PRABHA SINGH Advocate

Office: Chamber No. 7, Compound no. 7 C.J.M. Court Compound District Dehradun (Uttarakh.and) Phone No. 91-9456154679,7895460666 email-prabha0069@gmail.com

Date: 19.11.2020

TITTLE INVERSTIGATION REPORT

1	a)Name of the Branch/ Business Unit/Office seeking opinion	State Bank of India SME Branch, Rajpur Road, Dehradun.
	b)Reference No. and date of the letter under the cover of which the documents tendered for scrutiny are forwarded.	
	c)Name of the Borrower.	Windlass Engineers & Services Pvt. Ltd. and Windlass Steel crafts LLP. (Borrower)
2	a)Name of the unit/concern/ company/person offering the property/ (ies) as security.	Shri Pradeep Kumar son of Shri Ved Prakash
	b)Constitution of the unit/concern/ person/ body/ authority offering the property for creation of charge.	Individual
	c)State as to under what capacity is security offered (whether as joint applicant or borrower or as guarantor, etc.)	Borrower
3	Complete or full description of the immovable property/(ies) offered as security including the following details.	All that Property bearing khasra no. 602/1 area 1.88 acre with factory sheds affixed thereon situated at Mauza Balawala, Pargana Parwa Doon, District Dehradun.
	(a) Survey No.	
	(b) Door/House no. (in case of house property)	
	(c) Extent/ area including plinth/ built up area in case of house property	Total land area 1.88 acre or 7608.12 sq. meter
	(d) Locations like name of the place, village, city, registration, sub-district etc. Boundaries.	bounded and butted as under: NORTH: Railway Line. SOUTH: Property at khasra no. 602min. EAST: Property at khasra no. 624 & 623. WEST: Property at khasra no. 600 & 601.
4	a)Particulars of the documents scrutinized-serially and chronologically.	i- Sale Deed dated 15.02.1989 registered at serial no. 52. ii- Sale Deed dated 11.08.1966 registered at serial no. 609.

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	(b) Nature of documents verified and as to whether registration extracts duly certified. Note: Only originals or certified extracts from the regis examined			stering/land/ revenue/ other authorities be		
	SI. No.	Date	Name/ Nature of the Document	copy/ c	ertified ertified tocopy,	In case of copies, whether the original was scrutinized by the advocate.
	1.	15.02.1989	Sale Deed	Original		The said property is already
	2.	11.08.1966	Sale Deed	Original		Mortgaged with the bank.
5.	obtai comp propo certif	ned from the pared with the osed mortgag	e relevant su e documents gor? (Please	II title docume b-registrar office made available also enclose a receipts along w	by the	Duly verified with the relevant sub registrar, office, Dehradun.
	docus	ments which trar's office	are obtained	ertified copies I directly fron erified page by mitted?	Sub-	Not obtained
	b) ii) are comp total with t (In c comps	Where the conot available ared with the page number the original passes originals aring with the default.	rtified copies c, the copy e original to rs in the cop roduced. title deed the certified more diligent	of the title docu provided show ascertain wheth y tally page by is not produce or ordinary ly & cautiously	ald be ner the y page ed for copies).	Yes copies are compared with originals in the bank.
	autho availal	rities relevan	t to the prop	rar office or re perty in question any online po	on are	Part of the records are available for verification.
	wheth and th	er any verifi e comments/	cation or cro findings in this		made	Yes duly verified by me and its o.k.
	possib so whe	le to be got v ether such ver	erified from a ification was n	A STATE OF THE PARTY OF THE PAR	and if	•
			l as securit sub-registrar	y falls within office?	the	Sub Registrar Office, Dehradun
	b)Whe docum more registr	ether it is nents in respe than one offic ar-general. If	possible to ect of the pro e of sub-regis so, please nan	have registration operty in question trar/ district reguestion open all such office	on, at istrar/ es?	-No-
- 11	c)Whe	ther search	has been ma	de at all the	offices	

