



SECURITIES AND EXCHANGE BOARD OF INDIA
NORTHERN REGIONAL OFFICE

ORDER OF CONFIRMATION OF SALE OF IMMOVABLE PROPERTY

Recovery Certificate No. 1216 of 2017

Order under section 28A of the SEBI Act, 1992 read with Rule 63 (1) of the Second Schedule of the Income tax Act, 1961

1. The Recovery Officer (RO) has drawn a Recovery Certificate No. 1216 of 2017 dated September 14, 2017 under section 28A of the SEBI Act, 1992 read with sections 220 to 227, 228A, 229, 232 and the Second and Third schedule of the Income Tax Act, 1961 against HBN Dairies & Allied Limited and its directors namely Mr. Harmender Singh Sran, Mr. Amandeep Singh Sran, Ms. Manjeet Kaur Sran and Ms. Jasbeer Kaur (herein after referred to as 'the Defaulters') in the matter of HBN Dairies & Allied Limited for recovery of a sum of Rs. 1136 crore along with further interest, costs, charges and expenses incurred in respect of all proceedings taken for recovery of the said amount.
2. The Recovery Officer, vide Prohibitory order no. RO/NRO/84/2017 dated September 29, 2017 had attached the immovable properties of the defaulters inter alia prohibiting the defaulters from disposing, transferring or alienating or charging the properties mentioned therein.
3. The Hon'ble Supreme Court of India vide order dated May 14, 2024 in the matter of C. A. No. 5089/2019 - Securities and Exchange Board of India vs. Rohit Sehgal & Ors permitted Securities and Exchange Board of India (SEBI) to sell the assets of the Corporate Debtor / Respondent no. 35 - HBN Diaries & Allied Limited with active involvement of the Liquidator, Mr. Rohit Sehgal.
4. Since the defaulters failed to repay the dues, Recovery Officer issued Notice of sale dated July 04, 2024 (read with Corrigendum dated 10.07.2024 and Addendum to Notice of sale dated 06.08.2024) for selling inter alia the properties of the defaulters via e-auction platform on "as is where is and whatever there is" basis. The last for submission of bid forms and Earnest Money Deposit (EMD) was August 12, 2024 and e-auction was scheduled on August 20, 2024.

“हम हिन्दी पत्राचार का स्वागत करते हैं।”

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उत्तरी प्रादेशिक कार्यालय : प्लेट-बी, आठवीं मंजिल, ऑफिस टॉवर-1, एन बी सी सी कॉम्प्लेक्स, पूर्व किदवाई नगर, नई दिल्ली - 110023

Northern Regional Office : Plate-B, 8th Floor, Office Tower-1, NBCC Complex, East Kidwai Nagar, New Delhi-110023 दूरभाष (Phone) : 011 - 69012998

प्रधान कार्यालय : सेबी भवन, प्लॉट सं. सी-4 'अ', जी-ब्लॉक, बान्द्रा कुर्ला कॉम्प्लेक्स, बान्द्रा (पूर्व) मुंबई - 400051 दूरभाष (Phone) : 022 - 26449000
Head Office : SEBI Bhavan, Plot No. C-4A, G-Block, Bandra Kurla Complex, Bandra (E) Mumbai - 400051 Web. : www.sebi.gov.in

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5. In response to said Notice of Sale, SEBI received EMD from 2 bidders for the properties mentioned below-

S.no.	Description of property
6	301, 2nd Floor, Garima Arcade, MLB road Nagar, Lashkar Pragna, Gwalior Madhya Pradesh - 474002

6. The e-auction of the property at **Sr. no. 05** was knocked down in favour of the highest bidder i.e **Mr. Ashutosh Dwivedi** for a bid of **Rs 29,07,000/- (Rupees Twenty-Nine Lakhs and Seven Thousand only)**.
7. In terms of Notice of sale, the sale in favour of successful bidder in normal circumstances will be confirmed in compliance of all the terms and conditions of sale on the expiry of thirty days from the date of auction.
8. As per the terms and conditions of Notice of sale dated July 04, 2024 (read with Corrigendum dated 10.07.2024 and Addendum to Notice of sale dated 06.08.2024) an amount of 25% of the bid inclusive of the EMD already paid by the bidder is required to be paid within 2 working days and the balance amount along with poundage fee of 1% of the bid amount shall be paid within 15 days from the date of auction to SEBI. Accordingly, the highest bidder deposited the full bid amount of **Rs. 29,36,070.00/- (Rupees Twenty Nine Lakhs Thirty Six Thousand and Seventy only)** including 1% poundage fee within the aforesaid time limits to bank account of SEBI as detailed below-

S.no.	Dates	Particulars	Amount (Rs)
1	06.08.2024	Towards EMD	2,20,700.00
2	21.08.2024	Towards 25% of successful b amount minus EMD	5,06,050.00
3	02.09.2024	Towards Balance Amount 1% of the highest amount as poundage fee	22,09,320.00
		Total	29,36,070.00

9. In terms of Rule 63(1) of the Second Schedule to the Income Tax Act, 1961, where no application is made for setting aside the sale, the Recovery Officer shall if the full amount of the purchase money has been paid, make an order conforming the sale and thereupon the sale shall become absolute.





Continuation Sheet

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10. Since no application before the recovery officer has been made for setting aside the sale of the aforesaid sale of properties under Rule 60 of the Second Schedule to the Income Tax Act, 1961, the sale of the aforesaid properties has become absolute in terms of Rule 63(1) of the Second Schedule to the Income Tax Act, 1961.
11. In view of the above, and in exercise of powers conferred upon me under section 28A of the SEBI Act, 1992 read with Rule 63 (1) of the Second Schedule to the Income Tax Act, 1961, I hereby confirm the sale of the undermentioned property, in favour of the following entity-

S. no.	Description of property	Name of the buyer	PAN
6	301, 2nd Floor, Garima Arcade, MLB road Nagar, Lashkar Pragna, Gwalior Madhya Pradesh - 474002	Ashutosh Dwivedi	JLUPD2689N

Given under my hand and seal at New Delhi this 23rd day of September 2024.

SEAL



**Kshama Wagherkar
General Manager & Recovery Officer**

क्षमा प्र. वाघेरकर / Kshama P. Wagherkar
वसूली अधिकारी एवं महाप्रबंधक
Recovery Officer & General Manager
भारतीय प्रतिभूति और विनिमय बोर्ड
Securities and Exchange Board
उत्तरी प्रादेशिक कार्यालय / Northern Regional Officer
नई दिल्ली / New Delhi