

BEFORE THE SECURITIES APPELLATE TRIBUNAL
MUMBAI

Date : 15.12.2017

**Misc. Application No. 301 of 2016
And
Appeal No. 363 of 2016**

Mr. Arvind Morzaria
9/A, 4th Devang Apts., Plot No. 53,
90 Feet Road, Garodia Nagar,
Ghatkopar (East), Mumbai – 400077. Appellant

Versus

Securities & Exchange Board of India
SEBI Bhavan, C-4A, G-Block,
Bandra Kurla Complex,
Bandra (E), Mumbai – 400 051. Respondent

Mr. Robin Shah, Advocate i/b Prakash Shah & Associates for the Appellant.
Mr. Kumar Desai, Advocate with Mr. Tomu Francis, Mr. Vivek Shah,
Advocates for the Respondent.

**With
Misc. Application No. 386 of 2016
And
Appeal No. 463 of 2016**

Amit H. Patel HUF
1/135, Prabhu Niwas, Opp. SIWS College,
Wadala, Mumbai – 400 031. Appellant

Versus

Securities and Exchange Board of India
SEBI Bhavan, C-4A, G-Block,
Bandra Kurla Complex,
Bandra (E), Mumbai – 400 051. ... Respondent

Mr. Robin Shah, Advocate i/b Prakash Shah & Associates for the Appellant.
Mr. Shyam Mehta, Senior Advocate with Mr. Mihir Mody, Advocate i/b K.
Ashar & Co. for the Respondent.

**With
Misc. Application No. 16 of 2017
And
Appeal No. 18 of 2017**

Ashish Goel
A-60, Rosewood City,

Sector 49, Gurgaon, Haryana 122018.

..... Appellant

Versus

Securities & Exchange Board of India
SEBI Bhavan, C-4A, G-Block,
Bandra Kurla Complex,
Bandra (E), Mumbai – 400 051.

..... Respondent

Mr. Ankit Lohia, Advocate i/b Mindspright Legal for the Appellant.

Mr. Kumar Desai, Advocate with Mr. Vivek Shah, Ms. Misbah Dada,
Advocates for the Respondent.

**With
Misc. Application No. 110 of 2017
And
Appeal No. 98 of 2017**

Pritishkumar Chatterjee
B-Type Bungalow, Neelkanth Plaza,
Golegaonkar Colony, Aurangabad – 431002.

..... Appellant

Versus

Securities & Exchange Board of India
SEBI Bhavan, C-4A, G-Block,
Bandra Kurla Complex,
Bandra (E), Mumbai – 400 051.

..... Respondent

Mr. Saurabh Bachhawat, Advocate i/b Ravi Ramaiya, Chartered Accountant
for the Appellant.

Mr. Shyam Mehta, Senior Advocate with Mr. Mihir Mody, Advocate i/b K.
Ashar & Co. for the Respondent.

**With
Misc. Application No. 112 of 2017
And
Appeal No. 100 of 2017**

Atul Moreshwar Save
Anjali Complex, Khandeshwar,
Aurangabad

..... Appellant

Versus

Securities & Exchange Board of India
SEBI Bhavan, C-4A, G-Block,
Bandra Kurla Complex,
Bandra (E), Mumbai – 400 051.

..... Respondent

Mr. Saurabh Bachhawat, Advocate i/b Ravi Ramaiya, Chartered Accountant
for the Appellant.

Mr. Shyam Mehta, Senior Advocate with Mr. Mihir Mody, Advocate i/b K. Ashar & Co. for the Respondent.

**With
Misc. Application No. 117 of 2017
And
Appeal No. 105 of 2017**

Cellour Marketing Pvt. Ltd.
4, Dr. Rajendra Prasad Sarani,
3rd Floor, R. No. 303, Kolkata – 700 001. Appellant

Versus

Securities & Exchange Board of India Respondent
SEBI Bhavan, C-4A, G-Block,
Bandra Kurla Complex,
Bandra (E), Mumbai – 400 051.

Ms. Shivangi Singh, Advocate i/b Suvan Law Advisors for the Appellant.
Mr. Shyam Mehta, Senior Advocate with Mr. Mihir Mody, Advocate i/b K. Ashar & Co. for the Respondent.

**With
Misc. Application No. 151 of 2017
And
Appeal No. 116 of 2017**

1. Anil Satyanarayan Roongta
2. Anil Satyanarayan Roongta (HUF)

411, Empire Estate Building,
Ring Road, Surat – 395002. Appellants

Versus

Securities & Exchange Board of India
SEBI Bhavan, C-4A, G-Block,
Bandra Kurla Complex,
Bandra (E), Mumbai – 400 051. Respondent

Mr. Saurabh Bachhawat, Advocate i/b Ravi Ramaiya, Chartered Accountant for the Appellant.

Mr. Shyam Mehta, Senior Advocate with Mr. Mihir Mody, Advocate 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)

Misc. Application Nos. 301, 386 of 2016 and 16, 110, 112, 117, 150 of 2017 :

1. All these misc. applications are filed seeking condonation of delay in filing the respective appeals. For the reasons stated in the respective misc. applications, the delay is condoned. Accordingly, all the misc. applications are disposed of with no order as to costs.

Appeal Nos. 363, 463 of 2016 and 18, 98, 100, 105 and 116 of 2017

1. These appeals are filed to challenge the ex-parte order / confirmatory order passed by the Whole Time Member of SEBI. In view of the fact that SEBI has already issued a show cause notice, counsel for the appellants seek to withdraw the appeals with liberty to pursue the remedy before SEBI.

2. Accordingly, all the appeals are allowed to be withdrawn with liberty to pursue the remedy before SEBI.

3. All the Appeals are dismissed as withdrawn with no order as to costs.

Sd/-
Justice J. P. Devadhar
Presiding Officer

Sd/-
Jog Singh
Member

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

15.12.2017
Prepared & Compared by
PTM