

IN THE MATTER OF A FACILITIES AGREEMENT AND POWER OF ATTORNEY BOTH DATED  
16<sup>TH</sup> DAY OF APRIL 2012 AND DEED OF ASSIGNMENT DATED 30<sup>TH</sup> DAY OF APRIL 2012

BETWEEN

PUBLIC BANK BERHAD (CO. NO. 6463-H)

... ASSIGNEE

AND

ARIZAL KIBIN (NRIC NO. 841102-71-5047)

...ASSIGNOR

**PROCLAMATION OF SALE**

PURSUANT TO a Facilities Agreement and Power of Attorney both dated the 16<sup>th</sup> day of April 2012 and Deed Of Assignment dated 30<sup>th</sup> day of April 2012 made herein between the Assignors and the Assignee and further to the instructions and authorization given by the Assignee to its solicitors, Messrs. C. K. Nar & Co, Lot 10-2, 2<sup>nd</sup> Floor, Lorong Lintas Plaza 4, Lintas Plaza, Off Jalan Lintas, 88000 Kota Kinabalu, Sabah. IT IS HEREBY PROCLAIMED that the under-mentioned property will be sold by public auction via online bidding on **Tuesday, the 13<sup>th</sup> day of August 2024 at 2.30 p.m. at the Auction Venue of PG Act Fast Auction (Sabah) Sdn. Bhd. at Lot 14, 1<sup>st</sup> Floor, Block B, Lorong Kayu Manis 1, Damai Plaza, Luyang, 88300 Kota Kinabalu, Sabah.**

Prospective bidders may submit bids for the property online via <http://www.eauction2u.com.my>. Bidders who intend to submit bids online must register with the auctioneer at least one (1) working days before auction day for administration & verification purposes.

**DESCRIPTION OF THE PROPERTY REFERRED TO:-**

Title No: Parent Title Town Lease 217502086 and Town Lease 217501874 (Subsidiary Title is yet to be issued), District of Penampang, Sabah

The Property: Unit No. 046, Level No. 2F, Megalong Commercial Complex, Penampang, Sabah

Description: One (1) unit of arcade shop

Floor Area: About 37 square metres (Based on Sale and Purchase agreement dated 29 March 2012)

Reserve Price: **RM 66,400.00**

## IMPORTANT NOTICE TO ALL INTENDED BIDDERS

Intended bidders are advised to :-

- (1) inspect the subject property;
- (2) conduct an official search on the title at the relevant Land Office and /or other relevant authorities;
- (3) make the necessary enquiries with the Developer and/or other relevant authorities on the terms and Conditions of consent as the successful bidder is required to pay outstanding charges due before the auction to the Developer and /or other relevant authorities for effecting the assignment/transfer of the property;
- (4) obtain a copy of the Contract & Conditions of Sale from the Auctioneer/Solicitors;
- (5) ascertain all house rules, mutual covenants, the terms of the existing Sale & Purchase Agreement and Contributions and other payments or charges to be paid before an interest in the Property can be acquired; and
- (6) seek independent legal advice on the Conditions of Sale herein prior to the auction sale.

Prior to the commencement of the auction sale, all bidders who are not registered earlier online via <http://www.eauction2u.com.my> are required to register with the Auctioneer appointed by the Assignee. All bidders shall submit the following to the Auctioneer prior to the commencement of the Auction:

- 1) an amount equivalent to 10% of the Reserve Price by **BANK DRAFT or CASHIER'S ORDER** payable to or drawn only **in favour of Public Bank Berhad**;
- 2) Board of Directors resolution or otherwise and written authorization where the bidder is a company or other body recognized by law as capable of purchasing and owning lands, bidding through an authorized person; and
- 3) Written authorization where the bidder is acting as a proxy.

**DEPOSIT.** (a) All intending bidders are required to deposit with the Auctioneer, prior to the auction sale **10%** of the Reserve Price ("Bidding Deposit") by **BANK DRAFT or CASHIER'S ORDER** only in favour of **Public Bank Berhad**.

(b) In the event that the actual **Purchase Price** is higher than the **Reserve Price**, the **Successful Bidder** shall immediately after the fall of the hammer remit to the Assignee a sum equivalent to the difference between the **Bidding Deposit** and 10% of the actual Purchase Price either in cash or by way of a valid draft or cashier's order drawn in favour of **Public Bank Berhad** which together with the Bidding Deposit will form the **Purchase Price Deposit**.

**The sale of the subject property may be subject to any prevailing tax imposed by the Government of Malaysia. In the event there is any prevailing tax payable, the Purchase Price shall exclude such tax. The successful bidder shall, therefore, be liable to pay such tax (if any) in addition to the Purchase Price.**

(c) The Assignee shall be and is hereby at liberty to bid for the property at the sale without having to prepare the prerequisite 10% deposit.

The balance of the purchase price shall be settled within ninety (90) days from the date of sale to Public Bank Berhad via RENTAS. Failure to pay the balance as stipulated above will result in FORFEITURE of 10% of the actual Purchase Price.

Online bidders are further subject to the Terms & Conditions on <http://www.eauction2u.com.my>

The auction and all bidders shall also be strictly SUBJECT TO the Conditions of Sale, details of which may be obtained from:-

1. Auctioneer :-

PG Act Fast Auction (Sabah) Sdn Bhd

Lot 14, 1<sup>st</sup> Floor, Block B

Lorong Kayu Manis 1, Damai Plaza, Luyang

88300 Kota Kinabalu, Sabah

Tel No. (088) 387711, 016-7226667

2. Solicitors :-

Messrs C.K Nar & Co

Advocates & Solicitors

Lot 10-2, 2<sup>nd</sup> Floor, Lorong Lintas Plaza 4,

Lintas Plaza, Off Jalan Lintas

88300 Kota Kinabalu, Sabah.

Tel No. (088) 218138 / 218178