

Ref No: NC

DATE: 01/02/2019

To, The Chairman, Usashi Realstates Pvt. Ltd. 81 Golaghata, VIP Road, Flat 1B, Radhakunja Apartment, Kolkata - 700048.

Sir.

Sub: Property being all that piece and parcel of land admeasuring about 59.52
Decimals in L.R. Dag No. 3884, 3885, 3880, 3881, 3882 and 3883, laying and
situated at Mouza - Bishnupur, J.L. No. 44, Touzi No. 10, R.S. No. 126, within
the jurisdiction of Chandpur Gram Panchayet, PO - Lauhati, PS - Rajarhat,
Dist: 24 PGS (N).

Belonging to M/s, Excella Realtors Pvt. Ltd.

This is in response to your request for furnishing of non-encumbrance certificate & Title - Cum - Opinion Report about the clear and marketable title to the aforesaid property to be mortgaged for securing the credit facility.

SL. No.	ASPECTS TO BE CONSIDERED	COUNSEL'S STATEMENT
A	PARTICULARS	
1.	Name of the Landowner with address:	M/s. Excella Realtors Pvt. Ltd. 2, Dharmadas Row, Kolkata - 700026
2.	Name of the person in whose favour the ROR/Porcha is recorded:	M/s. Excella Realtors Pvt. Ltd. vide L.R. Khatian No. 8606
3-	Details of the property to be searched: As per title deed. Description & Area of property proposed to be sold/with boundaries (a. Give the specific number and address of plot, house, building, flat, shop etc. b. State specifically whether property is in agricultural, non-agricultural,	All that piece and parcel of land admeasuring about 59.52 Decimals in L.R. Dag No. 3884, 3885, 3880, 3881, 3882 and 3883, laying and situated at Mouza - Bishnupur, J.L. No. 44, Touzi No. 10, R.S. No. 126, within the jurisdiction of Chandpur Gram Panchayet, PO - Lauhati, PS - Rajarhat, Dist: 24 PGS (N).

Empanelled:- Punjab National Bank & Bank of Baroda Chamber - Residence

Sarat Abasan - 27, Salt Lake City, Tank No. 7, Kolkata - 200001

SAPTARSHI RAY
ADVOCATE
CALCUTTA HIGH COURT
Dist Court Allbora/Barasas



DATE: 01/08/8010

					that the buy trail
Kef	No: NC commercial, resis	lootial or in	diodelal		
4)-	ereal. Present classificat Present classificat Present classificat excha/ROR (deta exche, office of issue	ion of land as its of the Porel	per the	on which the	cation of land is " Housing nomestead for the land area, proposed Building/Block/ uilt.
6.	Whether the Land sufficient title and sale (Not a mi- discharged insolve	t capacity to nor, Limitic	contract	The Landowner/Developer has suffer title and capacity to contract sale. There is no involvement of any min Lunatic or un-discharged insolvent etc.	
6.	how it is derived (whether self-acquired, ancestral / inheritance or by succession or otherwise). Whether the Landowner is in exclusive		The Landowner absolute owner The right to the purchase.		
d.			The possession	has to be verified in person.	
	B. INVESTIGA				
h	Details of the till (with full particul registration)	le deeds/docu lars regarding	nature c	f document, dat	eds/Parent deeds) examined e of execution and details of
St.	Pape Nature of Decoment	Page of execution	No. & date of	of Registration Lieu in Mer's society's records	Aurtica
a.	10 1 00	26/07/2012	of ADSI	lo, 09715/2012 Bidhannagar,	Anowara Bibi (Vendor) & M/s. Excella Realtors Pvt.

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14813 - 14828

of 01/11/2012

recorded in Book No. 1, Ltd. (Purchaser)

Being No. 13014/2012 M/s. New Town Projects

recorded in Book No. 1, Uddin Molla (Confirming

Pet. Ltd. (Vendor), Jamal

Party) and M/s. Excella

CD Vol. No. 13, Pg. No.

of ADSR Bidhannagar,

CD Vol. No. 19, Pg. No.

