

PSD/16/000613

21st November, 2016.

TO WHOMSOEVER IT MAY CONCERN

Re: All those pieces and parcels of land or ground total admeasuring 1 Hectare 91 Ares i.e. 19100 square metres bearing (i) portion admeasuring 77 Ares out of Survey No. 8 Hissa No. 9 total admeasuring 1 Hectare 07 Ares assessed at Rs.3=81 paise and (ii) Survey No. 8 Hissa No. 10 admeasuring 1 Hectare 14 Ares assessed at Rs. 3=69paise situate at village Bhugaon, Taluka Mulshi, District Pune and within the Gram Panchayat Bhugaon, Taluka Panchayat Samiti Mulshi, Zilla Parishad Pune and within the jurisdiction of the Sub Registrar Mulshi (Hereinafter referred to as "the said land").

THIS IS TO CERTIFY THAT under the instructions of my clients **M/s. Mont Vert Elegance**, a partnership firm duly registered under the provisions of the Indian Partnership Act, 1932 having its office at Survey No. 129/2, Mont Vert Marc, Pashan Sus Road, Pashan, Pune 411021, I have caused searches to be carried out in respect of the captioned land at the office of the Joint Sub Registrar, Mulshi, Pune through my associate Mr. Pratap Mulik, Advocate for a period commencing from the year 1982 till date from time to time. I have also perused the photocopies of the Deeds and Documents given to me for my perusal pertaining to the right, title and interest of my clients to the said land and also relied upon certain information given to me by my clients. I have also relied on the Search and Title Reports dated 30/6/2011, 22/11/2011, 1/2/2013 and 20/4/2015 issued by me in respect of the said land and that this report is supplemental thereto. Pursuant thereto, I have to observe as follows:

(1) Flow of Title and History

(a) It appears that in terms of and pursuant to the Phalini in the year 1935, the said Survey No. 8/9 came to the exclusive share of (i) Mr. Bapu Gahina Mahar (8 anna) and Mr. Chandra Kesu Mahar (8 Anna) and the said Survey No. 8/10 came to the exclusive share of Mr. Bhau Choka Mahar and the same is seen vide mutation entry no. 5.

(b) It appears that the said Mr. Bapu Gahina Mahar expired intestate on 14/10/1956 leaving behind him his only legal heir and son Mr. Baban Bapu Mahar. Pursuant thereto the

name of the said Mr. Baban Bapu Mahar was mutated in the revenue records pertaining to Survey No. 8/9. The same is reflected vide mutation entry no. 1327.

(c) The said Survey No. 8/9 and Survey No. 8/10 were Inam Class 6 B land and as per the provisions of the Bombay Inferior Village Watans Abolition Act, 1958, the name of the State was mutated on the revenue records. The same is reflected vide mutation entry no. 1365.

(d) One Mr. Baban Bapu Mahar was tilling the said Survey No. 8/10 and was in possession thereof and hence the name of the said Mr. Bhau Choka Mahar was deleted and the name of the said Mr. Baban Bapu Mahar was mutated in the revenue records. The same is reflected vide mutation entry no. 1564.

(e) One Mr. Baban Bapu Mahar was tilling the said Survey No. 8/9 and was in possession thereof and hence the names of the said Mr. Chandra Kesu Mahar and Mr. Baban Bapu Mahar were deleted and the name of the said Mr. Baban Bapu Mahar was mutated in the revenue records. The same is reflected vide mutation entry no. 1565.

(f) It appears that as per the Kami Jasta Patrak No. 2/1950 certain changes in areas pertaining to Survey Nos. 8/9 and 8/10 were mutated in the revenue records. The same is reflected vide mutation entry no. 1636.

