**Small Industries Development Bank of India**

**U-31-37, MeghMayur Plaza, Surat –Dumas Road, Parle Point, Surat- 395007,www.sidbi.in**

**Ref:- Advertisement issued on 22.08.2015 in Times of India & Gujarat Samachar**

**In respect of disposal of asset of Laxmi Enterpirse**

**Taken-over by SIDBI u/s 38 of SIDBI Act, 1989**

**Tender-cum-auction Document**

|  |  |
| --- | --- |
| **Date of release of advertisement** | 22.08.2015 (Saturday) |
| **Date and Time of Inspection** | Date : 25.08.2015  Time: 10 a.m. to 5 p.m. |
| **Late date for submission of tenders** | 31.08.2015 (Monday) |
| **Date and time of opening of Tenders** | 01.09.2015 (11 a.m.) [Tuesday] |
| **Venue for opening of Tenders** | SMALL INDUSTRIES DEVELOPMENT BANK OF INDIA  U-31-37, Megh Mayur Plaza, Surat –Dumas Road, Parle Point, Surat- 395007, |
| **Date and time of public auction** | 01.09.2015 (11 a.m.) [Tuesday] |
| **Venue of Public Auction** | SMALL INDUSTRIES DEVELOPMENT BANK OF INDIA  U-31-37, Megh Mayur Plaza, Surat –Dumas Road, Parle Point, Surat- 395007, |

This Tender-cum-auction Document consists of the following:

{A} Official copy of the advertisement

{B} Description of assets advertised for sale

{C} Terms and conditions

{D} Tender Form

**{A} Official copy of the advertisement**

****

**SMALL INDUSTRIES DEVELOPMENT BANK OF INDIA**

**(U-31-37, Megh Mayur Plaza, Surat –Dumas Road, Parle Point, Surat- 395007,**

**Phone (s) 0261-2258493, 2252392, Fax: 0261-2257867**

**Website** [**www.sidbi.in**](http://www.sidbi.in)

**NOTICE FOR SALE OF ASSETS –**

**TENDER- CUM- AUCTION**

|  |  |
| --- | --- |
| Following assets in the possession of the SIDBI are available for sale on ‘As Is Where Is And What Is There Is’ basis under Section 38 of Small Industries Development Bank of India Act, 1989 | |
| Name of unit and location | **M/S. LAXMI ENTERPRISE** |
| Details of Machinery/ Movable assets | |
| |  |  |  |  |  | | --- | --- | --- | --- | --- | | **S. No** | **Name of the Machine** | **Make and Model** | **Reserve Price(Rs. Lakh)** | **EMD ( Rs. Lakh)** | | 1 | Water Jet Loom Machine | Grand Lapa Textile Mchinery S No. 121201 Model JLH 851 | 0.90 | 0.09 | | 2 | Water Jet Loom Machine | Grand Lapa Textile Mchinery S No. 121202 Model JLH 851 | 0.90 | 0.09 | | 3 | Water Jet Loom Machine | Grand Lapa Textile Mchinery S No. 121203 Model JLH 851 | 0.90 | 0.09 | | 4 | Water Jet Loom Machine | Grand Lapa Textile Mchinery S No. 121204 Model JLH 851 | 0.90 | 0.09 | | 5 | Water Jet Loom Machine | Grand Lapa Textile Mchinery S No. 121205 Model JLH 851 | 0.90 | 0.09 | | 6 | Water Jet Loom Machine | Grand Lapa Textile Mchinery S No. 121206 Model JLH 851 | 0.90 | 0.09 | |  |  | **TOTAL** | **5.40** | **0.54** | | |
| Reserve Price: ` 0.90 lakh each Water Jet Loom Machine.  Earnest Money Deposit (**EMD**):10% of the reserve price. | |
| For detailed terms and conditions for sale such as inspection of assets, date, and time of submission of tender, venue for sale of assets, payment terms, encumbrances etc., the bidders / tenderers may visit the above address of SIDBI and / or log on to SIDBI website at [www.sidbi.in](http://www.sidbi.in). | |
| SIDBI reserves the right to reject any or all offers without assigning any reason thereof or modify the terms & conditions on spot as per the circumstances.  Date : August 22, 2015 ,  Place: SURAT Branch In-charge | |