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SAPTARSHI RAY
ADVOCATE
ADVOCATE
Dist Court Alipore/Barasar

Deed

Conveyance

Saptarshi Ray

9433265452 89818885327 033-6533-1613

				DATE: 01/02/2019
r	Ref No: NC		5252 - 5269	Realtors Pot. Ltd. (Purchaser)
	c. Deed Conveyance	0/ 26/07/2011	of ADSR Bidhannagar, recorded in Book No. I. CD Vol. No. 13, Pg. No. 14497 - 14519	Fatema Bibi & Khatigan Bibi (Vendor) & M/s. Excella Realtors Pct. Ltd. (Purchaser)
q	Deed Conveyance	9 08/08/2012		(Vendor) & M/s. Excella Realtors Put. Ltd. (Purchaser)
6.	Deed q Conveyance	f 08/08/2012		Khas Mohammad Molla (Vendor) & M/s. Excella Realturs Pvt. Ltd. (Purchaser)
J.	Deed of Conveyance	23/12/2011	Being No. 14554/2011 of ADSR Bidhannagar, recorded in Book No. I	Rashid Middya (Vendor) & M/s. Excella Realtors Pet. Ltd. (Purchaser)
g.	Purcha	20/08/2014	Memo No. 1507044. Khatian No. 8606	Issued by the concerned BL & LRO in favour of M/s. Excella Realtors Pvt. Ltd.
A.	BL & LRO Property Tex Receipt	16/11/2017	Receipt No. 7374232	Issued by the concerned BL & LRO in favour of M/s. Excella Realtors Pet. Ltd.
i.	Permission for Conversion	24/08/2015	Memo No. 05/14/1954/ 1(S)/SDL/BST/2015	Issued by SDL & LRO, Barasat in favour of M/s. Excella Realtors Pet. Ltd.
	Sanctioned Building Plan	26/10/2016	Approval No. 94/NZP	Issued by Zilla Parishad
k.	Desclopment Agreement	03/08/2018	of ADSR Rajarhat, recorded in Book No. I,	M/s. Excella Realtors Pvt. Ltd. (Landowner) and M/s. Evanie Infrastructure Pvt. Ltd.

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Saptarshi Ray B.Sc., LLB, LLM ADVOCATE

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Re	fNo:NC				DATE: 01/02/2019
			Pg. N. 293322	0. 293275 -	(Developer)
l.	Development Power of Attorney	03/08/2018	of AD recorded CD Vol. 1	io. 09422/2018 SR Rajarhat, I in Book No. I, No. 1523 - 2018, p. 1982 - 312007	M/s. Excella Realtors Put. Ltd. (Principal) and M/s. Evanie Infrastructure Put. Ltd. (Attorney)
222.	Boundary Declaration	31/01/2019	Notarise 31/01/20	19 by J. Alam	Realtors Pvt. Ltd.
N.	Whether the re number & date a given in the tite counsel tally we stated in the rec office?	nd page parti le deed show th the partic	culars as n to the ulars as	Being No, Book and Query No.	n particulars i.e. Deed No) k No, Vol. No, Pg. No, date are matched with the entries istry office.
3-			eduled to be built; stands he concerned BL & LRO in		
4.	Tracing of title &	tle should be	mentioned	f Landowner. The d along with th	e nature of document/Deed e type of right it creates.
			DAG N	o. 3884	
	admeasuring abounder L.R. Khati	out 2.92 Decim an No. 3195.	als in R.S.	& L.R. Dag No.	at piece and parcel of land 3884 in Mouza - Bishnupur aving behind his daughter

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Anowara Bibi as his legal heir, who thereafter became the absolute owner of the

 Thereafter the said Anowara Bibi by virtue of a registered Deed of Conveyance dated 26/07/2012 having Being No. 09715/2012 of ADSR Bidhannagar, sold the 2.92

 One Khas Mohammad was the recorded owner of all that piece and parcel of land admeasuring about 17 Decimals in R.S. & L.R. Dag No. 3884 in Mouza - Bishnupur

Decimals of land property onto and in favour of M/s. Excella Realtors Pvt. 1.td.

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ADVOCATE
CALCUTTA HIGH COURT
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aforesaid property.



