

BEFORE THE SECURITIES APPELLATE TRIBUNAL  
MUMBAI

**DATE : 20.09.2016**

**Appeal No. 363 of 2014**

1. KBCL India Ltd.
2. Mr. Rakesh Kumar
3. Mr. Vishvnath Pratap Singh
4. Mr. Shashi Kant Mishra  
25<sup>th</sup> Mile Stone, Mathura-Agra,  
Highway Mathura,  
Uttar Pradesh – 281122.

..... Appellants

Versus

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

..... Respondent

Mr. Hemant Prabhulkar, Advocates i/b Juris Peritus for the Appellants.

Mr. Mihir Mody, Advocate with Mr. Saurabh Bachhawat, Advocates i/b K.  
Ashar & Co. for the Respondent.

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

Per : Justice J. P. Devadhar (Oral)

1. Yesterday when this appeal was called out for hearing, counsel for the appellants stated that inspite of repeated notices, the appellants are not responding and not giving instructions and hence the advocates for the appellants would like to take discharge in the matter. Accordingly, while granting discharge to the advocates for the appellants we dismissed the appeal for want of prosecution as neither the appellants nor their representatives were present in the Court.

2. Thereafter, since the intimation given by the advocates to the appellants that they would be taking discharge in the matter was not on

record, we deemed it fit to recall the order and place the appeal for hearing today.

3. Today, when the appeal was called out for hearing, counsel for the appellants placed on record a letter dated September 20, 2016. From the said letter, it is clear that the appellants were informed by the advocates for the appellants that they would be taking discharge in the matter. The said letter is marked as Exhibit 'X' for identification.

4. In the circumstances, while granting discharge to the advocates for the appellants, we dismiss the appeal for want of prosecution as neither the appellants nor their representatives are present in Court today.

5. Appeal is disposed of in the above terms with no order as to costs.

Sd/-  
Justice J. P. Devadhar  
Presiding Officer

Sd/-  
Jog Singh  
Member

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

20.09.2016  
Prepared & Compared by  
PTM