

PUBLIC NOTICE

MUNICIPAL CORPORATION CHANDIGARH

Municipal Corporation, Chandigarh is going to conduct an Auction to allot the sites for running the business of sale and purchase of old cars from the newly developed sites in Hallomajra, UT, Chandigarh, to be used on Sunday only. For this, the Municipal Corporation, Chandigarh is inviting applications against all 51 sites of the Car Bazaar located in Hallomajra (newly developed sites) from only bonafide residents of Chandigarh entities registered/ existing or persons carrying out trades or business in Chandigarh shall be eligible to apply along with proof of residence/ operation to Sale/ Purchase of old cars.

| Sr. No | Parking Sites | Reserve Price for each parking site. Rs. | Earnest Money Deposit for each parking site Rs. |
|--------|--|---|--|
| 1. | 50 sites (with the capacity for parking 10 number vehicles) | 3,00,000/- | 50,000/- |
| 2. | 01 site (with the capacity for parking 12 number vehicles) | 3,60,000/- | 50,000/- |

The interested persons may obtain and submit the Application Form from the O/o Officer on Special Duty-II, Room No. 45, New Deluxe Building, Municipal Corporation, Sector 17, Chandigarh on any working day from 10:00 AM to 3:00 PM on or before 09.02.2018 on the payment of Rs. 500/- through e-payment or in the shape of Demand Draft in favour of Commissioner, Municipal Corporation Chandigarh or the Application form can also be downloaded from the website of Municipal Corporation, Chandigarh (i.e. www.mcchandigarh.gov.in) which is accepted along with D.D amounting to Rs.500/-. The participation of the applicants in the auction will be restricted to the persons only engaged in the sale purchase of car business.

NOTE:- Those car dealers who gave their highest bid in the auction conducted on 20.5.2015 for the sites but did not deposit the amount as per the terms and conditions are not eligible to take part in the auction to be conducted by the Municipal Corporation, Chandigarh.

Officer on Special Duty-II,
Municipal Corporation,
Chandigarh.

MUNICIPAL CORPORATION, CHANDIGARH

GENERAL INSTRUCTIONS FOR THE APPLICANTS: -

Separate sealed applications are invited for grant of permission for use of 51 Nos. parking sites for sale/purchase of old vehicle(s) as mentioned below for a period of one year extendable for another one year located in Hallomajra (newly developed sites), UT, Chandigarh. The reserve price and earnest money deposit (EMD) in respect of each parking site is as below:

| Sr. No | Parking Site | Reserve Price for each parking site. Rs. | Earnest Money Deposit for each parking site Rs. |
|---------------|--|---|--|
| 1. | 50 sites (with the capacity for parking 10 number vehicles) | 3,00,000/- | 50,000/- |
| 2. | 01 site (with the capacity for parking 12 number vehicles) | 3,60,000/- | 50,000/- |

2. The last date and time for receipt of applications in prescribed forms, duly filled in all respects, shall be reached in the office of OSD-II, Room No. 45, New Deluxe Building, Municipal Corporation, Chandigarh on or before 09.02.2018 upto 03:00 PM.
3. The date of auction and the venue of auction will be informed separately.
4. Conditional offers shall not be accepted.
5. All pages of the documents should be duly signed by the applicant or the authorized signatory.
6. Each applicant should submit a certificate as per Performa attached that the applicant has not been blacklisted by any Government department or any autonomous body.
7. Only bonafide residents of Chandigarh entities registered/ existing or persons carrying out trades or business in Chandigarh shall be eligible to apply along with proof of residence/ operation. The said proof of the successful bidder may be got verified by means as felt necessary in case of doubt. If any information is found false, the allotment shall be cancelled immediately and the entire amount deposited shall be forfeited.
8. Those car dealers who gave their highest bid in the auction conducted on 20.5.2015 for the sites but did not deposit the amount as per the terms and conditions are not eligible to take part in the auction to be conducted by the Municipal Corporation, Chandigarh. In any case, the site is allotted to any ineligible participant, the same shall be cancelled by the office and forfeited the entire amount deposited by the applicant.
8. Only one site shall be allotted to one entity.
9. The applicant should be submitted the following documents in seal covered envelope:-
 - a) Signed copies of application form.
 - b) Signed copies of instructions to the applicants, terms and conditions of Car Bazaar Parking Sites and Performa duly filled and signed.
 - c) Earnest Money Deposit in shape of DD drawn in favor of **Commissioner, Municipal Corporation, Chandigarh** of an amount as mentioned above.
 - d) A copy of PAN of the applicant.
 - e) A declaration duly signed that the applicant must have some credential take care of the fact that bonafide buyers are not cheated with the sale of stolen vehicles.

