

Section 8-B(a) : Attachment

A. Attachment of Movable Property

- 1. Warrant of attachment Form No. EPFCP-2**
- 2. Actual Seizure**
- 3. Attachment of Agricultural Produce**

B. Attachment of Movable Property by issuing Prohibitory Order

- 1. Attachment of debt not secured by a negotiable instrument(3)**
- 2. Attachment of shares in corporations(4)**
- 3. Attachment of movable property in possession of the defaulter(5)**

Section 8-B(a) : Attachment(Contd...)

C. Attachment in other cases

- 1. Attachment of Decree(6)**
- 2. Attachment of share in movable property(7)**
- 3. Attachment of salary of the employees of Govt. and Local Authorities(8)**
- 4. Attachment of Negotiable Instruments(9)**
- 5. Attachment of property in the custody of a Court or a Public Officer(EPFCP-10)**
- 2. Attachment of defaulter's partnership property(11)**

D. Expenses on attachment

Section 8-B(a) : Attachment(Contd...)

E. Attachment of Immovable property

- 1. Attachment of Immovable Property – how made :**
- 2. Effect of Attachment**
- 3. Attachment Procedure**
- 4. Duties and responsibilities of Recovery Officer/recovery Enforcement Officer**

Section 8-B (a) : Sale (Contd...)

F. Sale of Movable and Immovable property

- 1. Issue of warrant**
- 2. Issue of proclamation of sale**
- 3. Ingredients of a valid Proclamation**
 - a) A proclamation should be made in the local language.**
 - b) The time and place of sale should be clearly and precisely indicated in the proclamation.**
 - c) The proclamation should state whether the sale is subject to confirmation or not.**
 - d) Exact description of property must be given as fairly and accurately as possible.**

Section 8-B (a) : Sale (Contd...)

- e) The order in which the properties are to be sold must be indicated in the proclamation and, at the time of the auction, the order should be faithfully followed.
- f) The amount of arrears, including interest, costs and expenses, for the recovery of which the sale is ordered, must be specified.
- g) The name of the Recovery Enforcement Officer authorised to conduct auction must also be indicated.

Section 8-B (a) : Sale (Contd...)

- 4. Proclamation how made**
- 5. Legal representative to be brought on record if defaulter dies.**
- 6. Provisions applicable to movable properties.**
- 7. Provisions applicable to immovable property only.**
- 8. Material needed by the Recovery Enforcement Officer for proclamation.**
- 9. Steps to be taken by the Recovery Enforcement Officer while actually making a proclamation.**
- 10. Check list to be kept by the Recovery Enforcement Officer.**