

BEFORE THE SECURITIES APPELLATE TRIBUNAL
MUMBAI

Date of Decision : 17.08.2023

Appeal No. 425 of 2023

1. Royal Orchid Hotels Limited
1, Golf Avenue, Adjoining KGA
Golf Course, HAL Airport Road
Kodihalli, Bangalore – 560 008.
2. Chander Kamal Baljee
No. 124, 3rd Main Road,
Indiranagar, Bangalore – 560 038.
3. Keshav Baljee
122, Ashoka Apartment,
Nepean Sea Road, Rungta Lane,
Malabar Hill,
Mumbai – 400 006.
4. Amit Jaiswal
No. 10, No. 2, Byrasandra,
14th Cross, New Thippasandra Post,
Behind Malnad Towers,
Bangalore – 560 075.

.....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. Somasekhar Sundaresan, Advocate with Mr. Tomu Francis, Ms. Yugandhara Khanwilkar, Ms. Zarnaab Aswad and Ms. Ankita Roy, Advocates i/b Khaitan & Co. for the Appellant Nos. 1 to 4.

Mr. Gaurav Joshi, Senior Advocate with Mr. Ravishekhar Pandey, Mr. Amarpal Singh Dua, Ms. Rasika Ghate and Ms. Shefali Shankar, Advocates i/b. MDP & Partners for the Respondent.

CORAM : Justice Tarun Agarwala, Presiding Officer
Ms. Meera Swarup, Technical Member

Per : Justice Tarun Agarwala, Presiding Officer (Oral)

1. We have heard the learned counsel for the parties.

The impugned order dated March 31, 2023 passed by the Whole Time Member ('WTM' for short) of the Securities and Exchange Board of India ('SEBI' for short) is *ad interim* order cum show cause notice. By our order dated May 9, 2023 we had stayed the effect and operation of the impugned order.

2. The learned senior counsel for the respondent submits that the appellant may file a reply to the show cause notice and the matter would be decided finally by the respondent after giving an opportunity of hearing and in the meanwhile the interim order granted by this Tribunal will continue to operate. In this regard the learned counsel for the appellant states that he has no objection.

3. We accordingly dispose of the appeal with the direction to the appellant to file a reply to the show cause notice within

three weeks from today. The respondent will thereafter fix a date and the matter would be heard after giving an opportunity of hearing. Till the disposal of the matter the interim order passed by this Tribunal on May 9, 2023 will continue to operate. The appeal is disposed of accordingly.

4. 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. Certified copy of this order is also available from the Registry on payment of usual charges.

Justice Tarun Agarwala
Presiding Officer

Ms. Meera Swarup
Technical Member

17.08.2023
msb