(g) The said Survey Nos. 8/9 and 8/10 being a Inam Class 6 B land were regranted on payment of the necessary charges in the Government treasury vide order dated 28/5/1968 passed by the Tahasildar. Pursuant thereto the said Survey Nos. 8/9 and 8/10 were regranted on "New Tenure" to the said Mr. Baban Bapu Mahar. The same is reflected vide mutation entry no. 1729. *It is clarified that the said Order dated 28/5/1968 is not produced for inspection at the time of issuance of this report.*

(h) Mutation entry No. 1762 pertains to the Indian Coinage Act, 1955 and the Maharashtra State Weights and Measures Enforcement Act, 1958 and is applicable to the entire village.

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(i) The surname Mahar was deleted and replaced by surname "Kamble" as per the order passed by Addl. Collector, Pune by its notification dated 3/3/1980 and order passed by the Tahasildar dated 30/3/1980. The same is reflected vide mutation entry no. 2009.

(j) It appears that one Mr. Kaluram Chandra Nanaware had preferred an application that the said Mr. Chandra Kesu Mahar (Nanaware) expired intestate in the year 1966 leaving behind his legal heirs namely Mr. Kaluram Chandra Nanaware, Mrs. Sharda Laxman Sonawane and Smt. Parvatibai Hanumant Rokhade and that their names be mutated in the revenue records pertaining to Survey No. 8/9. The same is reflected vide mutation entry no. 5632. Pursuant to the Order passed in Case No. HNo./SR/155/06/63/08 dated 20/2/2009 the said mutation was ordered to be deleted. *It is clarified that the said Order dated 20/2/2009 has not been produced for inspection at the time of issuance of this report and the said fact is ascertained from the said mutation entry alone.*

(k) It appears that one Mr. Ashok Keshav Shelar had preferred an application that the said Mr. Bhau Choka Shelar (Mahar) expired intestate in the year 1963 leaving behind his legal heirs namely Mr. Ashok Keshav Shelar, Mr. Gautam Ashok Shelar, Smt. Anusayabai Ashok Shelar, Mrs. Maya Hari More, Ms. Shilpa Ashok Shelar, Ms. Anita Ashok Shelar, Mr. Chetan Ashok Shelar, Mrs. Poornima Sanjay Gaikwad and Mrs. Anita Gautam Shelar and that their names be mutated in the revenue records pertaining to Survey No. 8/10. The same is reflected vide mutation entry no. 5633. Pursuant to the Order passed in Case No. HNo./SR/155/06/63/08 dated 20/2/2009 the said mutation was ordered to be deleted. *It is clarified that the said Order dated 20/2/2009 has not been produced for inspection at the time of issuance of this report and the said fact is ascertained from the said mutation entry alone.*

(l) Pursuant to the Order passed by the Collector, Pune bearing PTK/SR/87/06 dated 21/12/2006 the status of the said Survey Nos. 8/9 and 8/10 were changed from "New Tenure" to "Old Tenure" subject to the condition that in case of use for non agricultural purpose, 50% of the market value is to be deposited by way of nazarana in the Government Treasury. The same is reflected vide mutation entry no. 5917.

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(m) It appears that an area admeasuring 12 Ares out of the said Survey No. 8 has been acquired for Highway No. 60 (Kolad- Pune). The remark thereto has been mutated in the other rights column on the 7/12 extract. The same is reflected vide mutation entry no. 5948.