10. The bid shall be regarded as constituting an offer open to acceptance at the discretion of Commissioner, Municipal Corporation, Chandigarh.
11. The documents are not transferable.
12. After receiving of applications, the same will be examined by the office and incomplete applications shall be rejected. The applicants shall not be allowed to participate in the auction.
13. The permission for each Site shall be given to the applicant who gives the highest offer of fee for one year.
14. The auction would be done for each site separately. Till all the sites are auctioned. The left out sites shall be put to auction once again. The left out applicant after the first round of auction shall have to bid for the second round. Thereafter, the application money and additional money of all the unsuccessful bidders shall be refunded except the highest bidder
15. The successful bidder shall have to deposit 50% of the bid amount plus GST, less Rs.50,000/- and Rs. 10,000/- already deposited with the application and at the time of auction respectively, within 3 working days of the auction by way of Demand Draft in favour of Commissioner, Municipal Corporation, Chandigarh. In case the successful bidder fails to deposit the said amount within 03 working days, his application money and additional money deposited on date of auction shall be forfeited.
16. The sites are to be marked by paint and numbered so that there is no confusion about the sites when it is put to auction. The site plan of the auctioned site will be uploaded on the official website of MC and also be displayed at the site of the auction. A copy of the same shall also be signed by the participants at the time of auction as proof of being aware of the layout.
17. 50% plus GST deposited by the successful bidder on allotment shall be accounted for a payment for first quarter and fourth quarter of the first year term. The successful bidder shall deposit 1/4th of the auction bid + GST on or before of 7th day of the 2nd and 3rd quarter of the first year.
18. Car Bazaar shall be held on Sundays only from 9.00AM to 8.00PM.
19. This is only an auction for use space for carrying out business of sale and purchase of old cars (non transport four wheeler vehicle) and Municipal Corporation, Chandigarh shall be in no way responsible for any illegal transaction carried out by the seller/ purchaser or the successful bidder while transacting the above business.
20. The participation of the applicants in the auction be restricted only to the persons engaged in the sale purchase of car business. The interested applicant shall be required to demonstrate before a committee one constituted for this purpose by way of any documentary evidence that they have been in past dealing in sale purchase of old cars. The applicant shall be allowed to participate only after the satisfaction of the said committee.
21. The Commissioner reserves all rights to cancel any or all bids/offers/auctions without assigning any reason(s) and increase or decrease the number of sites.

Addl. Commissioner,
Municipal Corporation,
Chandigarh.

MUNICIPAL CORPORATION, CHANDIGARH.

TERMS AND CONDITIONS OF OLD CAR BAZAR SITES

1. **Period of permission:** - The term for the auction would be for 01 year and further extension to be given for another 01 year i.e. 2nd year subject to be mutual agreement with the 5% increase of the bid price. Accordingly the highest bid or any other deposits will be proportionately increased. The mode of payment of deposition of amount will remain same for the extended 2nd year period.

2. **Earnest Money deposit:-** Each participant of auction shall deposit earnest money of Rs. 50,000/- alongwith the application. Open Auction shall be restricted to the applicants who apply as above who would have to make their presence along with their ID proof after depositing additional Rs.10,000/-on the date of auction. All payment shall be made by way of DD in the name of **Commissioner, Municipal Corporation, Chandigarh.**

The successful bidder shall have to deposit 50% of the bid amount plus GST less Rs.50,000/- already deposited with application plus Rs. 10,000/- as additional money deposited at the time of auction, within 3 working days of the auction by way of Demand Draft in favor of Commissioner, Municipal Corporation, Chandigarh. In case the successful bidder fails to deposit the said amount within 03 working days, his application money and additional money deposited on date of auction shall be forfeited.

3. **Security Deposit:-** The applicant shall deposit security in the shape of Bank Guarantee (BG) of amount equivalent to 3 months' fee in favour of Commissioner, Municipal Corporation, Chandigarh (MCC) within 10 days of issue of letter of intent. The bank guarantee should be valid for a period of 18 months to cover the period of 12 months of permission and another 6 months for finalization/closing of accounts.

