



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

ORDER

Whereas Authorized Officer, Indian Bank (erstwhile Allahabad Bank), Dunlop Bridge Branch, 149, BT Road, Kolkata – 700 108, has filed a petition to the District Magistrate, North 24-Parganas, u/s 14 of SARFAESI Act of 2002 seeking administrative assistance for taking physical possession on the secured assets/Property of the Guarantor namely Smt. Manuyara Bibi W/o. Sri Golam Hossain Mondal, residing at, Basudebpur, PO – Jadurhati, PS – Baduria, North 24 Parganas, PIN – 743 293, having a Proprietor namely Sri Hasanur Zaman S/o. Gulam Hossain Mondal, residing at, Basudebpur, PO – Jadurhati, PS – Baduria, North 24 Parganas, PIN – 743 293 of the Borrower namely M/s. Ankur Krishi Bhandar, situated at, Basudebpur, PO – Jadurhati, PS – Baduria, North 24 Parganas, PIN – 743 293. (Case No – 183/23/MN)

and

whereas in the light of above order the petition along with affidavits and other relevant documents submitted by the Authorised Officer, Indian Bank (erstwhile Allahabad Bank), Dunlop Bridge Branch, 149, BT Road, Kolkata – 700 108 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. 50,00,000.00 (CC) (Rupees Fifty Lac Only) on 20.09.2017 & Rs. 10,00,000.00 (TL) (Rupees Ten Lac Only) on 11.11.2020 to Borrower namely M/s. Ankur Krishi Bhandar, situated at, Basudebpur, PO – Jadurhati, PS – Baduria, North 24 Parganas, PIN – 743 293, having a Proprietor namely Sri Hasanur Zaman S/o. Gulam Hossain Mondal, residing at, Basudebpur, PO – Jadurhati, PS – Baduria, North 24 Parganas, PIN – 743 293, having a Guarantor namely Smt. Manuyara Bibi W/o. Sri Golam Hossain Mondal, residing at, Basudebpur, PO – Jadurhati, PS – Baduria, North 24 Parganas, PIN – 743 293, against the all the mortgaged piece and parcel of landed property as follows:

SCHEDULE OF PROPERTY

- 1) All the piece and parcel of landed property measuring an area more or less 4 Satak and building standing thereon lying and situated at Mouza – Jadurhati, J.L.No – 58, Touzi No – 624, R.S. & L.R. Dag No – 688, present L.R.Khatian No – 1916, old L.R.Khatian No – 1759, L.R.Khatian No Kri – 1557 within the jurisdiction of Jadurhati Dakshin Gram Panchayet, PS - & ADSRO – Baduria, North 24 Parganas. The Building is Butted and Bounded by North – Property of Baziur Rahaman Sardar, South – Property of Anisur Rahaman, East – Property of Anisur Rahaman, West – Pucca Road. Mortgaged Property stands in the name of Smt. Manuyara Bibi W/o. Sri Golam Hossain Mondal and being the registered Deed No – I – 151300663 for the year 2017 at the Office of the ADSR - Baduria, North 24 Parganas, 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 25.09.2022 due to non servicing of interest/ installment
- 3) Notice dated 11.10.2022 u/s 13(2) of SARFAESI Act. 2002 demanding payment of default amount was served to the defaulting borrower. The outstanding amount as mentioned in notice is Rs. 57,64,640.00 (Rupees Fifty Seven Lac Sixty Four Thousand Six Hundred and Forty Only) only and the notice was received by the borrower on 11.10.2022
- 4) The Authorised Officer of the secured creditor received no representation from the borrower in reply to demand notice u/s 13(2) dated 11.10.2022
- 5) The Secured creditor issued possession notice dated 25.04.2023 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 28.04.2023
- 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 dated submitted by the secured creditor there is no stay declared by any court of law

(2)

and

12) The property is not under lease/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 Indian Bank (erstwhile Allahabad Bank), Dunlop Bridge Branch, 149, BT Road, Kolkata - 700 108, the secured creditor and being satisfied, it is hereby ordered that Sri Prohlad Biswas, Executive Magistrate by Sub Section (1) of Section 20 of the Criminal Procedure, 1973 (Act 2 of 1974), in the Office of the Sub Divisional Officer, Basirhat, 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 creditor u/s 14 (1A) of SARFAESI act, 2002

and

Whereas Authorized Officer, Indian Bank (erstwhile Allahabad Bank), Dunlop Bridge Branch, 149, BT Road, Kolkata - 700 108 shall intimate the date of possession of the secured asset to the Superintendent of Police, Bashirhat Police District, North 24 - Parganas, as well as to Sri Prohlad Biswas, Executive Magistrate by Sub Section (1) of Section 20 of the Criminal Procedure, 1973 (Act 2 of 1974), in the Office of the Sub Divisional Officer, Bashirhat, 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 Superintendent of Police, Basirhat Police District, North 24 - Parganas, 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, 24/01/24  
North 24-Parganas.