(n) It appears that by a Sale Deed dated 7/5/2007 and registered with the office of the Sub Registrar Mulshi at serial no. 3074/2007 read with the Deed of Confirmation dated 27/7/2007 registered with the office of the Sub Registrar Mulshi at serial no. 5185/2007, Deed of Confirmation dated 27/7/2007 registered with the office of the Sub Registrar Mulshi at serial no. 5186/2007, Deed of Confirmation dated 2/8/2007 registered with the office of the Sub Registrar Mulshi at serial no. 5319/2007 and Deed of Confirmation dated 4/8/2007 registered with the office of the Sub Registrar Mulshi at serial no. 5384/2007, the said Mr. Baban Bapu Kamble and others with the consent, confirmation and directions of Niraj Kumar Developers Pvt. Ltd and Mont Vert Paradise Cooperative Housing Society Ltd. have absolutely sold and conveyed and transferred unto and in favour Mr. Dhirajlal Gordhandas Hansalia all those pieces and parcels of land or ground total admeasuring 1 Hectare 91 Ares i.e. 19100 square metres bearing (i) portion admeasuring 77 Ares out of Survey No. 8 Hissa No. 9 total admeasuring 1 Hectare 07 Ares assessed at Rs.3=81 paise and (ii) Survey No. 8 Hissa No. 10 admeasuring 1 Hectare 14 Ares assessed at Rs. 3=69paise situate at village Bhugaon, Taluka Mulshi, District Pune for consideration and on certain terms and conditions. Pursuant thereto the name of the said Mr. Dhirajlal Gordhandas Hansalia was mutated in the revenue records pertaining to Survey No. 8/9 and 8/10. The same is reflected vide mutation entry no. 6008.

(o) By an Agreement for Development cum Sale dated 29/4/2011 and registered with the office of the Sub Registrar Mulshi 2 at serial no. 2259/2011, the said Mr. Dhirajlal Gordhandas Hansalia has agreed to sell, transfer and convey all those pieces and parcels of land or ground total admeasuring 1 Hectare 91 Ares i.e. 19100 square metres bearing (i) portion admeasuring 77 Ares out of Survey No. 8 Hissa No. 9 total admeasuring 1 Hectare 07 Ares assessed at Rs.3=81 paise and (ii) Survey No. 8 Hissa No. 10 admeasuring 1 Hectare 14 Ares assessed at Rs. 3=69paise situate at village Bhugaon, Taluka Mulshi, District Pune and pending the conveyance had agreed to grant the exclusive development rights in respect of the said land unto and in favour of the said M/s. Mont Vert Elegance, for a consideration of Rs. 2,65,00,000/- and on certain terms and conditions as stated therein. In pursuance thereto the Mr. Dhirajlal Gordhandas Hansalia has also executed in favour of the nominees of the said

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M/s. Mont Vert Elegance, a Power of Attorney dated 29/4/2011 and registered with the office of the Sub Registrar Mulshi 2 at serial no. 2260/2011 interalia vesting in them several powers and authorities pertaining to the said land.

(p) In terms of the said Agreement for Development cum Sale dated 29/4/2011 and registered with the office of the Sub Registrar Mulshi 2 at serial no. 2259/2011, by a Deed of Sale dated 30/6/2011 and registered with the office of the Sub Registrar Mulshi 2 at serial no. 3220/2011, the said Mr. Dhirajlal Gordhandas Hansalia has absolutely sold, transferred and conveyed all those pieces and parcels of land or ground total admeasuring 1 Hectare 91 Ares i.e. 19100 square metres bearing (i) portion admeasuring 77 Ares out of Survey No. 8 Hissa No. 9 total admeasuring 1 Hectare 07 Ares assessed at Rs.3=81 paise and (ii) Survey No. 8 Hissa No. 10 admeasuring 1 Hectare 14 Ares assessed at Rs. 3=69paise situate at village Bhugaon, Taluka Mulshi, District Pune unto and in favour of the said M/s. Mont Vert Elegance, for a consideration of Rs. 2,65,00,000/- and on certain terms and conditions. Pursuant thereto the name of the said M/s. Mont Vert Elegance was mutated in the revenue records pertaining to Survey No. 8/9 and 8/10. The same is reflected vide mutation entry no. 7213.

(q) It is clarified that mutation entry no. 6009 pertains to portion out of Survey No. 8/9 purchased by Mr. Kailash Baban Kamble and others and since the said portion is not a part of this report, the same not discussed in this report.

(2) Sanctions and Permissions

(a) The Collectorate, Pune by its Order bearing nos. PMA/NA/SR/90/2010 dated 29/6/2011 and PMA/NA/SR/364/2014 dated 29/10/2014 has sanctioned the building plans and permitted the non agricultural use of the said land.