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under L.R. Khatian No. 2297.

 Thereafter the said Khas Mohammad by virtue of a registered Deed of Conveyance having Being No. 06144/2008 of DSR - II Barasat, sold 17 Decimals of land property onto and in favour of one Jamal Uddin Molla, who thereafter became the absolute owner of the aforesaid property.

 Thereafter the said Jamal Uddin Molla by virtue of a registered Deed of Conveyance having Being No. 08451/2009 of ADSR Bidhannagar, sold the aforesaid 17 Decimals of land property onto and in favour of M/s. New Town Projects Pvt. Ltd., who

thereafter became the absolute owner of the aforesaid property.

 Thereafter the said M/s. New Town Projects Pvt. Ltd. as Vendor along with the said Jamal Uddin Molla as Confirming Party, sold the 17 Decimals of land property by virtue of a Deed of Conveyance dated 01/11/2012 having Being No. 13614/2012 of ADSR Bidhannagar, onto and in favour of M/s. Excella Realtors Put. Ltd.

DAG No. 3885

 One Imam Box Mondal was the recorded owner of all that piece and parcel of land admeasuring about 6 Decimals in R.S. & L.R. Dag No. 3885 in Mouza - Bishnupur under L.R. Khatian No. 536.

 Thereafter the said Imam Box Mondal died intestate leaving behind his daughters namely Fatema Bibi and Khatujan Bibi as his legal heirs, who thereafter became the

absolute joint owners of the aforesaid property.

- Thereafter the said Fatema Bibi and Khatujan Bibi by virtue of a registered Deed of Conveyance dated 26/07/2012 having Being No. 09699/2012 of ADSR Bidhannagar, sold the 6 Decimals of land property onto and in favour of M/s. Excella Realtors Pvt. Ltd.
- One Khas Mohammad Molla was the recorded owner of all that piece and parcel of land admeasuring about 25 Decimals in R.S. & L.R. Dag No. 3885 in Mouza -Bishnupur under L.R. Khatian No. 2297.
- · Thereafter the said Khas Mohammad Molla by virtue of a registered Deed of Conveyance dated 08/08/2012 having Being No. 10323/2012 of ADSR Bidhannagar, sold 12.5 Decimals of land (out of 25 Decimals) onto and in favour of M/s. Excella Realtors Put. Ltd.
- Thereafter the said Khas Mohammad Molla by virtue of another registered Deed of Conveyance dated 08/08/2012 having Being No. 10324/2012 of ADSR Bidhannagar, sold the remaining 12.5 Decimals of land onto and in favour of the said M/s. Excella

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Saptarshi Ray

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Registers Pur. Lnd.

DAG No. 3880, 3881, 3882 & 3883

- One Rashed Middye was the recorded owner of the land property under consideration.
- Thereigher the said Rashid Middya by virtue of a registered Deed of Conveyance doted 23/12/2011 having Being No. 14554/2011 of ADSR Bidhannogur, sold the property under consideration onto and in favour of M/s. Excella Realtors Put. Ltd.
- Thereigher the said M/s. Excella Realturs Pot. Ltd. became the absolute owner of the land property under consideration.
- Thereigher the said M/s. Excella Realtors Pet. Ltd. became the absolute owner of the land property under consideration and mutated it's name in the ROR of the concerned BL & LRO and was assigned L.R. Khatian No. 8606.
- Thereafter the said M/s, Emelia Realtors Pot. Ltd. applied and obtained Permission for Conversion of Land Classification from "Sali" to "Housing Complex" vide Memo No. 05/14/1954/1(S)/SDL/BST/2015 on 24/08/2015 from the office of SDL & LRO. Barusal and have been paying tunes regularly.
- Thereafter M/s. Excella Realbors Pct. Ltd. applied and obtained Sanctioned Building Plan having Approval No. 94/NZP from Zilla Parished, 24 PGS (N) on 26/10/2016 and thereafter entered into a registered Development Agreement having Being No. 08832/2018 of ADSR Rajurbat with M/s. Evenie Infrastructure Pet. Ltd. for the purpose of development and subsequently executed and registered a Development Fower of Amorney having Being No. 09422/2018 of ADSR Rejurbat in favour of M/s. Evanis Infrastructure Pct. Ltd. for carrying out the developmental work on the land property under consideration.
- having interest in the property? If so, its Ltd. effect thereof.

