

BEFORE THE SECURITIES APPELLATE TRIBUNAL
MUMBAI

Date:16.3.2021

**Misc. Application No.386 of 2020
And
Misc. Application No.387 of 2020
And
Misc. Application No.388 of 2020
And
Misc. Application No.153 of 2021
In
Appeal No.379 of 2020**

Way2gains

...Appellant

Versus

Securities and Exchange Board of India

...Respondent

Mr. Vedchetan Patil, Advocate with Ms. Sunayana Kashid, Advocate for the Appellant.

Mr. Anubhav Ghosh, Advocate with Mr. Ravishekhar Pandey, Advocate i/b. The Law Point for the Respondent.

Order:

1. The appeal was dismissed for want of prosecution on 1st December, 2020 for want of instructions to the then counsel for the appellant. Now a restoration

application has been filed and the counsel contends that there was a communication gap between the appellant and their previous counsel which led to the dismissal of the appeal for want of prosecution. Considering the aforesaid, though the grounds mentioned does not appear to be bonafide, however, in the larger interest we allow the application on payment of cost of Rs.20,000 per appellant to be paid by means of a demand draft before the Registrar of the Tribunal within two weeks from today. The application is allowed. The appeal is restored to its original number. List for admission of 15th April, 2021.

2. Parties are directed to contact the Registrar 48 hours before the date fixed to find out as to whether the hearing would take place through video conferencing or through physical hearing.
3. The present matter was heard through video conference due to Covid-19 pandemic. At this stage it is not possible to sign a copy of this order nor a

certified copy of this order could be issued by the registry. In these circumstances, this order will be digitally signed by the Private Secretary on behalf of the bench and all concerned parties are directed to act on the digitally signed copy of this order. Parties will act on production of a digitally signed copy sent by fax and/or email.

Justice Tarun Agarwala
Presiding Officer

Justice M.T. Joshi
Judicial Member

16.3.2021
RHN