

BEFORE THE SECURITIES APPELLATE TRIBUNAL
MUMBAI

Date of Decision : 01.02.2022

**Misc. Application No. 1360 of 2021
And
Misc. Application No. 91 of 2022
In
Appeal No. 591 of 2021**

Vibgyor Allied Infrastructure Ltd.
Represented by its Director
namely Sarit Chkraborty
Godrej Water Side, DP Block,
Sector V, Salt Lake, Electronic Complex, Applicant
Kolkata, West Bengal – 700 091. (Org. Appellant)

Versus

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

Mr. Md. Bani Israil, Advocate for the Applicant / Org. Appellant.

Mr. Abhishek Khare, Advocate with Mr. Sharvil Kala, Advocate i/b
Khare Legal Chambers for the Respondent.

CORAM : Justice Tarun Agarwala, Presiding Officer
Justice M. T. Joshi, Judicial Member

Per : Justice Tarun Agarwala, Presiding Officer (Oral)

1. The appeal was dismissed for want of prosecution on September 8, 2021. A recall application has been filed alongwith application for condonation of delay. The delay in the filing of the restoration application is condoned for the reasons stated therein.

2. Having heard the learned counsel for the appellant, cause shown is sufficient. The application for recall of our order dated September 8, 2021 is allowed. The order dated September 8, 2022 is recalled. The appeal is restored to its original number.

3. After hearing the learned counsel for the appellant, we find that no sufficient cause has been made out to condone the delay in the filing of the appeal. The delay application, if any, in the filing of the appeal is rejected as a result of which the appeal is also dismissed with no order as to costs.

4. 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

01.02.2022
PTM