



GOVERNMENT OF WEST BENGAL
OFFICE OF THE DISTRICT MAGISTRATE
NORTH 24 PARGANAS, BARASAT
(JUDICIAL MUNSHIKHANA DEPARTMENT)

ORDER

Whereas Authorized Officer, UCO Bank, Canning Street Branch, 8, Canning Street, Kolkata – 700 001, has filed a petition u/s 14 of SARFAESI Act of 2002 seeking administrative assistance for taking physical possession on the secured assets/Property of the Director namely Smt. Urjaswati Chatterjee D/o. Sri Priyabrata Chatterjee, residing at, 1, Fern Road, Ballygunge, Kolkata – 700 019, having another director namely Smt. Megha Bose D/o. Arabinda Bose, residing at, Paschim Panchsila, Khardah, Panihati, North 24 Parganas, PIN – 700 112, of the Borrower namely M/s. Oyster Sales Private Limited, situated at, Flat No. 106, 1st Floor, Plot No. 10, DN Block, Salt Lake, Sector-V, Kolkata – 700 091. (Case No – 70/24/MN) and

Whereas in the light of above order the petition along with affidavits and other relevant documents submitted by the Authorised Officer, UCO Bank, Canning Street Branch, 8, Canning Street, Kolkata – 700 001, seeking administrative assistance in terms of sec 14(1) of the SARFAESI Act of 2002 for taking over physical possession of the secured asset is/are seen and taken up for consideration and

Whereas from the documents and status report submitted by the Authorised Officer, it transpires that the secured creditor Granted a loan Rs. 1,00,00,000.00 (Rupees One Crore Only) on 02.08.2021 to Borrower namely M/s. Oyster Sales Private Limited, situated at, Flat No. 106, 1st Floor, Plot No. 10, DN Block, Salt Lake, Sector-V, Kolkata – 700 091, having Director namely Smt. Urjaswati Chatterjee D/o. Sri Priyabrata Chatterjee, residing at, 1, Fern Road, Ballygunge, Kolkata – 700 019, having another director namely Smt. Megha Bose D/o. Arabinda Bose, residing at, Paschim Panchsila, Khardah, Panihati, North 24 Parganas, PIN – 700 112, against the all the mortgaged piece and parcel of landed property as follows:

SCHEDULE OF PROPERTY

1A) All that the self-contained residential marble flooring flat being no. 303 on the second floor of the said G+3 storied building covering a super built up area of about 1090 Sq. Ft consisting of 02 bedrooms 01 Kitchen 01 Drawing Cum Dining, 02 Toilets and 1 balcony together with undivided impartible proportionate share of land and the common areas and portions situated and lying at Mouza – Udayrajpur comprising of J.L.No – 43, R.S.Khatian No – 162, Corresponding to L.R.Khatian No – 7172, R.S.Dag No No – 853, Corresponding to L.R.Dag No. 2263, Under the Madhyamgram Municipality, Holding No. – 33, PS – Barasat, (Now Madhyamgram), North 24 Parganas. The Mortgaged Property stands in the name of Smt. Urjaswati Chatterjee D/o. Sri Priyabrata Chatterjee and being the registered Deed No. – I – 190305412 for the year 2020 and the deed is registered at the office of ARA-III, Kolkata WB.

1B) All that the self-contained residential marble flooring flat being no. 304 on the second floor of the said G+3 storied building covering a super built up area of about 1050 Sq. Ft. consisting of 02 (Two) Bedrooms 01 (One) Balcony together with undivided impartible proportionate share of land and the common areas and portions situated and lying at Mouza – Udayrajpur comprising of J.L.No – 43, R.S.Khatian No – 162, corresponding to L.R.Dag No – 2263, R.S.Dag No – 853, Under Madhyamgram Municipality, Holding No – 33, PS – Barasat (Now Madhyamgram), North 24 Parganas. The Mortgaged Property stands in the name of Smt. Urjaswati Chatterjee D/o. Sri Priyabrata Chatterjee and being the registered Deed No. – I – 1903.5411 for the year 2020 and the deed is registered at the office of ARA-III, Kolkata WB