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-	ned at (b) above?
aut mu qu	Whether the searches in the offices of registering chorities or any other records reveal registration of altiple title documents in respect of the property in estion?
pro M de Fl fr tii (S ro n v E s i i	ain of title tracing the title from the oldest title deed to the latest title deed establishing title of the operty in question from the predecessors in title/interest to the current title holder. And wherever inor's interest or other clog on title is involved, search should be made for a further period, epending on the need for clearance of such clog on the Title. ow of titles tracing out the title, of the intended mortgagor and his/its predecessors in interest or other clog on in the intended mortgagor and his/its predecessors in interest or other clog on in the is involved, for a further period, depending on the need for clearance of such clog on the title separate Sheets may be used). As per my previous report issued by me in 2017 I have thoroughly searched and inspected the ecords available in the office of the Sub Registrar, Dehradun from the 2017 upto 18.11.2020 for last nore than 4 years in respect in respect of All that Property bearing khasra no. 602/1 area 1.88 acre with factory sheds affixed thereon situated at Mauza Balawala, Pargana Parwa Doon, District Dehradun (morefully described in the schedule) at the foot of this certificate. The said property is standing in the name of Pradeep Kumar son of Shri Ved Prakash resident of 52, Rajpur Road Dehradun. Whereas previously the land bearing khasra no. 602/1 area 1.88 acre was belonged to Shr Kanhiya, Shri Balak Ram and Shri Fateh Singh they sold the same and some other land to M/S Ram Kay Engineering Company (Pvt.) Ltd. vide sale deed dated 11.08.1966 duly registered in the office of the sub registrar, Dehradun in book no. 1 volume 796 pages 99 to 103 registered at serial no. 60 dated 25.01.1967. Whereas after purchased of the said land M/S Ram Kay Engineering Company (Pvt.) Ltd. constructed a factory sheds over the said land and through its Director Shri Madan Lal Khanna son of Shri Prakash Nath Khanna sold the said land with factory sheds to Pradeep Kumar son of Shri Ved Prakash has been duly mutated in the office of the Joint sub registrar, Muss
9	Nature of Title of the intended Mortgagor over the Property (whether full ownership rights, Leasehold Rights, Occupancy/ Possessory Rights or Inam Holder or

T	Gov	rt. Grantee/Allottee etc.)	Not Applicable
1	If le	asenold, whether,	Not Applicable
1	alle	ease Deed is duly stamped and registered	
1	hll	essee is permitted to mortgage the Leasehold right,	Not Applicable
	-4	tuestion of the Lease/unexpired period of lease,	Not Applicable
	d)	if, a sub-lease, check the lease deed in favour of Lessee to whether Lease deed permits sub-leasing and	Not Applicable
	e	ortgage by Sub- Lessee also.)Whether the leasehold rights permits for the creation f any superstructure (if applicable)?	Not Applicable
	f	Right to get renewal of the leasehold rights and nature hereof.	Not Applicable
11	1	f Govt. grant/ allotment/Lease-cum/Sale Agreement, whether;	Not Applicable
	T	grant/ agreement etc. provides for alienable rights to the mortgagor with or without conditions,	Not Applicable
		the mortgagor is competent to create charge on such	
		whether any permission from Govt. or any other authority is required for creation of mortgage and if so whether such valid permission is available.	Not Applicable
1	2	If occupancy right, whether;	Not Applicable
1	-	a)Such right is heritable and transferable,	Not Applicable
1		h)Mortgage can be created.	Not Applicable
	13	Nature of Minor's interest, if any and if so, whether creation of mortgage could be possible, the modalities/procedure to be followed including court permission to be obtained and the reasons for coming to such conclusion.	
1	14	If the property has been transferred by way of Gift/Settlement Deed, whether:	f Not Applicable
		 a) The Gift/Settlement Deed is duly stamped and registered; 	
		 b) The Gift/Settlement Deed has been attested by two witnesses; 	
		c) The Gift/Settlement Deed transfers the property to Donee;	
	1	 d) Whether the Donee has accepted the gift by signing the Gift/Settlement Deed or by a separated writing or be implication or by actions; 	ру
		e) Whether there is any restriction on the Donor executing the gift/settlement deed in question;	
		f) Whether the Donee is in possession of the gifter property;	
	_	g) Whether any life interest is reserved for the Donor	or No