4. **Payment of fee:** The applicant shall deposit fee in the shape of bank draft drawn in favor of Commissioner Municipal Corporation Chandigarh on installment basis as per schedule as under:-

| Sr. No. | Installment (in quarter) | When |
|-----------------------------|---------------------------------|-------------------------------------|
| 2 nd Installment | Three months fee | On or before 7 th day of |
| 3 rd Installment | Three months fee | On or before 7 th day of |

50% + service tax deposited by the successful bidder on allotment shall be accounted for a payment for first quarter and last quarter of the first year term. The successful bidder shall deposit 1/4th of the auction bid + GST on or before the 7th day of the month on which for the 2nd and 3rd instalments are due.

5. **Late payment of installment/ fee:-**In case of late payment of fee, the applicant shall be liable to pay interest at rate of 12% per annum from the first day of the month on which the payment falls due and up to the date of actual payment but not later than 15 days in any case.

In case the payment is not made within 15 days of the due date, the Additional Commissioner/Joint Commissioner shall reserve the rights to cancel the permission and forfeit dues equivalent to the outstanding dues along with interest from the security deposit and other incidental damages. Upon cancellation of the permission, the applicant shall not be entitled to use the site in question for sale & purchase of old cars.

6.**Surrender of Site:** The allottee can surrender his/her site address to the Additional Commissioner/Joint Commissioner/Assistant Commissioner, Municipal Corporation,

Chandigarh. The allottee has to inform the Corporation well in advance at least 60 days before surrendering the site and also clear all the dues pending against him/her.

7. **In case of death of the allottee(s)**, the permission would be granted to the primary kin i.e. Wife, Son, Daughter etc., if they agree to run the business of sale and purchase of old cars.

8. **Usage of site:-** The site for which permission is granted, shall be used only for allowing for parking of old vehicles for the sale & purchase of the same.

The applicant will deploy one person at the site in question for ensuring proper parking of vehicles. In case of default, the applicant shall be liable to pay penalty of Rs. 1000/-. The Applicant is liable to deposit the amount of penalty imposed upon him, if any, with this office within a period of 10 days from the date of issue of orders of such penalty. In case the Applicant does not deposit the amount of penalty imposed upon him, with this office, within a period of 10 days from the date of issue of orders of penalty, the Applicant shall also be liable to pay 5% more on compounding basis of the amount of penalty after the lapse of every 10 days.

The applicant shall not transfer/sublet the site for which permission is granted, to a third party directly or indirectly.

The Additional Commissioner/Joint Commissioner, MCC or any authorized official may enter upon the premises at any reasonable time and in any reasonable manner to inspect the premises for ascertaining that the applicant is duly observing terms and conditions of permission.

The OSD-II / Superintendent/Inspector Enforcement along with his team may enter upon the premises at any reasonable time and in any reasonable manner to inspect the premises for ascertaining that the applicant is duly observing terms and conditions of permission.

The applicant shall ensure that there is no mismanagement, misconduct, misbehavior or any obnoxious act on his part or by employee(s) appointed by him. In case of any report/complaint, the decision of the Additional Commissioner/Joint Commissioner, MCC for imposing any penalty or such other action as may be considered proper in the interest of public services shall be final and acceptable to the applicant. However, the Additional/Joint Commissioner will give an opportunity of hearing to the applicant and his employee(s) before taking any decision.

9. **Taxes:** -The Applicant shall be liable to GST as per rates applicable from time to time and any other tax as applicable and as imposed by any competent authority, from time to time, during the currency of the permission period.

10. **Damage to property:** The Applicant shall be responsible for protecting the property of the MCC during the permitted period and he shall be liable to pay in case of damage, if any. The damage will be assessed by Additional Commissioner/Joint Commissioner in consultation with the Engineering Department of MCC.

11. **Sale/Purchase of vehicles:-** In case any legal litigation arises at any point of time during the permitted period, the Applicant shall be responsible for every sale and purchase of vehicle(s) during the permitted period. The Municipal Corporation, Chandigarh shall in no way responsible for any illegal transaction carried out by the seller/ purchaser or the successful bidder while transacting the above business.

12. **Temporary closure of site:-** The Additional/Joint Commissioner may close the parking area in case the parking area is required to be closed temporarily due to any unforeseen reason(s) or administrative reason(s).

13. **Timings of parking:** - The timing of the parking shall be from 9.00 A.M. to 8.00 P.M.