(b) The Environment Department, Government of Maharashtra vide its Order bearing No. SEAC-2013/CR-461/TC2 dated 1/4/2015 has granted the Environmental Clearance for the project to be implemented on the said land.

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(3) Name of the Owners

M/s. Mont Vert Elegance, a partnership firm duly registered under the provisions of the Indian Partnership Act, 1932 having its office at Survey No. 129/2, Mont Vert Marc, Pashan Sus Road, Pashan, Pune 411021.

(4) Searches, Public Notices and Charges

(a) I have also caused to be carried out searches in the Index II registers available in the office of the Sub Registrar Mulshi (I) and (II) for a period commencing from the year 1982 till date through my associate Mr. Pratap Mulik, Advocate. From the available records during the searches by Mr. Pratap Mulik, Advocate, save and except as herein before stated, he has not come across any entry evidencing any encumbrances of whatsoever nature in and upon the said land. I have also been informed by Mr. Pratap Mulik, Advocate that during the searches he has found several Tenement Purchasers Agreements under the Maharashtra Ownership Flats Act in respect of various tenements in the buildings constructed on the said land and which have been agreed to be sold by M/s. Mont Vert Elegance to various tenement purchasers. It is clarified that since this supplemental report is restricted to the said land and this report does not relate to any tenements in the building/s on the said property, the details of the said Tenement Purchasers Agreements are not discussed in this supplemental report.

(b) It is clarified that no public notice has been issued by me calling for objections or claims from public at large for the issuance of this Report at the specific instructions and requests of my clients. It is clarified that this report is based on the searches carried out at the office of the Sub Registrar and on the documents produced before me inter alia title deeds and revenue records for my inspection and certain information supplied to me by my clients.

(c) I have also relied on the Search and Title Reports dated 30/6/2011, 22/11/2011, 1/2/2013 and 20/4/2015 issued by me in respect of the said land and that this report is supplemental thereto.

(d) It further appears that the said M/s. Mont Vert Elegance have obtained a term loan for construction from HDFC Ltd. to the tune of Rupees Twenty Crores for the said project and have executed the necessary Loan Agreement on 13/9/2011 and have also mortgaged the said land for the same by a Deed of Simple Mortgage dated 13/9/2011 and registered with the

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office of the Sub Registrar Mulshi – 2 at serial no. 5264/2011. It appears that by a Deed of Reconveyance dated 22/5/2015 registered with the office of the Sub Registrar Mulshi - 2 at serial no. 4571/2015, the said HDFC Ltd. has on receipt of the entire loan amount and interest thereon, released and reconveyed the said land unto and in favour of M/s. Mont Vert Elegance.

(e) The said M/s. Mont Vert Elegance and others have by a Deed of Simple Mortgage dated 6/5/2015 registered with the office of the Sub Registrar Mulshi 2 at serial no. 3991/2015 mortgaged the said land and certain tenements in favour of Tata Capital Housing Finance Limited and have availed financial assistance/project loan to the tune of Rs. 25,00,00,000/- on certain terms and conditions.

(f) It is further clarified for the purposes of issuance of this report, (A) I have assumed (i) the right, constitution, deeds or legal capacity of all persons, natural or artificial to execute the documents mentioned herein, genuineness of all signatures, and authenticity of all documents submitted to me as original, certified or photocopies and have not examined the same, (ii) that all permissions, if necessary have been obtained, (iii) the accuracy and completeness of all the factual representations made in the documents, (iv) that there have been no changes, amendments or modifications to the documents examined by me, (B) I have relied upon the information relating to (i) Lineage and family tree on the basis of the revenue records made available and information provided to me by my clients, (ii) boundaries of the said land on the basis of information provided to me by my clients.

(g) It is further clarified that I am not certifying the boundaries of the said land nor am I qualified to express my opinion on physical identification of the said land.

(5) Description of the said land.

