TERMS AND CONDITIONS**

1. The property will be sold on "As is where is", "As is what is" and "Whatever there is" at condition and the Bank is not responsible for title, condition or any other fact affecting the property. The particulars furnished regarding the secured asset is stated to the best of information of the Bank and the Bank will not be answerable for any error, misstatement or omission.
2. The proposed Tenderers shall read and understand the terms and conditions mentioned in the Tender Sale Notice which is published by the Bank in its Website ([www.southindianbank.com](http://www.southindianbank.com)) and notice board at **The South Indian Bank Ltd, Regional Office, Ernakulam** at SIB Building, Infopark Road, Rajagiri Valley PO, Kakkanad, Kochi-682 039 and also at its **Kadavanthara Branch at Muscut Towers, S.A.Road, Kadavanthara Kochi, Ernakulam, Kerala-682020** and also visit the scheduled property and satisfy as to its area, boundaries etc, ownership, title, encumbrances, statutory approvals, measurements etc. The Bank shall not entertain any dispute regarding the Tender process or the scheduled property after participating in the sale.
3. Interested Tenderers shall produce a copy of any valid photo identity/ address proof. In case, the Tenderer is participating on authorization, he should produce the ID proof of himself and the Tenderer.
4. All amounts payable regarding the sale including EMD shall be paid by way of DD drawn in favour of "The Authorised Officer, The South Indian Bank Ltd." payable at Ernakulam /RTGS/NEFT/net banking to Authorised Officer Account No. 0024073000025480 in the name of "**Authorised Officer under SARFAESI Act**" maintained at Ernakulam Market Road Branch (IFSC/NEFT Code is SIBL0000024).
5. Interested Tenderers shall submit Demand Draft / RTGS Receipt as the case may be for the EMD at The South Indian Bank Ltd. Ernakulam Regional Office along with the Tender in a sealed cover before **11.30 AM on 21/10/2023**
6. The Right of entry to the place of sale will be restricted to the Tenderers who have submitted the Tender letter and EMD in a sealed cover within the stipulated time or within such time as may be decided by the Authorised officer at his sole discretion.
7. The Authorised Officer has got right to cancel/ postpone the Auction without assigning any reason whatsoever. Further, the Authorised Officer shall have the discretion to accept, reject or return any or all the Tenders already submitted and the Bank will not entertain any claim or representation in that regard from the Tenderers.





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**REGIONAL OFFICE, ERNAKULAM**



8. The Sealed Tenders will be opened by the Authorised Officer on **21/10/2023 at 12.00 Noon**. Any tender received quoting a price below the Reserve Price will be rejected outright.
9. After opening the tenders, the Tenderers who are present may be given an opportunity at the discretion of the Authorised Officer to have inter se bidding among themselves to enhance their offer price.
10. The Successful Tenderer should pay 25.00% of the tender amount (less EMD) on receipt of bid acceptance letter or not later than the next working day after the date of sale and the balance 75.00 % amount within 15 days of the sale, failing which the entire amount paid by the Tenderer shall be forfeited by the Authorised Officer, without any notice and the sale will be cancelled and the property will be brought to sale again. However, in desirable cases the time may be extended at the sole discretion of the Secured Creditor.
11. The sale is subject to confirmation by the Authorised Officer, who shall have right to cancel the sale also notwithstanding that the successful Tenderer has remitted the 25.00 % of Sale amount. Further, the sale is also subject to confirmation by the Secured Creditor.
12. On the sale being confirmed and on receipt of the entire sale proceeds by the Authorised Officer, the successful Tenderer will be issued with a Sale Certificate as per the terms and conditions of the Bank and the SARFAESI Act. The successful Tenderer should pay all the existing dues etc., to the Government/ Local Authorities including charges/ fees payable for registration of sale certificate such as registration Fees, Stamp Duty etc., as applicable as per law.
13. The Authorised Officer or Bank will not be held responsible for any charge, lien, encumbrance, property tax or any dues to the Government or anybody in respect of the properties under sale.
14. The successful Tenderer shall pay all Taxes/ Electricity/ Water/ Sewerage Charges or any other charges demanded by any authority after the acceptance of the bid, even if it pertains to previous periods.
15. The Successful Tenderer shall, at his cost, get the Electricity/ Water/ Sewerage connection etc. and any other common services transferred in his name.
16. The Authorised Officer has obtained Encumbrance Report regarding the cproperty from 01/08/2018 to 31/03/2023 and it contains no encumbrance.
17. For any further information and for inspection of property, the intended Tenderers may contact the **Authorised Officer at Ernakulam** at SIB Building, Infopark Road, Rajagiri Valley.P.O, Kakkanad, Kochi- 682 039 or Branch Manager, **Mr. Nahaab N** (97462 22848) of Kadavanthara Branch at Muscut Towers, S.A.Road, Kadavanthara Kochi, Ernakulam, Kerala-682020 during normal working hours.
18. This may be treated as notice to the Borrower / Co-obligant / Guarantor informing them that the property will be sold if the entire amount due to the Bank being **Rs. 8,16,31,606.41 (Rupees Eight Crores Sixteen Lakhs Thirty One Thousand and Six Hundred and Six and Paise Forty One only)** as on 31/07/2023 and other costs and charges is not remitted on or before the date fixed for sale.

**For THE SOUTH INDIAN BANK LTD.**



**Place : Ernakulam**  
**Date : 02/09/2023**

**Authorised Officer**  
**Regional Office, Ernakulam**

**AUTHORISED OFFICER**  
**(CHIEF MANAGER)**