

**BEFORE THE SECURITIES APPELLATE TRIBUNAL
MUMBAI**

Appeal No. 21 of 2011

Date of decision: 11.7.2011

- 1) Krishiraj Trading Limited
Survey No. 76, Village Morai, Vapi,
Gujarat – 396191.
- 2) Welspun Mercantile Limited
Welspun City, Village Varsamedi,
Anjar, Gujarat – 370 110.
- 3) Welspun Fintrade Limited
(Formerly known as Welspun
Tradings Limited)
Welspun City, Village Varsamedi,
Tal. Anjar, Gujarat – 370 110.
- 4) Welspun Wintex Limited
Welspun City, Village Varsamedi,
Tal. Anjar, Gujarat – 370 110.

.....Appellants

Versus

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

..... Respondent

Mr. Janak Dwarkadas, Senior Advocate with Mr. Sanjay Asher, Advocate for Appellants.

Mr. Shiraz Rustomjee, Advocate with Ms. Harshada Nagare, Advocate for the Respondent.

CORAM : Justice N. K. Sodhi, Presiding Officer
P. K. Malhotra, Member
S. S. N. Moorthy, Member

Per : Justice N. K. Sodhi, Presiding Officer (Oral)

This order will dispose of two Appeals no. 21 and 22 of 2011 both of which are directed against an ex-parte order dated December 2, 2010 passed by the whole time member of the Securities and Exchange Board of India restraining, among others, the appellants from buying, selling or dealing in securities of their own companies and other listed group companies till further orders. The promoters of the appellant companies have also been directed to ensure that they

do not change their shareholding pattern. The ex-parte order has been treated as a show cause notice and the appellants were required to file their replies thereto. One of the grievances made in the appeal before us is that the respondent Board has not given complete inspection of the records to the appellants. The learned counsel for the respondent Board disputes this position and states that the inspection was allowed in terms of the request made by the appellants in their letter dated February 15, 2011. It is not necessary for us to decide this issue at this stage since the matter is to be gone into by the whole time member who will look into this aspect as well. Since the impugned order is an ex-parte order and the appellants are yet to be heard, we need not go into the issues raised in the present appeals. It is, however, clarified that the direction issued to the entities mentioned in para 53A of the impugned order shall not apply to the appellants.

The appeals stand disposed of as above and the issues raised therein remain open. No costs.

Sd/-
Justice N. K. Sodhi
Presiding Officer

Sd/-
P. K. Malhotra
Member

Sd/-
S. S. N. Moorthy
Member

11.7.2011
Prepared & Compared by
ptm