24/01/24

Memo No. J-15013(11)/

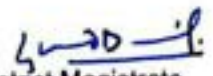
233

/1(5)/2024/JM

Date. - 24/01/2024

Copy forwarded for information and necessary action to :-

1. The Superintendent of Police, North 24 - Parganas, Basirhat, with a request to comply with the said order.
2. The Sub Divisional Officer, Bashirhat, North 24- Parganas, with a request to comply with the said order.
3. Sri Prohlad Biswas, Executive Magistrate, in the Office of the Sub Divisional Officer, Bashirhat, North 24- Parganas, with a request to comply with the said order.
4. Authorized Officer, Indian Bank (erstwhile Allahabad Bank), Dunlop Bridge Branch, 149, BT Road, Kolkata - 700 108.
5. M/s. Ankur Krishi Bhandar, situated at, Basudebpur, PO - Jadurhati, PS - Baduria, North 24 Parganas, PIN - 743 293, having a Proprietor namely Sri Hasanur Zaman S/o. Gulam Hossain Mondal, residing at, Basudebpur, PO - Jadurhati, PS - Baduria, North 24 Parganas, PIN - 743 293, having a Guarantor namely Smt. Manuyara Bibi W/o. Sri Golam Hossain Mondal, residing at, Basudebpur, PO - Jadurhati, PS - Baduria, North 24 Parganas, PIN - 743 293.

  
District Magistrate  
North 24-Parganas.

24/01/24

**ORDER**

Whereas Authorized Officer, Punjab National Bank (E-United Bank of India) 24 Parganas (North) Circle Sastra, 48, Jessore Road, Barasat (Near Seth Pukur), North 24 Parganas, Kolkata – 700 124 has filed a petition to the District Magistrate, North 24-Parganas, u/s 14 of SARFAESI Act of 2002 seeking administrative assistance for taking physical possession on the secured assets/Property of the Proprietor namely Sri Sanjib Kumar Banik S/o. Sri Gopal Chandra Banik, of the Borrower namely M/s. Banik Suppliers, both are residing and situated at, 116/1/1, Banerjee Para Bye Lane (Battala), Bhatpara Municipality, PO – Shyamnagar, PS – Jagaddal, North 24 Parganas, PIN – 743 127. (Case No – 05/24/MN)

and

whereas in the light of above order the petition along with affidavits and other relevant documents submitted by the Authorised officer, Punjab National Bank (E-United Bank of India) 24 Parganas (North) Circle Sastra, 48, Jessore Road, Barasat (Near Seth Pukur), North 24 Parganas, Kolkata – 700 124 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 secured creditor granted a loan Rs. 27,30,000.00 (OD) (Rupees Twenty Seven Lac Thirty Thousand Only) on 12.09.2019 + Rs. 1,90,241.00 (TL-TFITL) (Rupees One Lac Ninety Thousand Two Hundred and Forty One Only) on 29.09.2021 + Rs. 2,81,000.00 (Rupees Two Lac Eighty One Thousand Only) on 15.06.2020 to Borrower namely M/s. Banik Suppliers, having a Proprietor namely Sri Sanjib Kumar Banik S/o. Sri Gopal Chandra Banik, both are residing and situated at, 116/1/1, Banerjee Para Bye Lane (Battala), Bhatpara Municipality, PO – Shyamnagar, PS – Jagaddal, North 24 Parganas, PIN – 743 127 against the all the mortgaged piece and parcel of landed property as follows:

**SCHEDULE OF PROPERTY**

1) All that piece and parcel of Bastu landed property measuring an area more or less 1 Cottah 11 Chittak 41 Square Feet or 1256 Sq. Ft. along with a Building lying and situated at Mouza – Mulajore, J.L No.- 18, Touzi No – 665, C.S.Khatian No – 90, R.S.Khatian No – 92, R.S.Dag No – 1477, Under the local Jurisdiction of Bhatpara Municipality, Holding No – 116/1, Banerjee Para Bye Lane, PS – Jagaddal, North 24 Parganas. The property is Butted and Bounded by North – 4 ft. wide road then land and house of Sunil Sanyal, South – Land and House of Dulal Chandra Saha, East – 16 Ft. wide Banerjee Para Bye Lane, West – Land of Sanjay Banik. The Mortgaged Property stands in the name of Sri Sanjib Kumar Banik S/o. Sri Gopal Chandra Banik and being the registered Deed No. – I – 1421 for the year 2005 at the Office of the ADSR - Naihati, W.B.