Whether the property is ancestral/ or The property under consideration is owned under Joint ownership or the minor is and possessed by M/s. Excella Realtors Put.

There is no involvement of any minor in the

property to be purchased/sold?

Whether there is any bar under any local. There is no bar under any local law for less for creation of the mortgage of the creation of the mortgage of the property under consideration.

Are there any legal restrictions on There are no legal restrictions on creation

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K	tef No: NC	DATE: 01/02/2019
	ereation of the mortgage of property? Is the property being used for non-agricultural purposes?	for non-agricultural/residential purposes.
2.	Whether there is any bar/ restriction for creation of equitable mortgage under any Act, state law or rule/notification (like Ceiling Act, Land Acquisition Act, State Co-operative Societies Act, Societies Registration Act or Apartments/ Flat Ownership Act or Income Tax Act).	There is no bar/restriction for creation of equitable mortgage under SARFAESI ACT.
8.	Whether title is clear and property is free from any encumbrance (enclose relevant receipts of search).	Yes, the title is clear and property is free from any encumbrance.
		Yes, 30 years of search was made at the ADSR Rajarhat, DR Barasat & ARA Kolkata. The property stands recorded with the
	records.	concerned BL & LRO in the name of M/s Excella Realtors Pvt. Ltd.
2.	Whether title to property is marketable and property is saleable.	The title to property is marketable and saleable. The land property of the proposed building is mortgageable for securing Housing Loan.
o.	obtained (State the letter no. and the Authority/Statutory Body/Court concerned).	No permission/consent/NOC is required.
1.	Acquisition Act, 1894?	No, the property under consideration has not been acquired under Land Acquisition Act, 1894.
2.	Whether Urban Land Ceiling Act is applicable in the State where the	No, the Urban Ceiling Act is not applicable.

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CALCUTTA HIGH COURT
Dist Court Allogra/Barasa



Ref No: NC		DATE: 01/02/2019	
-	property is located?		
13-	of the state of the same and the state of the same	hold nature.	
14.	What is the rate of sharing of unearned income with lessor, in the event of sale of the property?		
15.	Whether copy of title deed favouring lessor (other than Govt.) is made available to examine the validity of the lease?	Not Applicable since the property is of free hold nature.	
16.	Whether terms & conditions given in the lease deed have been complied with? If any condition is violated, effect thereof.	Not Applicable since the property is of free hold nature.	
17.	Whether any permission of Income Tax Authorities/Assessing Officer is required under the provisions of Income Tax Act for creation of mortgage or any certificate is to be submitted to the Bank to show that no dues are outstanding to the Income Tax Department?	Not Applicable since the property is of free hold nature.	
18.	In respect of agriculture land, whether land is declared surplus or under consolidation of holdings?	No, land is not declared surplus or under consolidation of holdings.	
19.	Additional documents required /formalities to be complied with by the proposed mortgagor (State specifically in case of flats/properties in co- operative societies whether allotment letter, possession letter, share certificate, affidavit, power of attorney etc. is required).	NH.	
20.	Whether all original deeds are available and scrutinized and are duly executed/stamped and Registered. There	Yes, all original deeds are available and scrutinized and are duly executed/stamped and registered. There is no doubt/suspicion	

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DIST COURT Allogre/Barasal

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Saptarshi Ray

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Rot	'No: NC	DATE: 01/02/2019			
Kej	is no doubt/suspicion as to their genuineness or existence.	as to their genuineness or existence.			
21.	Inspection of Court records disclosed:-				
211	Details of Suit pending, Decrees, Attachment before Judgment Injunction, Appointment of Receiver, Appointment	No Title Suit was found pending in the name of the present Landowner. Search was conducted by the name of the present Landowner.			
22.	The Final Certificate/Opinion of Advocate mortagor is examined by him and the sam	e confirming that the title of the property to the is/are clear and marketable. Investigation was conducted in the office of			
	Entries in the index at the office of authenticate the transaction of the propertie. Ltd.	kata for the last thirty years i.e. from 1990 to ADSR Rajarhat and ADSR Bidhannagar erty in favour of M/s. Excella Realtors Pvt			
	Search was conducted by "Dag Number".				
	that the property is free from encumbran good and valid title over the aforesaid	ve and search conducted it can be concluded ces and the present Landowner has a clear, d land property and the property under y Bank or Financial Institutions by way of			