**B. Assets available for sale**

**a) Plant and machinery**

|  |  |  |  |
| --- | --- | --- | --- |
| **Sl. No.** | **Details of machinery/asset** | **Quantity** | **EMD\***  **[`.lakh]** |
| 1 |  |  |  |
| 2 |  |  |  |
| 3 |  |  |  |
| 4 |  |  |  |
| 5 |  |  |  |
| 6 |  |  |  |

(\*to be filled in only when bidding for individual items are allowed)

**{C} Terms and conditions**

|  |  |  |
| --- | --- | --- |
| 1 | Bids invited for | 1. Entire assets only  2. Bidding for individual assets is  (a) Allowed (b) ~~not allowed.~~ |
| 2 | Basis | As is where is and what is there is. |
| 3 | Last date for submission of tenders | Not later than 31.08.2015 at 5.45. p.m. |
| 4 | Date & time of opening of Tenders | **01.09.2015 , 11.00** a.m at following address  SMALL INDUSTRIES DEVELOPMENT BANK OF INDIA  (U-31-37, Megh Mayur Plaza, Surat –Dumas Road, Parle Point, Surat- 395007, |
| 5 | How to submit the tenders | Signed and completed tenders should be put in an envelope (separate envelope for DD/Pay order for the specified amount of EMD) and both the envelopes should be sealed and super scribed with ***“Offer for purchase of assets of LAXMI ENTERPIRSE.".*** The envelopes should be submitted to AGM/DGM, SIDBI at (Address), between **10.00a.m. and 5.45 p.m.** on any working day on or before the last date of submission of tenders as mentioned herein above. |
| 5 | Earnest Money Deposit (EMD) | 1. For entire assets: `. 0.54 Lakh  2. For individual assets: Please refer to the profile given at {B} in the Tender-cum-auction Document.  Tenders not accompanied by the EMD shall be treated as invalid.  No interest shall be payable by SIDBI on the EMD amount. |
| 6 | Mode of payment of EMD­ | By way of DD/Pay Order drawn on a scheduled bank in favour of SIDBI and payable at Surat only. |
| 7 | Refund of EMD | Normally within 7 working days of opening of tenders. The tenderers will not be entitled to claim any interest if the refund of EMD is delayed for any reason whatsoever. |
| 8 | Adjustment of EMD | For successful bidder(s), EMD amount will be adjusted against payment of bid amount. |
| 9 | Forfeiture of EMD | For bidders not complying with the terms and conditions specified in the Tender-cum-auction Documents, the EMD amount shall be forfeited. |
| 10 | Rejection of tenders | Tenders not received in the prescribed tender form or incomplete in any respect or unsigned or not accompanied by DD/PO for the requisite EMD are liable to be summarily rejected at the sole discretion of SIDBI. |
| 11 | Presence of bidders | Bidders or their authorized representatives will be allowed to remain present at the time of opening of tenders. |
| 12 | Selection of best offer | Shall be decided by the Asset Disposal Committee (ADC) constituted by SIDBI. |
| 13 | Liability of the purchaser | The purchaser shall have to pay the statutory/government/other dues, if any, in respect of the assets/property advertised for sale.  SIDBI does not undertake any responsibility to procure any permission/ license etc. in respect of the property/assets offered for sale or for settlement of any dues whatsoever in respect of the said property/assets. |
| 14 | Negotiation with highest bidder for improvement in offer | SIDBI reserves its right to negotiate with the highest bidder after opening of tenders and after getting the highest bid for improvement in the offer and to accept or to reject any or all offers without assigning any reasons whatsoever. |
| 15 | Disputes/tender/auction | In case of disputes in tender/auction, the decision of SIDBI shall be final and binding on all. |
| 16 | Inspection of assets | Tenderers are advised to submit their tenders only after inspection of assets. The inspection of assets would be arranged by SIDBI with prior appointment on the following date(s) :  **Date : 25-08-2015**  **Time: 10 a.m. to5 p.m.**  The cost for inspection of assets will have to be borne by the prospective tenderers. Please contact the aforementioned office of SIDBI for details. |