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1	other person and whether there is a need for any other person to join the creation of mortgage;	
	h) Any other aspect affecting the validity of the title passed through the gift/settlement deed.	No
5		Not Applicable
16		-No-
	(b) Whether will in the matter needs a mandatory probate and if so whether the same is probated by a competent court?	Not Applicable
	(c) Whether the property is mutated on the basis of will?	Not Applicable
	(d) Whether the original will is available?	Not Applicable
	(e) Whether the original death certificate of the testator is available?	Not Applicable
	(f) What are the circumstances and/or documents to establish the will in question is the last and final will of the testator? (Comments on the circumstances such as the availability of a declaration by all the beneficiaries about the genuineness/ validity of the will, all parties have acted upon the will, etc., which are relevant to rely on the will, availability of Mother/Original title deeds are to be explained.)	
	17 (a) Whether the property is subject to any wakf rights?	No
	(b) Whether the property belongs to church/ temple or any religious/other institutions having any restriction in creation of charges on such properties?	
- 1	(c) Precautions/ permissions, if any in respect of the	Not Applicable

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	N .	
13	above cases for creation of mortgage?	No
	(a) Where the property is a HUF /joint family property, mortgage is created for family benefit/legal necessity, whether the Major Coparceners have no objection/join in execution, minor's share if any, rights of female members etc.	140
	(b) Please also comment on any other aspect which may adversely affect the validity of security in such cases?	
9	(a) Whether the property belongs to any trust or is subject to the rights of any trust?	No
	(b) Whether the trust is a private or public trust and whether trust deed specifically authorizes the mortgage of the property?	Not Applicable
	(c)If so additional precautions/permissions to be obtained for creation of valid mortgage?	Not Applicable
	(d) Requirements, if any for creation of mortgage as per the central/state laws applicable to the trust in the matter.	Not Applicable
20	(a) If the property is Agricultural land, whether the local laws permit mortgage of Agricultural land and whether there are any restrictions for creation/enforcement of mortgage.	Already mortgaged with the bank and as per notification the land is Industrial Purposes.
	(b) In case of agricultural property other relevant records/documents as per local laws, if any are to be verified to ensure the validity of the title and right to enforce the mortgage?	
	(c) In the case of conversion of Agricultural land for commercial purposes or otherwise, whether requisite procedure followed/ permission obtained.	Commercial
2	Whether the property is affected by any local laws or other regulations having a bearing on the creation security (viz. Agricultural Laws, weaker Sections minorities, Land Laws, SEZ regulations, Costal Zone Regulations, Environmental Clearance, etc.),	
	(a) Whether the property is subject to any pending o proposed land acquisition proceedings?	r No
	(b) Whether any search/enquiry is made with the Land Acquisition Office and the outcome of suc search/enquiry.	
	23 (a) Whether the property is involved in or subject matter of any litigation which is pending or concluded?	er No
	(b) If so, whether such litigation would adversely affect the creation of a valid mortgage or have any implication of its future enforcement?	on .
	(c) Whether the title documents have any court sea	I/ No

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mar	king which points out any litigation/	
atta in	chment/security to court in respect of the property question? In such case please comment on such	
-	I/marking. In case of partnership firm, whether the property	Not Applicable
(b)	Property belonging to partners, whether thrown on otchpot? Whether formalities for the same have been	Not Applicable
(c) Whether the person(s) creating mortgage way the uthority to create mortgage for and on behalf of the	Not Applicable
o V	whether the property belongs to a Limited company, heck the Borrowing powers, Board resolution, authorisation to create mortgage/execution of documents, Registration of any prior charges with the Company Registrar (ROC), Articles of Association (recyclision for common seal etc.	No.
	b) i) Whether the property (to be mortgaged) is purchased by the above Company from any other Company or Limited Liability Partnership (LLP) firm? Yes / No.	No
	ii) If yes, whether the search of charges of the property (to be mortgaged) has been carried out with Registrar of Companies (RoC) in respect of such vendor company / LLP (seller) and the vendee company (purchaser)?	N.A.
	iii) Whether the above search of charges reveals any prior charges/encumbrances, on the property (proposed to be mortgaged) created by the vendor company (seller)? Yes / No.	N.A.
	iv) If the search reveals encumbrances / charges, whether such charges/encumbrances have been satisfied? Yes/No	
26	In case of Societies, Association, the required authority/power to borrower and whether the mortgage can be created, and the requisite resolutions, bye-laws.	Not Applicable
27	(a) Whether any POA is involved in the chain of title?	No
	(b) Whether the POA involved is one coupled with interest, i.e. a Development Agreement-cum-Power of Attorney. If so, please clarify whether the same is a registered document and hence ithas created an interest in favour of thebuilder/de	493.5
1	veloper and as such is irrevocable as per law.	

