

# PROCLAMATION OF SALE

IN THE MATTER OF THE FACILITY AGREEMENT AND THIRD PARTY DEED OF ASSIGNMENT  
(BY WAY OF SECURITY) BOTH DATED 2<sup>ND</sup> DECEMBER 2016

BETWEEN

SMALL MEDIUM ENTERPRISE DEVELOPMENT BANK MALAYSIA BERHAD [COMPANY NO. 49572-H] ...ASSIGNEE/BANK

AND

NUREDDIN BIN SINGKAR

(NRIC No. 560204-12-5119/H0571674)

... ASSIGNOR

AND

TELAGA INDAH SDN BHD (Company No. 874035-V)

... CUSTOMER

In exercise of the rights and powers conferred upon the Assignee/Bank under the Facility Agreement and Third Party Deed of Assignment (By Way Of Security) both dated the 2<sup>nd</sup> December 2016 (hereinafter called 'The Security Document') entered into between the Assignor/Customer and the said Assignee/Bank, it is hereby proclaimed that the Assignee/Bank with the assistance of the undermentioned Auctioneer

WILL SELL BY

## PUBLIC AUCTION

VIA ONLINE BIDDING ON THURSDAY, THE 15<sup>TH</sup> DAY OF FEBRUARY, 2024

AT 2:30PM IN THE AFTERNOON AT THE AUCTION ROOM

LOT 14, 1<sup>ST</sup> FLOOR, BLOCK B, LORONG POKOK KAYU MANIS 1,

DAMAI PLAZA, JALAN DAMAI, LUYANG, 88300 KOTA KINABALU, SABAH

Alternatively, prospective bidders may submit bids for the property online via [www.eauction2u.com.my](http://www.eauction2u.com.my) ('Auctioneer's Website')

(For online bidding, please register at least one (1) working day before the auction day for registration & verification purposes)

ONLINE BIDDERS ARE FURTHER SUBJECT TO THE TERMS AND CONDITIONS ON [WWW.EAUCTION2U.COM.MY](http://WWW.EAUCTION2U.COM.MY)

NOTE: Prospective bidders are advised to (i) inspect the subject property and check on the Parent Title and Individual Title (ii) seek independent legal advice on the Conditions of Sale herein (iii) conduct an official title search on the Parent Title and Individual Title at the relevant Land Office and/or other relevant authorities.

### PARTICULARS OF PROPERTY:-

PARENT TITLE NO : Subsidiary title yet to be issued. (Presently held under Parent Title No. TL 107529877).  
PROPERTY : Third Floor parcel of a Four-Storey Intermediate Terraced Shophouse identified as Lot 35, Block C, Bandaran Baru, held under Parent Title No. TL 107529877  
DISTRICT / STATE : Tawau/Sabah  
TENURE : Assumed 99-years upon issuance of subsidiary title  
LOT AREA : 49.23 square metres (about 530 square feet) more or less  
ENCUMBRANCE : Assigned to Small Medium Enterprise Development Bank Malaysia Berhad (Company No. 49572-H)

### LOCATION AND DESCRIPTION OF THE PROPERTY:

The subject property is the third floor parcel of a 4-storey intermediate terraced shophouse building bearing postal address of Lot 35, Block C, Bandaran Baru, 3rd Floor, to the East of the Central Business District (CBD) of Tawau, Sabah.

### RESERVE PRICE:

The subject property will be sold on an "as is where is basis" and subject to a reserve price of RM69,951.60 (RINGGIT MALAYSIA SIXTY NINE THOUSAND NINE HUNDRED FIFTY ONE AND CENT SIXTY ONLY) and subject to the Conditions of Sale and by way of transfer which is subject to the approval being obtained by the Purchaser from the relevant authorities if any, including all terms, conditions, stipulations and covenants which were and may be imposed by the relevant authorities. Subject to the terms and conditions stated in the Conditions of Sale, any arrears of Quit Rent, Assessment, service/maintenance charges, sinking fund including the late penalty interest (if any) which may be lawfully due to any relevant authority or the Developer up to the date of successful sale of the subject property shall be deducted from the purchase money upon receipt of the Balance sum, provided that the Assignee/Bank is in receipt of the itemized billing for Quit Rent, Assessment bills issued by the relevant authority and the Developer's invoice/statement of account (if any) from the Purchaser within ninety (90) days from the date of sale. For avoidance of doubt, in the event such invoices and/or itemized billings are not submitted within the stipulated ninety (90) days from the auction date, any subsequent claims made thereunder will not be entertained by the Assignee/Bank and the same shall be borne by the Purchaser solely. All other charges as at the date of auction sale not specifically stated in Clause 10(a) (including but not limited to water bills, electric bills, sewerage charges, telephone bills and/or other monies whatsoever outstanding to the Developer and/or other authority/parties) shall not be borne by the Assignee/Bank. All other fees, cost and charges relating to the transfer and assignment of the property including but not limited to any administration fee imposed by the Developer shall be borne solely by the successful purchaser.

All intending bidders are required to deposit 10% of the fixed reserve price for the said property by Bank Draft or Cashier's Order only in favour of Small Medium Enterprise Development Bank Malaysia Berhad on the day of auction sale and the balance of the purchase money shall be paid by the Purchaser within ninety (90) days from the date of auction sale to Small Medium Enterprise Development Bank Malaysia Berhad, failing which the deposit shall be forfeited by the Assignee/Bank at its absolute discretion. Online bidders are further subject to the Terms and Conditions on [www.eauction2u.com.my](http://www.eauction2u.com.my)

FOR FURTHER PARTICULARS, please contact Messrs Zainal & Associates of Lot No. 57/58, 1<sup>st</sup> Floor, Block W, One Avenue 3, Bandar Utama, Batu 6, Jalan Utara, 90000 Sandakan, Sabah, Malaysia [Ref No: ZA/L/SME/TELAGA INDAH/09-19.EMJ, Tel No. 089-214205, Fax No. 089-747549] Solicitors for the Assignee/Bank herein or the undermentioned Auctioneer.

### MESSRS. PG ACTFAST AUCTION (SABAH) SDN BHD

Lot 14, 1st Floor, Block B,  
Lorong Kayu Manis 1, Damai Plaza,  
Luyang, 88300 Kota Kinabalu, Sabah  
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H/P: 016-7226667 (CALL, WHATSAPP or SMS)

CYNTHIA CHIN NYUK MOI  
(LICENSED AUCTIONEER)