**Dated: 17.08.2020**

**Notice under Proviso to Rule 9(1) of Security Interest**

**(Enforcement) Rules, 2002**

1. **VIKRANT SHARMA**,

A 6/402, Kamla Nagar,

Dayal bagh, Agra, U.P-282005.

1. **VIKRANT SHARMA**

(Proprietor of SCOOP-The Ice Cream Parlour)

Shop No. G-4, City Mall, F-Block Road, Kamla Nagar, Agra, U.P-282005

**Also at:**

Plot No. 6, Khasra No. 480, Yukti Vihar

Colony, Mauza Rohta, Agra, U.P-282005

Email ID ;-VIKRANTSHARMA29878@GMAIL.COM

1. **GEETANAND SHARMA**,

A 6/402, Kamla Nagar,

Dayalbagh, Agra, U.P-282005.

**Also at:**

Plot No. 6, Khasra No. 480, Yukti Vihar

Colony, Mauza Rohta, Agra, U.P-282005.

Email ID ;-VIKRANTSHARMA29878@GMAIL.COM

* **SUBJECT: NOTICE UNDER PROVISO TO RULE 9(1) OF SECURITY INTEREST (ENFORCEMENT) RULES, 2002** **OF 15 DAYS FOR SALE OF SECURED ASSET I.E. “PART OF PLOT NO. 6, KHASRA NO. 480, MEASURING AREA 69.67 SQUARE METRE AT YUKTI VIHAR COLONY, MAUZA ROHTA, AGRA, UTTAR PRADESH-282005, DEMARCATIONS AS NORTH; - PLOT NUMBER 5, EAST;- PART OF PLOT NO. 6, SOUTH;- 25FT WIDE ROAD, WEST;-PART OF PLOT NO. 6.) BY DEPOSIT OF TITLE DEEDS BY WAY OF PRIVATE TREATY**

Dear Sir,

1. Aditya Birla Housing Finance Limited (hereinafter as ‘ABHFL’) had served a demand notice dated **23.05.2019** under Section 13(2) of the SARFAESI Act, 2002 and rules framed thereunder upon you the above named Borrowers/Co-Borrowers/Guarantors for payment of your outstanding dues of Rs.8,97,864/- as on 14-May-2019 within a period of 60 days from the date of the receipt of said notice.
2. That despite service of the said demand notice dated **23.05-2019** you, the above named Borrowers/Co-Borrowers/Guarantors have failed to discharge in full your liabilities and make payment of entire amount demanded within 60 days of the receipt of said notice. As such, the authorized officer of Aditya Birla Housing Finance Limited took the actual/physical possession of the secured asset i.e. “**PART PLOT NO. 6, KHASRA NO. 480, MEASURING AREA 69.67 SQUARE METRE AT YUKTI VIHAR COLONY, MAUZA ROHTA, AGRA, UTTAR PRADESH-282005, DEMARCATIONS AS NORTH; - PLOT NUMBER 5, EAST;- PART OF PLOT NO. 6, SOUTH;- 25FT WIDE ROAD, WEST;-PART OF PLOT NO. 6.** in the Month of **06**-**Aug -2019”**.
3. That after due compliance of the relevant & applicable Rules of Security Interest (Enforcement) Rules, 2002 including service of a 30 days’ notice for E Auction on **11-02-2020** upon you, as required under Rule 8(6) of the Rules, the concerned secured asset was put to e-auction (**First Auction**), at Reserve Price of **Rs 8,81250/-(Rupees Eight Lakhs Eighty One Thousand Two Hundred and Fifty Only)** by way of publishing the auction notice dated **11.02.2020** in two leading newspapers both Hindi (i.e. vernacular language) and English language in Pioneer on **11-02-2020**, having sufficient circulation in **Agra** . However, despite publication of the auction notices in accordance with proviso to Rule 8 (6) of Security Interest (Enforcement) Rules, 2002 and giving wide publicity, the said auctions failed. You have also failed to tender the amount of outstanding dues of ABHFL, i.e. the secured creditor together with all costs, charges and expenses incurred by the secured creditor at any time before the date of publication of notice for public auction.
4. That on failure of the public auctions/e-auctions, ABHFL i.e. the secured creditor has decided to sell the concerned secured asset/scheduled property by way of private treaty as provided under Rule 8(5)(d) of the SARFAESI Act 2002 and Security Interest (Enforcement) Rules, 2002 on **“AS IS WHERE IS”, “AS IS WHAT IS”, and ‘“WHATEVER THERE IS” BASIS** for recovery of Rs 1040688/- due to the Secured creditor as on 15.07.2020**.** The revised reserve price for the sale of the scheduled property is fixed at **Rs.705000/-(Rupees Seven Lakhs Five Thousand only ). The said secured asset shall not be sold below the revised reserve price**.
5. Your attention is also invited to provisions of sub-section (8) of Section 13 of SARFAESI Act, 2002 in respect of time available, to redeem the secured assets.
6. This 15 days’ Notice is being given to you, the addresses, in compliance of proviso to Rule 9(1) of Security Interest (Enforcement) Rules, 2002 and you are hereby informed and notified that the aforesaid secured asset shall be sold after 15 clear days from the receipt of this notice by way of private treaty on **07.Sept.2020** between 02:00 PM to 4:00 PM at Aditya Birla Housing Finance Ltd T-04 |3rd Floor |MAX Building | Block no.86/4| Sanjay Place |Agra -282002.

Yours Sincerely,

Mr.(Authorized Officer)

For Aditya Birla Housing Finance Limited