All those pieces and parcels of land or ground total admeasuring 1 Hectare 91 Ares i.e. 19100 square metres bearing (i) portion admeasuring 77 Ares out of Survey No. 8 Hissa No. 9 total admeasuring 1 Hectare 07 Ares assessed at Rs.3=81 paise and (ii) Survey No. 8 Hissa No. 10 admeasuring 1 Hectare 14 Ares assessed at Rs. 3=69paise situate at village Bhugaon, Taluka Mulshi, District Pune and within the Gram Panchayat Bhugaon, Taluka Panchayat Samiti

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Mulshi, Zilla Parishad Pune and within the jurisdiction of the Sub Registrar Mulshi and the said land is collectively bounded as follows:-

- On or towards the East : By Survey Nos. 3, 4, 6 and 7.
On or towards the South : By Survey No 9.
On or towards the West : By remaining land out of Survey No. 8/9 and Survey No. 105 and Road.
On or towards the North : By Survey No 8/7 and 8/8.

(6) Opinion

In view of what is stated herein above and subject to what is stated above, I certify that in my opinion, M/s. Mont Vert Elegance, a partnership firm duly registered under the provisions of the Indian Partnership Act, 1932 having its office at Survey No. 129/2, Mont Vert Marc, Pashan Sus Road, Pashan, Pune 411021 are well and sufficiently entitled to said land described in para 5 hereinabove as owners thereof and have a marketable title to the same and that the said land is free from known encumbrances and reasonable doubts and that M/s. Mont Vert Elegance have an exclusive right and authority to develop the said land and to sell and/or dispose the units/tenements in the building/s to be constructed thereon to any intending purchasers.

Dated this 21st day of November, 2016.


Prasanna S Darade
Advocate

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सादरकर्ता

नोंदणी ३९ म.
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दस्तावेजाचा/अर्जाचा अनुक्रमांक

दिनांक १९११११ सन २०

दस्तावेजचा प्रकार- शोध सन 2019 दिवस

सादर करणाराचे नाव- डॉ. प्रताप रम. मूलीक

खार्जीलप्रमाणे फी मिळाली:-

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सह दुय्यम निबधक्

श्रेणी-१, मुळशी-२
सादरकर्ता

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नोंदणी ३९ म.
Regn. 39 m.

दस्तऐवजाचा/अर्जाचा अनुक्रमांक

दिनांक ०१/११/१२ सन २०

दस्तऐवजाचा प्रकार- शोध २ वर्ष २०११ व २०१२

सादर करणाराचे नाव-

डॉ. प्रताप रम मुकीकु

खालीलप्रमाणे की मिळाली:-

नोंदणी की

नक्कल की (फोलिओ

पृष्ठांकनाची नक्कल की

टपालखर्च

नकला किंवा जापने (कलम ६४ ते ६७) १०.

शोध किंवा निरीक्षण

दंड-कलम २५ अन्वये

कलम ३४ अन्वये

श्रमाणित नकला (कलम ५७) (फोलिओ)

इतर की (मागील पानावरील) नाब क्र.

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दस्तऐवज खाली नाव दिलेल्या व्यक्तीच्या

नावे नोंदणीकृत डाकेने पाठवावा.

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दुय्यम निबंधक

सह दुय्यम निबंधक
सादरकर्ता
श्रेणी-१, मुळशी-२



इतर
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Original/Duplicate

Wednesday, 15 April 2015 4:53
PM

नोंदणी क्र.: 39म

Regn.: 39M

पावती क्र.: 3713 दिनांक: 15/04/2015

गावाचे नाव: भुगांव

दस्तऐवजाचा अनुक्रमांक: मलस२-0-2015

दस्तऐवजाचा प्रकार :

सादर करणाऱ्याचे नाव: अॅड प्रताप एम. मुळीक.

वर्णन शोध 2013 ते 2015 (3 वर्षे) गाव मौजे भुगांव येथील स.नं.8 हिस्सा नं. 9 व 10.

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सेवा-१, मुळीक-१



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