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	marking which points out any litigation/ attachment/security to court in respect of the property in question? In such case please comment on such seal/marking.	
	(a) In case of partnership firm, whether the property belongs to the firm and the deed is properly registered.	Not Applicable
	hotchpot? Whether formalities for the same have been completed as per applicable laws?	Not Applicable
	(c) Whether the person(s) creating mortgage has/have authority to create mortgage for and on behalf of the firm.	Not Applicable
5	Whether the property belongs to a Limited Company, check the Borrowing powers, Board resolution, authorisation to create mortgage/execution of documents, Registration of any prior charges with the Company Registrar (ROC), Articles of Association /provision for common seal etc.	No.
	b) i) Whether the property (to be mortgaged) is purchased by the above Company from any other Company or Limited Liability Partnership (LLP) firm? Yes / No.	No
	ii) If yes, whether the search of charges of the property (to be mortgaged) has been carried out with Registrar of Companies (RoC) in respect of such vendor company / LLP (seller) and the vendee company (purchaser)?	N.A.
	iii) Whether the above search of charges reveals any prior charges/encumbrances, on the property (proposed to be mortgaged) created by the vendor company (seller)? Yes / No.	N.A.
	iv) If the search reveals encumbrances / charges, whether such charges/encumbrances have been satisfied? Yes/No	N.A.
26	In case of Societies, Association, the required authority/power to borrower and whether the mortgage can be created, and the requisite resolutions, bye-laws.	CARE 100 0 1
2	(a) Whether any POA is involved in the chain of title?	No
	(b) Whether the POA involved is one coupled with interest, i.e. a Development Agreement-cum-Power of Attorney. If so, please clarify whether the same is a registered document and hence ithas created an interest in favour of thebuilder/de veloper and as such is irrevocable as per law.	
		Not Applicable

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e f t s	older, please clarify whether the POA involved is (I) one executed by the Builders viz. Companies/irms/Individual or Proprietary Concerns in favour of heir artners/ Employees/ Authorized Representatives to ign Flat Allotment Letters, NOCs, Agreements of Sale, sale Deeds, etc. in favour of buyers of flats/units Builder's POA) or (ii) other type of POA (Common POA).	
1	d) In case of Builder's POA, whether a certified copy of POA is available and the same has been verified/compared with the original POA.	•
	(e) In case of Common POA (i.e. POA other than Builder's POA), please clarify the following clauses in respect of	·•
	i. Whether the original POA is verified and the title investigation is done on the basis of	Not Applicable
	original POA is a registered one?	Not Applicable
- 1	ii. Whether the POA is a registered one?	Not Applicable
	iii. Whether the POA is a special or general one? iv. Whether the POA contains a specific authority for execution of title document in	Not Applicable
	question? (f) Whether the POA was in force and not revoked or had become invalid on the date of execution of the document in question? (Please clarify whether the same has been of sub-registrar also?)	N.A.
	the office of sub-legistral disery	Not required.
	(g) Please comment on the genuineness of POA? (h) The unequivocal opinion on the enforceability and	Not required.
28	walidity of the POA? Whether mortgage is being created by a POA holder, whether mortgage is being created by a POA holder, check genuineness of the Power of Attorney and the extent of the powers given therein and whether the extent of the powers given therein and whether the	No
29	same is properly executed, stamped, terms of the Law of the place, where it is executed. If the property is a flat/apartment or residential/commercial complex, check and comment on the following: a. Promoter's/Land owner's title to the land/ building; b. Development Agreement/Power of Attorney; c. Extent of authority of the Developer/builder; d. Independent title verification of the Land and/or building in question; e. Agreement for sale (duly registered) f. Payment of proper stamp duty; g. Requirement of registration of sale agreement, develop	Not Applicable