| 17 | Miscellaneous | Tenders with conditional offer will be treated as invalid.  Correspondence about any change / modification in the offer after submission of tender will not be entertained.  If any tenderer wishes to give a fresh offer for a unit before the last date prescribed for submission of the tender in the concerned advertisement, he may file a fresh tender with appropriate Earnest Money Deposit.  The purchaser will not manufacture at the site after acquisition any of the hazardous/prohibited items as specified by the Government from time to time. |
| 18 | Contact Persons | For any clarification/assistance, please contact  the Branch In-charge Mr. Sanjay Gupta at Tel No. 0261 – 2257867(Direct )and 0261 – 2258493  Email : sgupta@sidbi.in |
| 19 | General terms and conditions of auction | [a] The auction(s) would be conducted at SMALL INDUSTRIES DEVELOPMENT BANK OF INDIA(U-31-37, Megh Mayur Plaza, Surat –Dumas Road, Parle Point, Surat- 395007.  (a) The auction would start at 11 a.m. on 01.09.2015  (b) The auction will be conducted under the supervision of the Asset Disposal Committee of SIDBI/an auctioneer/auction agency engaged by SIDBI for the purpose.    [c (c) The auction(s) would be in the nature of ‘subject to approval of SIDBI’ i. e. the highest bid would be finalised and kept on record until a final decision is taken on all the bids received.    [d] SIDBI would reserve its right to reject any or all bids without assigning any reason thereof.  Sale of the secured assets mentioned herein is for recovery of secured debts (` 193.73 lakh due to be paid by the Borrower as on 30.06.2015 plus interest and costs) of SIDBI.  Offers are invited in sealed covers for purchase of the assets with EMD only by way of Pay Order/DD, drawn on a scheduled bank, payable at SURAT, favoring SIDBI.  EMD shall bear no interest, be adjusted in case of successful offerer and shall be forfeited in case of default by such offerer.  Assets will not be sold below reserve price.  Successful bidder has to deposit 25% of the bid amount (inclusive of EMD) immediately by way of pay order/DD, and remaining 75% on or before the 15th day of confirmation of sale. As the sale is subject to confirmation by SIDBI, the offers would be treated as open.    Successful bidder has to remove the assets from the premises within 3 days from the date of confirmation of sale by SIDBI.  The purchaser shall satisfy itself as to existence of any encumbrances or any dues to Government or anybody in respect of these assets and also bear expenses of transfer of assets.  Tender-cum-auction Document is available free of cost on the website www.sidbi.in, which contains more details, as it forms part of this advertisement. SIDBI reserves the right to reject any or all offers without assigning any reason thereof or modify the terms & conditions on spot as per the circumstances.  SIDBI has already issued notice of 30 days to the borrower / mortgager vide its letter dated 22-07-2015 about holding of sale if the dues are not repaid in full within stipulated time. |
| 20 | Without prejudice | This tender cum auction is without prejudice to SIDBI’s rights to take further legal action against the Borrower. |

**Notes :**

1. SIDBI would first go for tender process and thereafter, if required, auction process may be held.

2. In case the highest bid received under the tender process is above the Reserve Price, then negotiations for any enhancement in the offer would be taken up with the highest bidder.

3. In case of the highest bid received under the tender process being less than the Reserve Price and the auction process being thereafter taken up, it would be in the form of an open auction so as to get an offer which will be an improvement over the highest bid.