14. **Address of Applicant:** - The applicant shall declare his postal and permanent address and same shall be got verified from the concerned District Magistrate. The applicant shall submit residential proof e.g. copy of ration card/electricity bill, voter identity card, Aadhar Card etc. In case of any change of residential address the applicant shall duly intimate the same to the Addl./ Joint Commissioner, MCC.

15. **Display of advertisements:-** The applicant shall not display any type of advertisement(s) in the parking area during the period for which permission is granted.

16. **Appeal:** The allottee can appeal before the Commissioner, Municipal Corporation, Chandigarh, if any dispute arise at any stage or in case of dissatisfaction of the decision of the Additional Commissioner/Joint Commissioner/Assistant Commissioner, Municipal Corporation, Chandigarh. The decision of the Commissioner, Municipal Corporation, Chandigarh will be final.

17. **Arbitration:** - All disputes and differences arising out or in any way touching upon this permission, whatsoever, shall be referred to the sole arbitration of the Commissioner, Municipal Corporation, Chandigarh or any officer deputed by him to act as arbitrator. The decision of the arbitrator shall be final and binding on both the parties. The provisions of Arbitration and Consolation Act, 1996, and Rules framed there under and any statutory modification/amendments thereof for the time being in force shall apply for such arbitration.

It shall be an essential term of this permission that in order to avoid frivolous claims the party invoking arbitrator shall specify the disputes based on facts and calculations stating the amount claimed under each claim and shall furnish a "deposit-at-call" for ten per cent of the amount claimed, in a scheduled bank in the name of Arbitrator, by his official designation who shall keep the amount in deposit till the announcement of the award. In the event of an award in favour of the claimant, the deposit shall be refunded to him in proportion to the amount awarded with respect to the amount claimed and the balance if any shall be forfeited and paid to the other party.

18. **Jurisdiction of courts:** - All disputes shall be subject to the jurisdiction of courts in Chandigarh only.

Note:- The Municipal Corporation, Chandigarh reserves the right to issue any subsequent instructions for compliance depending upon the requirement of circumstances in public interest, which shall be binding for all the Licensees of PPAs.

Addl. Commissioner,
Municipal Corporation,
Chandigarh.

Sr.No.

Cost Rs. 500/-

MUNICIPAL CORPORATION CHANDIGARH

APPLICATION FORM in response to an Advertisement published in various newspapers on _____ for allocation of the space out of 51 no. sites located in Hallomajra (newly developed sites), UT, Chandigarh for carrying out the business of the sale and purchase of old cars in Old Car Bazaar only on Sunday (s).

| Sr. No. | Particular | To be filled up by the Applicant |
|----------------|--|--|
| 1. | Name of the Car Bazaar | |
| 2. | Name of the Applicant | |
| 3. | Father's Name | |
| 4. | Permanent Address | |
| 5. | Detail of Pan Card and Photo I-d Proof | |
| 6. | Whether partnership or sole Proprietorship firm (attach proof) | |
| 7. | Detail of the D.D amounting to Rs. _____/- | Rs. _____ DD No. _____ Name of Bank _____ _____ |
| 8. | Mobile / Landline No. | 1. 2. |

I, _____ the above named applicant

hereby undertake to abide the following terms and conditions.

1. That the permission is valid for Sunday (s) only and for the specific purpose of running the business of sale and purchase of old cars in old Car Bazaar (Hallomajra).
2. That the space to be allocated by the Municipal Corporation Chandigarh shall be used only by me and the same will not be sub-let etc.
3. That the prescribed ground rent + GST is to be deposited in time.

4. That I don't have any objection if the permission granted to me is cancelled / withdrawn at any time without assigning any reason by the Municipal Corporation Chandigarh.
5. That in an event of breach of any terms and conditions by me, the Municipal Corporation Chandigarh is at liberty to cancel the permission besides forfeiting the security amount/Bank Guarantee.
6. That the undersigned shall be responsible for making the loss good in case of any damage to the public property, the Municipal Corporation is at liberty to make the loss good from the security amount in case of any reluctance / refusal on my part.
7. Affidavit on Stamp paper of the value of Rs. 5/- regarding credential of the Car Dealer regarding sale/purchase of old cars that no police case or legal Litigation is pending against me in any court of law duly attested by Notary is attached.
8. I have read all the terms and conditions and accepted the same.

Place:

Date:

Signature_____

Name _____

.....
(For Office Use Only)

Received application form no. _____ from Sh. _____

_____ S/O,W/O,D/O Sh. _____ for

participation in Auction to allocate the parking site for Sale/ Purchase of Old Cars

Receiving Clerk

