

BEFORE THE SECURITIES APPELLATE TRIBUNAL
MUMBAI

Date : 05/01/2017

Appeal No.445 of 2016

Capital Via Global Research Limited
903, D-1, 9th Floor, N.R.K. Business Park,
Scheme No.54, PU-4, Vijay Nagar,
Indore – 452 010.

Through authorized representative &
Director Mr. Rohit Gadia.

... Appellant

Versus

Securities and Exchange Board of India
SEBI Bhavan, Plot No.C4-A,
G-Block, Bandra-Kurla Complex,
Bandra (East),
Mumbai – 400 051.

... Respondent

Mr. Abhinav Chandrachud, Advocate i/b Mr. Vedchetan Patil,
Advocate for the Appellant.

Mr. Rajesh Nagory a/w Mr. Yogesh Chawale and Mr. Nihar Thackeray,
Advocates i/b Legasis Partners 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. This appeal is filed to challenge the ex-parte ad-interim order passed by the Whole Time Member (“WTM” for short) of Securities and Exchange Board of India (“SEBI” for short) on 11th November, 2016. By the said order, the appellant has been, inter alia, restrained from soliciting or undertaking any fresh advisory business from that date till further directions. By the said order, the appellant was also called upon

to file reply within 21 days from the date of receipt of the order and indicate whether the appellant wants personal hearing in the matter.

2. It is not in dispute that the appellant had filed interim reply on 18/11/2016 and filed detailed reply on 12/12/2016.

3. Counsel for SEBI states that the detailed reply dated 12/12/2016 was received by SEBI on 22/12/2016 and accordingly personal hearing has been fixed on 16/1/2017.

4. In these circumstances, since hearing is fixed on 16th January, 2017, without going into the merits of the case, we direct WTM of SEBI to hear the appellant on 16th January, 2017 and pass an order by 20th January, 2017 and communicate the same to the appellant on 20th January, 2017 itself.

5. Appeal is disposed of in the aforesaid 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

05/01/2017

Prepared & compared by-ddg