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 02.06.2022 due to non servicing of interest/ installment

3) Notice dated 29.11.2022 u/s 13(2) of SARFAESI Act. 2002 demanding payment of default amount was served to the defaulting borrower. The outstanding amount as mentioned in notice is Rs.32,91,138.98 (Rupees Thirty Two Lac Ninety One Thousand One Hundred Thirty Eight and Ninety Eight Paise) only and the demand notice was received by the borrower on 07.12.2022

4) The Authorised Officer of the secured creditor received representation (vide dated 25.01.2023) on 25.01.2023 from the borrowers in reply to demand notice u/s 13(2), which was duly replied by the secured creditor on 10.02.2023

5) The Secured creditor issued possession notice dated 10.02.2023 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 11.02.2023

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 is 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 an SA No. 216 of 2023 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 affidavit dated 06.01.2024 submitted by the secured creditor there is no stay declared by any court of law

(Continued to page No. – 2)

(2)

and

12) The property is not under lease/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 Punjab National Bank (E-United Bank of India) 24 Parganas (North) Circle Sastra, 48, Jessore Road, Barasat (Near Seth Pukur), North 24 Parganas, Kolkata - 700 124, the secured creditor and being satisfied, it is hereby ordered that Smt. Anamika Bera (Saha), Executive Magistrate by Sub Section (1) of Section 20 of the Criminal Procedure, 1973 (Act 2 of 1974), in the Office of the Sub Divisional Officer, Barrackpore, 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 creditor u/s 14 (1A) of SARFAESI act. 2002

and

Whereas Authorized Officer, Punjab National Bank (E-United Bank of India) 24 Parganas (North) Circle Sastra, 48, Jessore Road, Barasat (Near Seth Pukur), North 24 Parganas, Kolkata - 700 124 shall intimate the date of possession of the secured asset to the Commissioner of Police, Barrackpore, North 24 - Parganas, as well as to, Smt. Anamika Bera (Saha), Executive Magistrate by Sub Section (1) of Section 20 of the Criminal Procedure, 1973 (Act 2 of 1974), in the Office of the Sub Divisional Officer, Barrackpore, 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 Commissioner of Police, Barrackpore, North 24 - Parganas, 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.

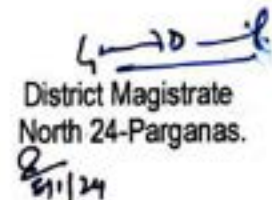
  
District Magistrate,  
North 24 - Parganas.

Date. - 15/05/2024

Memo No. J -15013(11)/ 161 11/5/2024/JM

Copy forwarded for information and necessary action to :-

1. The Commissioner of Police, Barrackpore, North 24- Parganas, with a request to comply with the said order.
2. The Sub Divisional Officer, Barrackpore, North 24- Parganas, with a request to comply with the said order.
3. Smt. Anamika Bera (Saha), Executive Magistrate, in the Office of the Sub Divisional Officer, Barrackpore North 24- Parganas, with a request to comply with the said order.
4. Authorized Officer, Punjab National Bank (E-United Bank of India) 24 Parganas (North) Circle Sastra, 48, Jessore Road, Barasat (Near Seth Pukur), North 24 Parganas, Kolkata - 700 124.
5. M/s. Banik Suppliers, having a Proprietor namely Sri Sanjib Kumar Banik S/o. Sri Gopal Chandra Banik, both are residing and situated at, 116/1/1, Banerjee Para Bye Lane (Battala), Bhatpara Municipality, PO - Shyamnagar, PS - Jagaddal, North 24 Parganas, PIN - 743 127.