ENCLOSURE:-

PLACE: Kolkata

· Money Receipt for Search. (Original)

Information of the Court Search. (Original)

· Xerox of the documents perused.

SAPTARSHI RAY

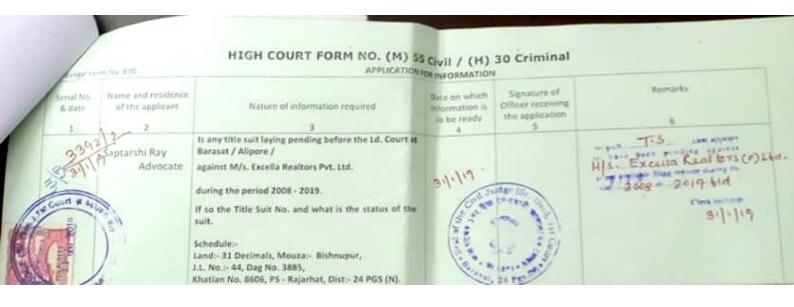
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CALCUTTA HIGH COURT
Dist Court Allpore/Barasas

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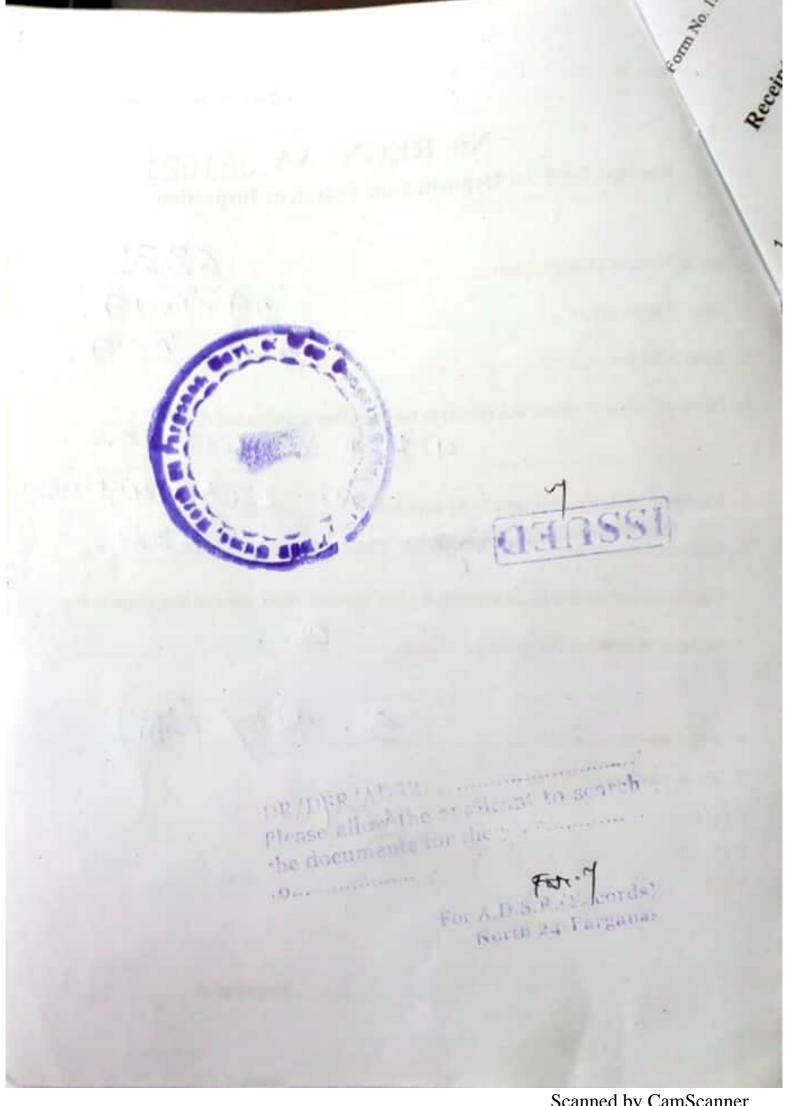
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No. REGN AA 381021