1C) All that the self contained residential marble flooring flat being no. 101 on the ground floor of the said G+3 storied building covering a super built up area of about 1290 Sq. Ft. consisting of 03 Bedrooms 01 Kitchen, 01 Drawing Cum Dining, 02 Toilets and 01 Balcony together with undivided impartible proportionate share of land and the common areas and portions situated and lying at Mouza – Udayrajpur, comprising of J.L.No – 43,, R.S.Khatian No – 162, Corresponding to L.R.Khatian No – 7172, R.S.Dag No – 853, Corresponding to L.R.Dag No – 2263, Under the Madhyamgram Municipality, Holding No – 33, PS – Barasat (Now Madhyamgram), North 24 Parganas. The Mortgaged Property stands in the name of Smt. Urjaswati Chatterjee D/o. Sri Priyabrata Chatterjee and being the registered Deed No. – I – 190305410 for the year 2020 and the deed is registered at the office of ARA-III, Kolkata WB

1D) All that the self contained residential marble flooring flat being no. 101 on the ground floor of the said G+3 storied building covering a super built up area of about 1290 sq. ft. consisting of 03 bedrooms 01 kitchen 01 drawing cum dining, 02 toilets and 01 balcony together with undivided impartible proportionate share of land and the common areas and portions situated and lying at Mouza – Udayrajpur comprising of JL No. 43, RS Khatian No – 162, Corresponding to L.R.Dag No. 2263, Under the Madhyamgram Municipality, Holding No. 33, PS – Barasat (Now Madhyamgram), North 24 Parganas. The Mortgaged Property stands in the name of Smt. Urjaswati Chatterjee D/o. Sri Priyabrata Chatterjee and being the registered Deed No. – I – 190305409 for the year 2020 and the deed is registered at the office of ARA-III, Kolkata WB

1E) All that the self contained residential marble flooring flat being no. 102 on the ground floor of the said G+3 storied building covering a super built up area of about 1180 Sq. Ft. consisting of 02 Bedrooms 01 Kitchen 01 Drawing cum dining 02 toilets and 01 balcony together with undivided impartible proportionate share of land and the common areas and portions situated and lying at Mouza – Udayrajpur comprising of JL No. 43, RS Khatian No – 853, Corresponding to LR Dag No – 2263, Under the Madhyamgram Municipality, Holding No – 33, PS – Barasat (Now Madhyamgram), North 24 Parganas. The Mortgaged Property stands in the name of Smt. Urjaswati Chatterjee D/o. Sri Priyabrata Chatterjee and being the registered Deed No. – I – 190305408 for the year 2020 and the deed is registered at the office of ARA-III, Kolkata WB

2) The borrower has committed default in repayment of the financial assistance granted aggregating the specified amount and consequent to such default in repayment, the account of borrower was classified as NPA on 14.10.2022 due to non servicing of interest/ installment

3) Notice dated 31.10.2022 u/s 13(2) of SARFAESI Act. 2002 demanding payment of default amount was served to the defaulting borrower. The total outstanding amount as mentioned in notice is Rs 1,03,17,687.48 (Rupees One Crore Three Lac Seventeen Thousand Six Hundred Eighty Seven and Forty Eight Paise) only and the demand notice was received by the borrower on 01.11.2022 and the notice was published in two daily news papers on 24.12.2022.

4) The Authorised Officer of the secured creditor received no representation from the borrower in reply to demand notice u/s 13(2) dated 31.10.2022.

