BEFORE THE SECURITIES APPELLATE TRIBUNAL
MUMBAI

Date of Decision: **15/05/2017**

Misc. Application No.219 of 2016
And
Appeal No.273 of 2016

Mr. Kali Kishore Bagchi
Flat No.9, Amritdham,
Nityananda Nagar,
Bakultala, Howrah – 711 109,
West Bengal. … Appellant

Versus

Securities and Exchange Board of India
SEBI Bhavan, Plot No.C4-A,
G-Block, Bandra-Kurla Complex,
Bandra (East),
Mumbai – 400 051. … Respondent

Mr. Prithu Ghosh, Advocate a/w Mr. Prakash K. Pandya, PCS
for the Appellant.

Mr. Rajesh Nagori a/w Mr. Tomu Francis and Mr. Vivek Shah,
Advocates for the Respondent.

CORAM : Justice J.P. Devadhar, Presiding Officer
Jog Singh, Member

Per : Justice J.P. Devadhar (Oral)

1. After the matter was argued for some time, Counsel for the appellant seeks to withdraw the appeal with liberty to file fresh appeal by incorporating all documents to show that the amounts under the

redeemable preference share issue collected during the tenure of the appellant have already been refunded to the investors.

2. Accordingly, the appeal is allowed to be withdrawn with liberty to file fresh appeal. Fresh appeal, if any, be filed with better particulars within a period of six weeks from today.

3. Both the Appeal as also Misc. Application are disposed of in the above terms with no order as to costs.

Sd/-
Justice J.P. Devadhar
Presiding Officer

Sd/-
Jog Singh
Member

15/05/2017
Prepared & compared by-dg

BEFORE THE SECURITIES APPELLATE TRIBUNAL
MUMBAI

Date of Decision: **15/05/2017**

Misc. Application No.220 of 2016
And
Appeal No.274 of 2016

Mr. Kali Kishore Bagchi
Flat No.9, Amritdham,
Nityananda Nagar,
Bakultala, Howrah – 711 109,
West Bengal. … Appellant

Versus

Securities and Exchange Board of India
SEBI Bhavan, Plot No.C4-A,
G-Block, Bandra-Kurla Complex,
Bandra (East),
Mumbai – 400 051. … Respondent

Mr. Prithu Ghosh, Advocate a/w Mr. Prakash K. Pandya, PCS
for the Appellant.

Mr. Rajesh Nagori a/w Mr. Tomu Francis and Mr. Vivek Shah,
Advocates for the Respondent.

CORAM : Justice J.P. Devadhar, Presiding Officer
Jog Singh, Member

Per : Justice J.P. Devadhar (Oral)

1. After the matter was argued for some time, Counsel for the appellant seeks to withdraw the appeal with liberty to file fresh appeal by incorporating all documents to show that the amounts under the

redeemable preference share issue collected during the tenure of the appellant have already been refunded to the investors.

2. Accordingly, the appeal is allowed to be withdrawn with liberty to file fresh appeal. Fresh appeal, if any, be filed with better particulars within a period of six weeks from today.

3. Both the Appeal as also Misc. Application are disposed of in the above terms with no order as to costs.

Sd/-
Justice J.P. Devadhar
Presiding Officer

Sd/-
Jog Singh
Member

15/05/2017
Prepared & compared by-dg

BEFORE THE SECURITIES APPELLATE TRIBUNAL
MUMBAI

Date of Decision : 14.6.2017

Misc. Application No.190 of 2017
In
Appeal No.273 of 2016

Mr. Kali Kishore Bagchi
Flat No.9, Amritdham,
Nityananda Nagar, Bakultala,
Howrah – 711109, West Bengal, India. ……Appellant

Versus

Securities and Exchange Board of India
SEBI Bhavan, Plot No.C-4A, G-Block,
Bandra Kurla Complex,
Bandra (E), Mumbai – 400 051. …..Respondent

Ms. Purnima Gupta, Advocate i/b. Prithu Ghosh for the Appellant.

Mr. Tomu Francis, Advocate with Mr. Vivek Shah, Advocate for Respondent.

CORAM : Justice J.P. Devadhar, Presiding Officer
Jog Singh, Member
Dr. C.K.G. Nair, Member

Per : Justice J.P. Devadhar (Oral)

1. By this Misc. Application No.190 of 2017 counsel for the appellant states that in para 1 of our order passed in Appeal No.273 of 2016 on 15th May, 2017 after the words 'by incorporating all documents', the words "to show that the amounts under the redeemable preference share issue collected during the tenure of the appellant have already been refunded to the investors" have been incorporated inadvertently and therefore the inadvertently incorporated words may be deleted.

2. Accordingly, by consent the inadvertently incorporated words may be deleted from our order dated 15th May, 2017.

3. The Misc. Application is disposed of accordingly with no order as to costs.

Sd/-
Justice J. P. Devadhar
Presiding Officer

Sd/-
Jog Singh
Member

Sd/-
Dr. C.K.G.Nair
Member

14.6.2017
Prepared and compared by
RHN

BEFORE THE SECURITIES APPELLATE TRIBUNAL
MUMBAI

Date of Decision : 14.6.2017

Misc. Application No.189 of 2017
In
Appeal No.274 of 2016

Mr. Kali Kishore Bagchi
Flat No.9, Amritdham,
Nityananda Nagar, Bakultala,
Howrah – 711109, West Bengal, India. ……Appellant

Versus

Securities and Exchange Board of India
SEBI Bhavan, Plot No.C-4A, G-Block,
Bandra Kurla Complex,
Bandra (E), Mumbai – 400 051. …..Respondent

Ms. Purnima Gupta, Advocate i/b. Prithu Ghosh for the Appellant.

Mr. Tomu Francis, Advocate with Mr. Vivek Shah, Advocate for Respondent.

CORAM : Justice J.P. Devadhar, Presiding Officer
Jog Singh, Member
Dr. C.K.G. Nair, Member

Per : Justice J.P. Devadhar (Oral)

1. By this Misc. Application No.189 of 2017 counsel for the appellant states that in para 1 of our order passed in Appeal No.274 of 2016 on 15th May, 2017 after the words 'by incorporating all documents', the words "to show that the amounts under the redeemable preference share issue collected during the tenure of the appellant have already been refunded to the investors" have been incorporated inadvertently and therefore the inadvertently incorporated words may be deleted.

2. Accordingly, by consent the inadvertently incorporated words may be deleted from our order dated 15th May, 2017.

3. The Misc. Application is disposed of accordingly with no order as to costs.

Sd/-
Justice J. P. Devadhar
Presiding Officer

Sd/-
Jog Singh
Member

Sd/-
Dr. C.K.G.Nair
Member

14.6.2017
Prepared and compared by
RHN