4. SIDBI will be at liberty to amend / modify / delete any of the above conditions as may be deemed necessary in the light of the facts and circumstances of the case. In case the offer for purchase of assets on deferred payment basis from a purchaser is accepted, SIDBI reserves its right to annul/amend the offer if it receives unsatisfactory report from the banker/s of the purchaser or for any other valid reasons.

5. The tenderers will have to submit valid identity and address proof as may be required. Formal authorization should be furnished if tenderer / bidder is represented by representative.

6. Any other case specific aspect could be inserted here. Auction participation requisition form, on the lines of tender form with suitable changes, may be obtained from the auction participants before allowing entry to the venue where auction is conducted.

**{D}Tender Form**

To,

The Deputy General Manager/Assistant General Manager

Small Industries Development Bank of India (SIDBI)

\_\_\_\_\_\_

Dear Sir,

**Ref. Advertisement issued on \_\_\_\_ 2015 in the \_\_\_\_\_\_\_\_\_\_ and \_\_\_\_\_\_\_\_\_\_\_ (name of newspaper / other publication)**

**IN RESPECT OF DISPOSAL OF ASSETS M/s Laxmi Enterprise**

**TAKEN OVER BY SIDBI U/s 38 of SIDBI Act, 1989**

**SUBMISSION OF TENDER**

1. I/We, the tenderer/s, do hereby state that, I/we have read the Tender-cum-auction Document and the terms and conditions of tender and the above advertisement and understood them fully. I/We, hereby unconditionally agree to conform with and to be bound by the said conditions. My/Our offer for purchase of the assets as appearing in the Tender-cum-auction Document is as under:

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **a** | **Name of the Tenderer**  (in case of company/firm, also give names of key Directors / partners) | |  | |
| **b** | **Whether tender is for entire property advertised** | | Yes/No.  If yes, **Amount quoted : \_\_\_\_\_\_\_\_\_\_\_\_** | |
| **c** | **If tender is only for part of the property/assets advertised :** | | | |
| **Description of assets** | **Serial No. as mentioned in Tender-cum-auction Document** | | **Amount quoted**  **( `)** |
|  |  | |  |
|  |  | |  |
|  |  | |  |

2. I/We further declare that I/We intend to purchase the above referred assets from SIDBI for our own use / business and that the information revealed by me/us in this **Tender Form** is true and correct to the best of my/our knowledge and belief.

3. I/We agree if any of the statement / information revealed by me/us is found incorrect, my/our tender is liable to be cancelled and in such case the Earnest Money Deposit paid by me/us is liable to be forfeited by SIDBI and SIDBI is at liberty to annul the offer made to me/us at any point of time.

4. I/We agree, in the event of acquisition of the site and assets, not to engage in any activity of hazardous / prohibited items as specified by Government of India from time to time.

5. I/We also agree that after my/our offer given in my/our tender for purchase of a unit is accepted by SIDBI if I/We fail to accept the terms and conditions of the offer letter or am/are not able to complete the transaction within the time limit specified in the offer letter for any reason whatsoever and / or fail to fulfill any/all the terms and conditions of the tender and offer letter, the Earnest Money Deposit paid by me/us along with the tender is liable to be forfeited by SIDBI and that SIDBI has also a right to proceed against me / us for specific performance of the contract or otherwise.

**Yours faithfully,**

**Signature of the Tenderer**

**Authorised Signatory**

**(M/s.\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_)**

**[Rubber stamp of the company/firm**]

**Enclosures :**(i) DD/Pay Order No. \_\_\_\_\_\_\_\_\_\_

Dated \_\_\_\_\_\_\_\_\_\_

Drawn On Bank \_\_\_\_\_\_\_\_\_\_

Payable at \_\_\_\_\_\_\_\_\_\_

(ii) A copy of the tender-cum-auction document duly signed by

the tenderer on every page.

**Name of the tenderer** \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Address** Office \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Residence \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**Contact details :** Tel. Office \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Mobile No. \_\_\_\_\_\_\_\_\_\_

Residence …………………… e-mail id :

\* Any other particular relevant for the purpose :- \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_