5) The Secured creditor issued possession notice dated 28.02.2023 u/s 13(4) of SARFAESI Act of 2002 for taking Possession on the secured assets of the borrower and also published the same in the daily news papers on 03.03.2023

(Continued to page No. – 2)

6) Thus the Authorised Officer of the secured creditor observed all the formalities as laid down in the SARFAESI Act 2002 for realization of the said outstanding amount from the secured debtor

and

7) whereas, the Secured Asset in within the jurisdiction of the District Magistrate, North 24- Parganas

and

8) whereas, the amount dues more than 20% of the Principal Advance and Security interest is not created in any agricultural land

and

9) whereas, the secured creditor wants to reconstruct their financial asset(s) after handing over and taking over physical possession of the secured asset / property as scheduled above, belonging to the Borrower(s) / Co-borrower(s) / Director(s) / Guarantor(s) / Partner(s) / Proprietor(s) / Corporate Guarantor(s) / Surety(ies) as per law in force

and

10) whereas, for the purpose of taking possession of the secured asset(s) and documents, the secured creditor requested the District Magistrate, North 24 Parganas u/s 14 of SARFAESI Act of 2002.

and

11) There is no case pending before any court of law under Section 34 of SARFAESI Act, 2002 in this regard filed by the borrower as per '30 Clauses' declaration submitted by the secured creditor and as per affidavits submitted by the secured creditor there is no stay declared by any court of law

and

12) The property is not under leese/tenancy as per affidavit, deed(s), records or all other relevant documents

and

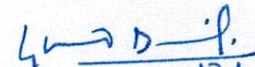
Therefore, after careful consideration of the contents of the affidavit including the nine clauses mentioned under Section 14(1)B of the Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act, 2002 and all other relevant documents, which the secured creditor filed duly affirmed by the authorized officer of UCO Bank, Canning Street Branch, 8, Canning Street, Kolkata – 700 001, the secured creditor and being satisfied, it is hereby ordered that Sri Bibrata Biswas, Executive Magistrate by Sub Section (1) of Section 20 of the Criminal Procedure, 1973 (Act 2 of 1974), in the Office of the District Magistrate, North 24- Parganas, under the District Magistrate North 24 Parganas will take physical possession of the secured assets/property and forward the same to the secured creditors u/s 14 (1A) of SARFAESI act. 2002

and

Whereas Authorized Officer, UCO Bank, Canning Street Branch, 8, Canning Street, Kolkata – 700 001, will intimate the date of possession of the secured asset to the Superintendent of Police, Barasat Police District, as well as to, Sri Bibrata Biswas, Executive Magistrate by Sub Section (1) of Section 20 of the Criminal Procedure, 1973 (Act 2 of 1974), in the Office of the District Magistrate, North 24- Parganas, well in advance to take physical possession of the secured assets/Property of the secured creditor on behalf of District Magistrate, North 24- Parganas, the The Superintendent of Police, Barasat Police District, will provide police force for maintenance of law & order. The secured creditor will remain present at the time of taking over physical possession

A spot videography should be made in Connection with taking over physical possession of secured assets, on the date of taking over possession and soft copy of the videography should be kept under custody
Let copy of this order be served upon all concerned.

The order is to be enforced within 06 (Six) months from the date of receipt of this order.

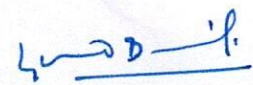

District Magistrate 13/04/24
North 24-Parganas.
12/4/24

Memo No. J -15013(11)/ 1257 11(5)/2024/JM

Date. - 15 04 /2024

Copy forwarded for information and necessary action to :-

1. The Superintendent of Police, Barasat Police District, with a request to comply with the said order.
2. The Sub Divisional Officer, Barasat, North 24- Parganas, with a request to comply with the said order.
3. Sri Bibrata Biswas, Executive Magistrate, in the Office of the District Magistrate, North 24- Parganas, with a request to comply with the said order.
4. Authorized Officer, UCO Bank, Canning Street Branch, 8, Canning Street, Kolkata – 700 001.
5. M/s. Oyster Sales Private Limited, sithated at, Flat No. 106, 1st Floor, Plot No. 10, DN Block, Salt Lake, Sector-V, Kolkata – 700 091, having Director namely Smt. Urjaswati Chatterjee D/o. Sri Priyabrata Chatterjee, residing at, 1, Fern Road, Ballygunge, Kolkata – 700 019, having another director namely Smt. Megha Bose D/o. Arabinda Bose, residing at, Paschim Panchsila, Khardah, Panihati, North 24 Parganas, PIN – 700 112.


District Magistrate
North 24-Parganas.
12/4/24