Receipt for Fees Deposited for Search or Inspection

A Carlal Number of application	6332
Serial Number of application	29-1-19.
2. Date of application	
3. Search for the year(s)	1990-2019.
	record to be searched or inspected relates
	m- Beshoupen
Name of person or property	to be searched
6. Nature of document	og · 3884, 3885.
7. Particulars of record to be in	spected (year, number, book, volume and page in the
case of registered documen	

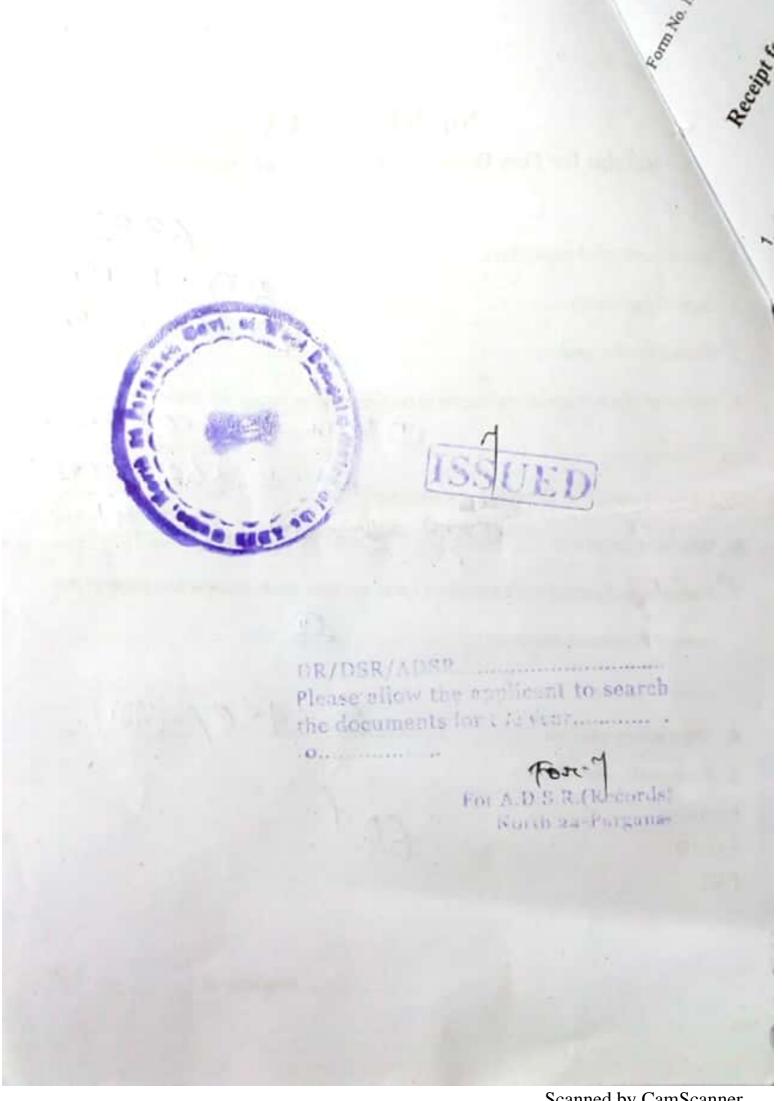
8. From whom received	S. Roy (ADY)
9. Fees paid under Article —	
F (1) (i)	600
F (1) (ii)	60
F (2)	
	Registrar of
Boots and the second se	



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No. REGN AA 381022 Receipt for Fees Deposited for Search or Inspection

