

Case No. RP/39/2012
OA/113/08

India SME ARC (Allahabad Bank) vs. Debabratnath & Ors.

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14.11.18

Ld. Advs. Ms. R. Brahmachari and Sandip Saha appeared for CHB and submitted that there was no compromise proposal sent by the CDs till date. They prayed for fixing a date of sale of the attached property. They submitted that that they had already filed necessary up to date claim of the bank and other information and prayed for issuance of sale notice and sale proclamation notice for the auction of the attached property.

Ld. Adv. Mr. Akash Roy appeared for the CD and prayed for further time to settle the matter through compromise.

It was observed that the CD was given sufficient opportunity to settle the matter, but, he did not turn up. However, CD can settle the matter with the CHB before publication of sale notice of the auction of the property.

In view of the prayer of the CHB, the date of auction of the attached property is hereby fixed on 17.01.19.

Dept. is directed to issue corresponding proclamation of sale and sale notice to CHB. The reserve price for the auction of the properties of the CDs will be fair market value as per the valuation report filed by CHB.

CHB is directed to publish sale notice in two widely circulated newspapers one in English "The Indian Express" and another in Bengali "Bartman".

CHB is also directed to contact Ld. Receiver to get affixed the proclamation notice on a conspicuous place of the property.

CHB is further directed to take the matter with their service provider for smooth conduct of e-auction on the date of sale i.e. 17.01.19.

CHB is directed to file the Publication report of sale notice and affixation report of sale proclamation notice on the next date.

Next date is 14.01.19.


Recovery Officer
Debts Recovery Tribunal No. 1
Kolkata

Later:

Ms. S. Kapoor, Law Officer appeared for CHB.