  
District Magistrate  
North 24-Parganas.  
15/5/24



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

**ORDER**

Whereas Authorized Officer, Punjab National Bank, North 24 Parganas Circle Sastra, 48, Jessore Road, Barasat (Near Seth Pukur), Barasat, Kolkata – 700 124 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 Guarantor namely Sri Bivas De S/o Late Netai Chand De. residing at, 1 No. Jessore Road, (South), Radha Krishna Apartment, Hathkhola More, Kolkata – 700 124 of the Borrower namely Sri Bikash Dey, S/o. Late Netai Chandra Dey, residing at, 1 No. Hessire Riad (South), Radha Krishna Apartment, Hathkhola More, Kolkata – 700 124. (Case No – 234/23/MN)

and

Whereas in the light of above order the petition along with affidavits and other relevant documents submitted by the Authorised Officer, Punjab National Bank, North 24 Parganas Circle Sastra, 48, Jessore Road, Barasat (Near Seth Pukur), Barasat, Kolkata – 700 124, 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. 1,32,25,000.00 (Rupees One Crore Thirty Two Lac Twenty Five Thousand Only) on 25.10.2018 + 30.07.2020 + 20.11.2021 + 29.06.2021 to Borrower namely Sri Bikash Dey, S/o. Late Netai Chandra Dey, residing at, 1 No. Jessore Road (South), Radha Krishna Apartment, Hathkhola More, Kolkata – 700 124, having a Guarantor namely Sri Bivas De S/o. residing at, 1 No. Jessore Road, (South), Radha Krishna Apartment, Hathkhola More, Kolkata – 700 124, against the all the mortgaged piece and parcel of landed property as follows:

**SCHEDULE OF PROPERTY**

1A) All that piece and parcel of Self-contained Flat bearing no.-B, at third floor namely Shasi Kuthi, measuring about 942 sq. ft. together with the right of common spaces of the said building with undivided proportionate interest or share in common area and facility and amenities attached to the said flat, erected on land situated at Mouza – Prasadpur, JL No – 39, Re Sa No – 229, Touzi No – 146/2 RS Dag No – 41, LR Dag No – 566, RS Khatian No – 175, LR Khatian No – .1134, under the local jurisdiction of Barasat Municipality, Holding No. 63/G, Jessore Road (South), PS – Barasat, North 24 Parganas. The Property is Butted and Bounded by North – Shankar Pally Road, South – Property of Chittaranjan Talukder, East – Property of Narayan Chandra Kayal, West – 4 ft wide common passage. The Mortgaged Property stands in the name of Sri Bivas De S/o Late Netai Chand De and being the registered Deed No. – I – 2510 for the year 2013 and the deed is registered at the office of DSR-II, Barasat, North 24 Parganas, West Bengal.

1B) All that piece and parcel of shop room measuring about 423.60 Sq. Ft. (Super built up area) erected on building namely Barsha Apartment which is situated on landed property situated at Mouza – Prasadpur, JL No – 39, Re Sa No – 229, Touzi No – 146, R.S.Khatian No – 193, Dag No – 129, under the local jurisdiction of Barasat Municipality at Municipal Holding No. 66, K.N.C.Road, PO + PS – Municipality – Barasat. The shop is butted and bounded by north – 10 ft wide common passage, south – Passage and then Bapi Sadhukhan, East – Stair case, West – Property of Balaram Chandra Saha. The Mortgaged Property stands in the name of Sri Bivas De S/o Late Netai Chand De and being the registered Deed No. – I – 6947 for the year 2006 and the deed is registered at the office of ADSR - Barasat, North 24 Parganas, West Bengal.

1C) All that piece and parcel of shop room measuring an area more or less 122.44 sq.ft. marked as C1 and C2 in deed, lying and situated at Mouza – Prasadpur, JL No – 39, Touzi No – 146, Re Sa No – 229, RS Khatian No – 63,31,24,32 and RS Dag No – 152,153,155,156, under the local jurisdiction of Barasat Municipality, Holding No – 1/3, Bylane of Jessore Road, PS – Barasat, North 24 Parganas. The property is Butted and Bounded by North – 5 ft 5 Inch common passage, South – Open Space, East – Stair Case, West – 6ft wide common passage of market.. The Mortgaged Property stands in the name of Sri Bivas De S/o Late Netai Chand De and being the registered Deed No. – I – 2159 for the year 2015 and the deed is registered at the office of ADSR - Barasat, North 24 Parganas, West Bengal

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 11.07.2022 due to non servicing of interest/ installment

3) Notice dated 19.08.2022 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 1,30,04,016.90 (Rupees One Crore Thirty Lac Four Thousand Sixteen and Ninety Paise) only and the demand notice was received by the borrower on 25.08.2022 and by the Guarantor namely 25.08.2022.