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nent a	agreement, POA, etc.;	
n. Aappro	Approval of building plan, permission of opriate/local authority, etc.; Conveyance in favour of Society/ Condominium erned; Occupancy Certificate/allotment letter/letter of ession; Itembership details in the Society etc. are Certificates: Ito Objection Letter from the Society; Ill legal requirements under the local/Municipal laws, arding ownership of flats/Apartments/Building ulations, Development Control Regulations, Contrative Societies' Laws etc.; Requirements, for noting the Bank charges on the ords of the Housing Society, if any. If the property is a vacant land and construction is yet be made, approval of lay-out and other precautions, if y Whether the numbering pattern of the units/flats tally all documents such as approved plan, agreement plan,	
Er G	ncumbrances, Attachments, and/or claims whether of overnment, Central or State or other Local authorities r Third Party claims, Liens etc. and details thereof.	Yes, original deeds are already mortgaged with the bank.
1 T	he period covered under the Encumbrances Certificate and the name of the person in whose favour the encumbrance is created and if so, satisfaction of charge, if any.	4 years.
32	Details regarding property tax or land revenue or other statutory dues paid/payable as on date and if not paid, what remedy?	Take affidavit of the same
33	(a) Urban land ceiling clearance, whether required and if so, details thereon.	Not Applicable
	(b) Whether No Objection Certificate under the Income Tax Act is required/ obtained.	Not required take affidavit regarding the same.
34	Details of RTC extracts/ mutation extracts/ Katha extracts pertaining to the property in question.	Copy of Khatuni is enclosed
35	Whether the name of mortgagor is reflected as owner in the revenue/Municipal/Village records	Already mortgaged with the bank. Yes in the revenue records.
36	(a) Whether the property offered as security is clearly demarcated? (b) Whether the demarcation/ partition of the property	
	is legally valid? (c) Whether the property has clear access as per	

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f	ocuments? (The property should be legally accessible brough normal carriers to transport goods to actories / houses, as the case may be).	
((Whether the property can be identified from the ollowing documents, and discrepancy/doubtful ircumstances, if any revealed on such scrutiny? a) Document in relation to electricity connection; b) Document in relation to water connection; c) Document in relation to Sales Tax Registration, if any applicable; (d) Other utility bills, if any.	Property is identifiable No discrepancy Copy of electricity bill is enclosed. Copy of tax receipt is enclosed.
8	In respect of the boundaries of the property, whether there is a difference/discrepancy in any of the title documents or any other documents (such as valuation report, utility bills, etc.) or the actual current boundary? If so please elaborate/ comment on the same.	No
39	If the valuation report and/or approved/ sanctioned plans are made available, please comment on the same including the comments on the description and boundaries of the property on the said document and that in the title deeds. If the valuation report and/or approved plan are not available at the time of preparation of TIR, please provide these comments subsequently, on making the same available to the advocate.)	Valuation or any other report not available.
40	Any bar/restriction for creation of mortgage under any local or special enactments, details of proper registration of documents, payment of proper stamp duty etc.	Take original deeds. Already mortgaged with the bank.
41	Whether the Bank will be able to enforce SARFESI Act, if required against the property offered as security?	Yes
42	In case of absence of original title deeds, details of legal and other requirements for creation of a proper, valid and enforceable mortgage by deposit of certified extracts duly certified etc., as also any precaution to be taken by the Bank in this regard.	Take original deeds. Already mortgaged with the bank.
43		Not Applicable
44	Additional aspects relevant for investigation of title as per local laws.	None
45	Additional suggestions, if any to safeguard the interest of Bank/ ensuring the perfection of security.	Already mortgaged with the beat
46	The specific persons who are required to create mortgage/to deposit documents creating mortgage.	Already mortgaged with the bank. Pradeep Kumar son of Shri Ved Prakash.

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47. Whether the Real Estate Project comes under Real Estate (Regulation and Development) Act,2016?	2000/14/00 AV
Whether the project is registered with the Real Estate Regulatory Authority? If so, the details of such registration are to be furnished,	N.A.
Whether the registered agreement for sale as prescribed in the above Act/Rules there under is executed?	N.A.
Whether the details of the apartment/ plot in question are verified with the list of number and types of apartments or plots booked as uploaded by the promoter in the website of Real Estate Regulatory Authority?	

