

1. Proclamation of sale:- 09.08.2024. 2. Sale to be effected on:- 09.09.2024. 3. Report on:- 30.09.2024.

HIGH COURT OF HIMACHAL PRADESH AT SHIMLA -171 001.

PROCLAMATION OF SALE.

(Order XXI, Rule 66 of CPC, Schedule-1, Appendix-E, Form 29)

Ex. Pet No. 27 of 2010

in Civil Suit No. 30 of 2002.

H.P. State Industrial Development Corporation Ltd.

Decree Holder.

Versus

M/s Him Air Products (P) Ltd. and others.

Judgment-Debtors.

Notice is hereby given that under Rule 64, Order XXI of the Code of Civil Procedure, 1908, an order has been passed by this Hon'ble Court for the sale of the attached property mentioned in the annexed schedule, in satisfaction of the claim of the decree-holder in the suit mentioned in the margin, amounting with costs, and interest up to date of sale to the sum of **Rs. 4,42,18,901/-** (Four Crore Forty two Lac Eighteen thousand Nine Hundred and One only) **which has come to be Rs. 18,35,05,055/-** (Eighteen Crore Thirty Five Lac Five Thousand and Fifty Five only) **along with interest as calculated till 09.07.2019.** "The sale will be made by public auction, and the property will be put up for sale in the lots specified in the schedule. The sale will be of the property of the Judgment-Debtors above named as mentioned in the schedule below and the liabilities and claims aching to the said property, so far as they have been ascertained, are those specified in the schedule against each lot".

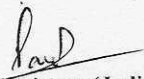
In the absence of any order of postponement, the sale will be held by **The Collector, Solan Distt. Solan, H.P.** at the monthly sale commencing at **where the property situate** on at 10 O'clock. In the event, however, of the debt above specified and of the costs of the sale being tendered or paid before the knocking down of any lot, the sale will be stopped.

At the sale the public generally are invited to bid, either personally or by duly authorized agent. No bid, by, or on behalf of the Judgment-Debtors above mentioned, however, will be accepted, nor will any sale to them be valid without the express permission of the Court previously given. The following are the further:

CONDITIONS OF SALE

1. The particulars specified in the schedule below have been stated to the best of the information of the Court, but the Court will not be answerable for any error, mis-statement or omission in this proclamation.
2. The amount by which the biddings are to be increased shall be determined by the Officer conducting the sale. In the even of any dispute arising as to the amount bid, or as to the bidder, the lots shall at once be again put up to auction.
3. The highest bidder shall be declared to be the purchaser of any lot; Provided always that he is legally qualified to bid, and provided that it shall be in the discretion of the Court or officer holding the sale to decline acceptance of the highest bid when the price offered appears so clearly inadequate to make it advisable to do so.
4. For reasons recorded, it shall be in the discretion of the officer conducting the sale to adjourn it subject always to the provision of rule 69 of order XXI.
5. In the case of moveable property, the price of each lot shall be paid for at the time of sale or as soon as after the officer holding the sale directs, and in default of payment the property shall forthwith be again put up and resold.
6. In the case of immovable property, the person declared to be the purchaser shall pay immediately after such declaration a deposit of 25% of the amount of his purchase money to the officer conducting the sale, and in default of such deposit the property shall be again put up and resold.
7. The amount of the purchase-money shall be paid by the purchaser before the Court closes on the fifteenth day after the sale of the property, exclusive of such day, or if the fifteenth day be a Sunday or other holiday, then on the first office day after the fifteenth day.
8. In default of payment of the balance of purchase-money within the period allowed, the property shall be re-sold after the issue of a fresh notification of sale. The deposit, after defraying the expenses of the same may, if the Court thinks fit, be forfeited to Government and the defaulting purchaser shall forfeit all claim to the property or to any part of the sum for which it may be subsequently sold.
9. Assessed value of the land and building is Rs. 299.26 lacs, realizable value is 236.78 lacs and distress value is 204.22 lacs.
10. The reserved price of the property as **Rs.2.7 Crores** per Hon'ble Court order dated 14.03.2022

Given under my hand and Seal of the Court, this 16th day of July, 2024.


Deputy Registrar (Judicial)
High Court of Himachal Pradesh

Schedule of property:- (List of immovable is Property Attached herewith) at Shimla-1.

HIGH COURT OF HIMACHAL PRADESH AT SHIMLA -171001.

**(WARRANT OF SALE OF PROPERTY IN EXECUTION OF A DECREE FOR MONEY)
(ORDER-21 RULE 66)**

Execution Pet. No. 27 of 2010

in Civil Suit No. 30 of 2002.

H.P. State Industrial Dev. Corp. Ltd.

Decree Holder.

Versus

M/s Him Air Products (P.) Ltd. and others.

Judgment-Debtors.

To


**The Collector,
Solan, Distt. Solan H.P.**

These are to command you to sell, by auction, after giving 15 days previous notice, by affixing the same in Court house, and after making due proclamation of immovable property attached under a warrant from this Court vide Despatch No. 36610, dated 12th day of December, 2012, in Execution of a decree in favour of the Decree Holder in Civil Suit No. 30 of 2002 or so much of the said property as shall realize the sum of **Rs. 4,42,18,901/-**(Four Crore Forty two Lac Eighteen thousand Nine Hundred and One only) **(which has come to be Rs. 18,35,05,055/-** (Eighteen Crore Thirty Five Lac Five Thousand and Fifty Five only) **along with interest as calculated till 09.07.2019)** being the decretal amount of the decree and costs still remaining unsatisfied. **"In terms of Hon'ble Court's order dated 14.03.2022, "Having carefully perused the valuation of the property, placed on record by the respective parties, this Court deems it fit to fix reserved price of the property Rs. 2.7 Crores, enabling the authority concerned to sell the same"**.

You are further commanded to return this Warrant on or before the **30th day of September, 2024**, with an endorsement certifying the manner in which it has been executed, or the reason why it has not been executed.



Ends. No. Ex. Pet. No. 27 of 2010


**Deputy Registrar (Judl.)
High Court of H.P. Shimla-1.**

Dated 16.07.2024.

Copy forwarded to the Assistant Registrar (Accounts) of this Registry with a direction to remit Rs.150/- as proclamation charges to the Collector Solan, Distt. Solan (H.P.). Proclamation in this case has been fixed on **09.08.2024** & the proclamation charges have been deposited vide R.R. No.116, dated 11.03.2024.


Deputy Register Registrar (Judl.)