4) The Authorised Officer of the secured creditor received representation (vide dated 14.10.2022) on 14.10.2022 from the borrowers in reply to demand notice u/s 13(2), which was duly replied by the secured creditor on 15.10.2022.

5) The Secured creditor issued possession notice dated 10.01.2023 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 13.01.2023

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 is 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

(Continued to page No. – 2)

(2)

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) SA/761/2022 is pending before DRT – III, Kolkata 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 affidavit dated 22.12.2023 submitted by the secured creditor there is no stay declared by any court of law

and

12) The property is not under lease/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 Punjab National Bank, North 24 Parganas Circle Sastra, 48, Jessore Road, Barasat (Near Seth Pukur), Barasat, Kolkata – 700 124, the secured creditor and being satisfied, it is hereby ordered that Sri Lakshmi Kanta Roy, 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, Punjab National Bank, North 24 Parganas Circle Sastra, 48, Jessore Road, Barasat (Near Seth Pukur), Barasat, Kolkata – 700 124, will intimate the date of possession of the secured asset to the The Superintendent of Police, Barasat Police District, as well as to, Sri Lakshmi Kanta Roy, 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.

  
03/01/24  
District Magistrate  
North 24-Parganas.  
2/1/24

Memo No. J-15013(11)/ 56 /1(5)/2023/JM

Date - 03/01/2024

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 Lakshmi Kanta Roy, Executive Magistrate, in the Office of the District Magistrate, North 24- Parganas, with a request to comply with the said order.
4. Authorized Officer, Punjab National Bank, North 24 Parganas Circle Sastra, 48, Jessore Road, Barasat (Near Seth Pukur), Barasat, Kolkata – 700 124.
5. Sri Bikash Dey, S/o. Late Netai Chandra Dey, residing at, 1 No. Hessire Riad (South), Radha Krishna Apartment, Hathkhola More, Kolkata – 700 124, having a Guarantor namely Sri Bivas De S/o. residing at, 1 No. Jessore Road, (South), Radha Krishna Apartment, Hathkhola More, Kolkata – 700 124.

  
District Magistrate  
North 24-Parganas.  
2/1/24



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

**ORDER**

Whereas Authorized Officer, Punjab National Bank, Sastra Division, Kolkata North Circle, 2<sup>nd</sup> Floor, DD-11, Sector-1, Salt Lake, Kolkata – 700 064, has filed a petition to the District Magistrate, North 24-Parganas, u/s 14 of SARFAESI Act of 2002 seeking administrative assistance for taking physical possession on the secured assets/Property of the Borrower namely Sri Brajagopal Sautya S/o. Sri Satish Chandra Sautya, residing at, Sristi Apartment, Flat No. 203, 2<sup>nd</sup> Floor, Mahisbathan, PO – Krishnapur, Saltlake, Sector – V, Kolkata – 700 102. (Case No – 09/24/MN)

and

whereas in the light of above order the petition along with affidavits and other relevant documents submitted by the Authorised Officer, Punjab National Bank, Sastra Division, Kolkata North Circle, 2<sup>nd</sup> Floor, DD-11, Sector-1, Salt Lake, Kolkata – 700 064 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. 42,00,000.00 (Housing Loan) (Rupees Forty Two Lac Only) on 28.03.2013 + Rs. 25,00,000.00 (Housing Loan) (Rupees Twenty Five Lac Only) on 16.10.2015 + Rs. 2,85,000.00 (Car Loan) (Rupees Two Lac Eighty Five Thousand Only) on 30.09.2014 + Rs. 3,65,958.00 (FITL) (Rupees Three Lac Sixty Five Thousand Nine Hundred and Fifty Eight Only) on 21.06.2021 to Borrower namely Sri Brajagopal Sautya S/o. Sri Satish Chandra Sautya, residing at, Sristi Apartment, Flat No. 203, 2<sup>nd</sup> Floor, Mahisbathan, PO – Krishnapur, Saltlake, Sector – V, Kolkata – 700 102, against the all the mortgaged piece and parcel of landed property as follows:

**SCHEDULE OF PROPERTY**

1) All that self contained residential Flat No. 203 on the second floor, south eastside of Sristi Apartment, having 2040 Sqft super built up area more or less and open car parking area of 150 Sqft lying situated at Mouza – Mahisbathan, Abadpara, JL No – 18, R.S.No – 203, Touzi No – 145, comprised C.S.Dag No – 252, R.S.Dag No – 156, present L.R Dag No. 156, Under C.S.Khatian No – 54/55, R.S.Khatian No – 57, L.R.Khatian No – 330/1, 379/1 and 208/1 and present L.R.Khatian No – 1381, 1382 and 1379 respectively within local limits of Bidhannagar Municipality under present ward no. 1, PS – Bidhannagar (East) now Bidhannagar Electronic Complex, Sector – V, Salt Lake, North 24 Parganas. The building is butted and bounded by North – Part of RS Dag No - 156, South – 16 ft. wide common road, East – Plot No. D, West – Part of RS Dag No. 156. Mortgaged Property stands in the name of Sri Brajagopal Sautya S/o. Sri Satish Chandra Sautya and being the registered Deed No – I – 01361 for the year 2013 at the Office of the ADSR – Bidhannagar (Salt Lake), North 24 Parganas, 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 22.06.2022 due to non servicing of interest/ installment

3) Notice dated 22.07.2022 u/s 13(2) of SARFAESI Act. 2002 demanding payment of default amount was served to the defaulting borrower. The outstanding amount as mentioned in notice is Rs. 69,02,736.82 (Rupees Sixty Nine Lac Two Thousand Seven Hundred Thirty Six and Eighty Two Paise) Only. The Demand notice was received by the borrower on 28.04.2022 and the notice was published in two daily news papers on 08.08.2022

4) The Authorised Officer of the secured creditor received no representation from the borrower in reply to demand notice u/s 13(2) dated 22.07.2022

5) The Secured creditor issued possession notice dated 11.10.2022 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 16.10.2022

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 affidavit dated 02.01.2024 submitted by the secured creditor there is no stay declared by any court of law

(2)

and

12) The property is not under lease/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 Punjab National Bank, Sastra Division, Kolkata North Circle, 2<sup>nd</sup> Floor, DD-11, Sector-1, Salt Lake, Kolkata – 700 064, the secured creditor and being satisfied, it is hereby ordered that Smt. Mouli Sanyal, Executive Magistrate by Sub Section (1) of Section 20 of the Criminal Procedure, 1973 (Act 2 of 1974), in the Office of the Sub Divisional Officer, Bidhannagar, 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 creditor u/s 14 (1A) of SARFAESI act. 2002

and

Whereas Authorized Officer, Punjab National Bank, Sastra Division, Kolkata North Circle, 2<sup>nd</sup> Floor, DD-11, Sector-1, Salt Lake, Kolkata – 700 064 shall intimate the date of possession of the secured asset to the Commissioner of Police, Bidhannagar, North 24 - Parganas, as well as to, Smt. Mouli Sanyal, Executive Magistrate by Sub Section (1) of Section 20 of the Criminal Procedure, 1973 (Act 2 of 1974), in the Office of the Sub Divisional Officer, Bidhannagar, 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 Commissioner of Police, Bidhannagar, North 24 - Parganas, 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.

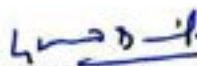
  
District Magistrate 17/01/24  
North 24-Parganas.  
15/1/24

Memo No. J -15013(11)/ 188 1/5/2024/JM

Date. - 18/01/2024

Copy forwarded for information and necessary action to :-

1. The Commissioner of Police, Bidhannagar, North 24- Parganas, with a request to comply with the said order.
2. The Sub Divisional Officer, Bidhannagar, North 24- Parganas, with a request to comply with the said order.
3. Smt. Mouli Sanyal, Executive Magistrate, in the Office of the Sub Divisional Officer, Bidhannagar North 24- Parganas, with a request to comply with the said order
4. Authorized Officer, Punjab National Bank, Sastra Division, Kolkata North Circle, 2<sup>nd</sup> Floor, DD-11, Sector-1, Salt Lake, Kolkata – 700 064.
5. Sri Brajagopal Sautya S/o. Sri Satish Chandra Sautya, residing at, Sristi Apartment, Flat No. 203, 2<sup>nd</sup> Floor, Mahisbathan, PO – Krishnapur, Saltlake, Sector – V, Kolkata – 700 102.

  
District Magistrate  
North 24-Parganas  
15/1/24