Date: 19.11.2020

Place: Dehrdaun

Prabhel lingto Signature of the Advocate PRABHA SINGH

(Advocate)

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PRABHA SINGH Advocate

Office: Chamber No. 7, Compound no. 7
C.J.M. Court Compound
District Dehradun (Uttarakh.and)
Phone No. 91-9456154679,7895460666

email-prabha0069@gmail.com

Annexure - C: Certificate of title

I have examined the Original Title Deeds intended to be deposited relating to the schedule property/(ies) and offered as security by way of Equitable Mortgage (*please specify the kind of mortgage) and that the documents of title referred to in the Opinion are valid evidence of Right, title and Interest and that if the said Equitable Mortgage is created, it will satisfy the requirements of creation of Equitable Mortgage and I further certify that:

2. I have examined the Documents in detail, taking into account all the Guidelines in the check list vide Annexure B and the other relevant factors.

3. I confirm having made a search in the Land/ Revenue records. I also confirm having verified and checked the records of the relevant Government Offices,/Sub-Registrar(s) Office(s), Revenue Records, Municipal/ Panchayat Office, Land Acquisition Office, Registrar of Companies Office, Wakf Board (wherever applicable). I do not find anything adverse which would prevent the Title Holders from creating a valid Mortgage.

I am liable /responsible, if any loss is caused to the Bank due to negligence on my part or by my agent in making search.

4. Following scrutiny of Land Records/ Revenue Records, relative Title Deeds, certified copies of such title deeds obtained from the concerned registrar office and encumbrance certificate (EC), I hereby certify the genuineness of the Title Deeds.

Suspicious/ Doubt, if any, has been clarified by making necessary enquiries.

- 5. There are no prior Mortgage/ Charges/ encumbrances whatsoever, as could be seen from the Encumbrance Certificate for the period from 2017 to 18.11.2020 pertaining to the Immovable Property/(ies) covered by above said Title Deeds. The property is free from all Encumbrances. Except the S.B.I.
- 6. In case of second/subsequent charge in favour of the Bank, there are no other mortgages/charges other than already stated in the Loan documents and agreed to by the Mortgagor and the Bank (Delete, whichever is inapplicable).
- Minor/(s) and his/ their interest in the property/(ies) is to the extent of ______ (Specify
 the share of the Minor with Name). (Strike out if not applicable).
- 8. The Mortgage if created, will be available to the Bank for the Liability of the Intending Borrower, Pradeep Kumar son of Shri Ved Prakash.
- 9.1 certify that **Pradeep Kumar son of Shri Ved Prakash** has / have an absolute, clear and Marketable title over the Schedule property/ (ies). I further certify that the above title deeds are genuine and a valid mortgage can be created and the said Mortgage would be enforceable.
- 10. In case of creation of Mortgage by Deposit of title deeds, we certify that the deposit of following title deeds/ documents would create a valid and enforceable mortgage: In case of Individual seeks loan from the Bank the following documents may be taken:-

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1- Original Sale Deed dated 15.02.1989 registered at serial no. 52.

2- Original Sale Deed dated 11.08.1966 registered at serial no. 609.

(The said deeds are already mortgaged with the bank at S.M.E. Branch, Rajpur Road, Dehradun.)

There are no legal impediments for creation of the Mortgage under any applicable Law/ Rules in force.

SCHEDULE OF THE PROPERTY (IES)

All that Property bearing khasra no. 602/1 area 1.88 acre with factory sheds affixed thereon situated at Mauza Balawala, Pargana Parwa Doon, District Dehradun bounded and butted as under:

NORTH: Railway Line.

SOUTH: Property at khasra no. 602min. EAST: Property at khasra no. 624 & 623. WEST: Property at khasra no. 600 & 601.

Date: 19.11.2020

Place: Dehradun

Encls:

i- Search Receipt. ii- Copy of electricity bill. iii- Copy of tax receipt.

Prabba Singh Signature of the Advocate

PRABHA SINGH (Advocate)

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