

Terms & Conditions

The E-auction process for sale of Corporate Debtor as a going concern shall be completed in following steps, brief of which is mentioned here under:

- a) Submission of EoI by Prospective Bidder(s) [hereinafter referred to as PB].
- b) Submission of Confidentiality Undertaking by PB in specified format.
- c) Submission of Eligibility Undertakings by PB in specified format.
- d) Site Visit by the PB.
- e) Submission of **EMD of 10% of the reserve price** in the form of NEFT / RTGS by interested PB.

Account Name: Impex Metal & Ferro Alloys Limited (In liquidation)

Account No.: 37593815470

Bank Name: State Bank of India

IFSC Code: SBIN0001936

Branch: IFB, KOLKATA

- f) Generation of User Id of the PB concerned for participation in E-Auction through designated service provider after submission of KYC document and EMD.
- g) Bidding by PB through designated e-auction platform on the appointed day.

Pre-bid qualification: Technical & Financial

EOI would be subject to evaluation on various Technical Parameters e.g. Consolidated group revenue and/or Assets under Management (AUM) in the same/similar activity and various Financial Parameters e.g. Consolidated Group Net Worth and/or Funds available for deployment including the following:

In case of body Corporates:

- Private/Public Limited Company, LLP, Body Corporate whether incorporated in India or outside India, with minimum **Tangible Net Worth (TNW) of INR 30.00 Crores (Rupees Thirty Crore only)** (as per The Companies Act, 2013) in the immediately preceding completed financial year.

In case of Financial Institutions (FI*)/Funds/Private Equity (PE) Investors/Non-banking financial company (NBFC)/Any other applicant:**

- Minimum **Asset Under Management (AUM) of INR 500.00 Crores (Rupees Five Crore only)** in the immediately preceding completed financial year, OR

** FI as defined under Section 45-I(c) of RBI Act*

*** NBFC as defined under Section 45-I(f) of RBI Act*

Note:

- 1. The aforesaid financial parameters to be certified by Auditor/ Independent Chartered Accountant**
- 2. Management shall also certify the same in addition to submission of supporting documents.**

In case of bidding as a consortium:

- Lead member must hold at least 51% equity in the consortium. All other members would need to have a minimum stake of 20% each in the consortium.
- In case the consortium is of body corporates, Tangible net worth (TNW) of consortium shall be calculated as weighted average of individual member's TNW (value of negative TNW members shall be considered as Nil).
- In case the consortium is of FIs/Funds/PE Investors/NBFCs/Any other applicants, the minimum AUM of consortium shall be calculated as weighted average of individual member's AUM OR Committed

Terms & Conditions

funds available for investment/deployment in Indian companies shall be calculated as weighted average of individual member's committed fund to investment/deployment in Indian companies.

- In case the consortium is of body corporates/FIs/Funds/PE Investors/NBFCs/any other applicants, the qualification criteria for TNW/AUM/Committed Funds would be in proportion to their shareholding in the consortium. All the consortium members should satisfy the criteria independently.
- No change in lead member or any member whose financials have been used to meet the criteria set out herein shall be permitted after the last date for submission of EoIs.

The Prospective Bidder shall bear the applicable stamp duties/additional stamp duty/ transfer charge, fees, GST etc. and all the statutory/non-statutory dues, taxes, rates, assessment charges, fees, etc. owing to anybody to get it transferred in its own name.

It shall be the responsibility of the interested bidder to inspect the property at their own expenses and satisfy themselves about the property before submission of the bid.

If any offer is received within the last 5 minutes of closure time, the bidding time will be extended automatically by another 5 minutes and if no higher bid is received within the extended 5 minutes, the auction will automatically get closed at the extended 5 minutes.

Upon confirmation of sale the successful bidder (purchaser) shall **Deposit 25% of sale price (including EMD) in 7 days and the balance sale consideration of 75% be paid within 30 days of sale.** If the purchaser fails to pay amounts in time the amounts so far deposited will be forfeited. The property shall be put to re-auction and the defaulting bidder shall have no claim/right in respect of property/amount deposited.

The prospective qualified bidders may avail online training on e-auction from www.ncltauction.auctiontiger.net prior to the date of e-Auction. Neither the Liquidator nor www.ncltauction.auctiontiger.net will be held responsible for any Internet network problem /power failure/ any other technical lapses/failure etc. In order to ward-off such contingent situation the interested bidders are requested to ensure that they are technically well equipped with adequate power back-up etc. for successfully participating in the e-Auction event.

The sale shall be subject to provisions of IBC 2016 and regulation of insolvency and bankruptcy board of India (Liquidation process) regulation 2016.

The properties mentioned above can be inspected by the prospective bidders with prior appointment with **Mr. Samir Kumar Bhattacharyya contact no. +91-8584947677, email ID – skb.resolution@gmail.com.**