1.	Serial Number of application	***************************************	6333,
2.	Date of application	***************************************	29-1-19.
3.	Search for the year(s)	1	9.90 - 2019
4.	Name of office to which the record to be	searched or in	spected relates
5.	Name of person or property to be search	hed m.	Bestnupers
	Nature of document Dag	3880	3881
7	Particulars of record to be inspected (ye case of registered document)	ear, number, bo	ok, volume and page in the
	case of registered document)		
8	. From whom received	5.0	Roy, (ADr)
9	. Fees paid under Article —		
F	(1) (i)	and.	
	(1) (ii)	30 d.	
F	(2)		
	S	Re	egistrar of

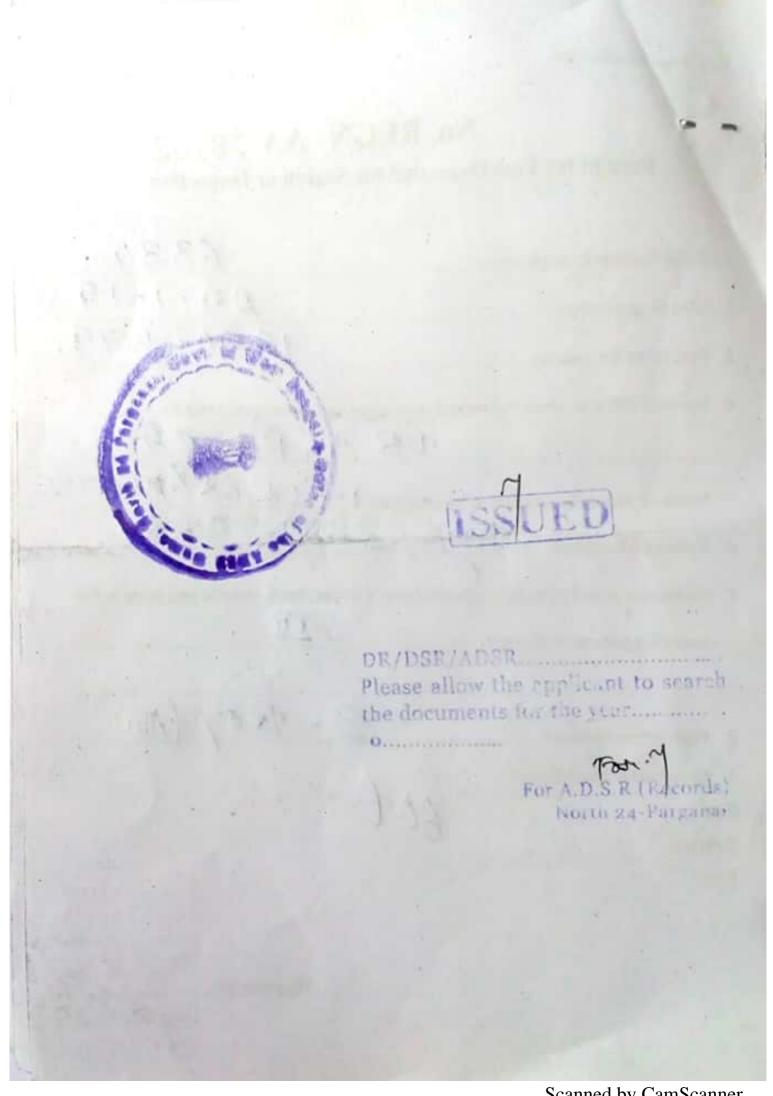


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No. REGN AA 381023

Receipt for Fees Deposited for Search or Inspection

4	6334
 Serial Number of application 	09-1-19
2. Date of application	1990-2019
3. Search for the year(s)	19 70.
4. Name of office to which the	record to be searched or inspected relates
	OR + BHNagar.
	m. Beenmupe
5. Name of person or property	TO BE SEALCHED
6. Nature of document	to be searched
7. Particulars of record to be in	spected (year, number, book, volume and page in the
case of registered documen	t)
8. From whom received	S. Roy (ADr)
9. Fees paid under Article —	P
F (1) (i)	601.
F (1) (ii)	
F (2)	
	Registrar of
L	



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