

Annexure-32 : Refund of application/ earnest money / purchase consideration on account of non-allotment of flat / plot / cancellation of booking / deal for purchase of residential / commercial property by Developer/Builder etc

Outward remittance from my ICICI Bank Account Number _____ for Amount: _____

The source of funds for subject remittance is refund of application/ earnest money / purchase consideration on account of non-allotment of flat / plot / cancellation of booking / deal for purchase of residential / commercial property by Developer/Builder etc ("said refund"). I hereby confirm the below details for the said refund:

Property details (✓) Tick as applicable:

Residential Commercial Agricultural land/plantation/farm house (RBI approval is submitted herewith)

- Payment towards the application/earnest money/purchase consideration for the referred property was made in the year _____ & INR _____ was paid through my bank account _____ with _____ (bank name). I confirm that the application/earnest money/purchase consideration was paid from the funds received from abroad through banking channels / out of the balances in my NRE-NRO account
- The proceeds towards the said refund have been credited to my account number _____ with _____ (bank name) on _____ (date)
- Details of the buyer (wherever property rights have been transferred) :

Name : _____ Nationality of buyer : _____

I hereby provide the below declaration-cum-undertaking

- The above remittance is out of the balances held in the account arising from my legitimate receivables in India and not by borrowing from any other person or a transfer from any other NRO account and if such is found to be the case, I will be liable for penal action under FEMA.
- In case the source of funds for the subject remittance have been originally credited to my account maintained with other bank (other than ICICI Bank), I confirm that I have not done / I will not do any repatriation of funds through the other bank towards the same. In case the remittance is to be made in more than one instalment, the remittance of all the instalments shall be made through ICICI Bank.
- The funds utilized for above remittance shall not include any receipts in nature of cash deposits or any credit which is not in nature of permissible current income / capital receipt.
- The above remittance including remittances already done during the current financial year does not exceed the limit of USD 1,000,000 per financial year cumulatively from all the NRO accounts held by me.
- The said refund is in accordance with RBI Master Direction on Acquisition & Transfer of Immovable Property under FEMA, 1999 dated January 1, 2016 (updated from time to time) and other extant RBI/FEMA guidelines applicable to NRI/OCI.

Declaration-Cum-Undertaking Under FEMA, 1999

I hereby confirm that the abovementioned details are true and correct and can be relied upon by ICICI Bank and ICICI Bank can rely upon the accuracy and completeness of all information that has been furnished by me. I further declare that this transaction does not involve, and is not designed for the purpose of any contravention or evasion of the provisions of FEMA, 1999 (as amended, modified or updated from time to time) or of any rule, regulation, notification, direction or order made there under. I also declare that this transaction is in conformity with the provisions and rules as prescribed by the Reserve Bank of India. I further agree and undertake to give such information / documents as will reasonably satisfy ICICI Bank about this transaction in terms of the above declaration. I also undertake that if I refuse to comply with any such requirement or make only unsatisfactory compliance therewith, ICICI Bank shall refuse in writing to undertake the transaction and shall if it has reason to believe that any contravention / evasion is contemplated by me report, the matter to Reserve Bank of India.

I hereby confirm that this declaration letter is signed by me and shall serve as sufficient confirmation on my behalf for ICICI Bank to process the remittance request.

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Name and Signature of Account Holder

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Date