

BEFORE THE SECURITIES APPELLATE TRIBUNAL
MUMBAI

Date : 25/01/2017

**Misc. Application No.371 of 2016
And
Appeal No.441 of 2016**

Sri Tridib Narayan Basu
92, Chandi Ghosh Road,
Kolkata – 700 040.

... Appellant

Versus

1. Securities and Exchange Board of India
SEBI Bhavan, Plot No.C4-A,
G-Block, Bandra-Kurla Complex,
Bandra (East),
Mumbai – 400 051.
2. Sri Rohit Agarwal
Director,
Pinnacle Ventures India Limited,
210/A, Joghpur Gardens,
1st Floor, West Bengal,
Kolkata – 700 045.
3. Sri Sunny Mukherjee
412B/1, N.S.C. Bose Road,
West Bengal,
Kolkata – 700 047.
4. Sri Rajib Bandopadhyay
5/10, MIG-2, Phase II,
Golf Green Complex,
PO – Golf Green,
West Bengal,
Kolkata – 700 029.
5. Sri Subhranil Banerjee
21D, Gariahar Road,
West Bengal,
Kolkata – 700 029.
6. Sri Angshuman Bhadra
240, B.T. Road,
Baranagar,
Kolkata – 700 036.

... Respondents

AND

7. Mr. Kousik Sarker
19/1A/71, Seal Lane,
Kolkata – 700 015.
8. Mr. Sulalit Biswas
48/1E, Gariahat Road,
Kolkata – 700 018.

... Proforma Respondents

WITH
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And
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Mr. Om Narayan Rai a/w Mr. Saikat Roy Chowdhury, Advocates for Appellants.

Mr. Gaurav Joshi, Senior Advocate a/w Mr. Rakesh Puri, Mr. Chirag Bhavsar and Ms. Shaleen Tiwari, Advocates i/b MDP & Partners for the Respondent No.1.

Mr. Prashant Agarwal, Advocate for Respondent No.6.

Mr. Nikhilesh Mittal, Advocate for Respondent Nos. 3 & 5.

None for Respondent Nos. 2 & 4.

CORAM : Justice J.P. Devadhar, Presiding Officer
Dr. C.K.G. Nair, Member

Per : Justice J.P. Devadhar (Oral)

1. After the matter was argued for some time, Counsel for the appellants seek to withdraw both the appeals as also Misc. Applications with a view to make a representation before SEBI thereby bringing it to the notice of SEBI that several other directors who were also responsible for issuance of preference shares in violation of the Companies Act and the Securities Laws, have been left out in the impugned order.

2. Accordingly, the appellants are permitted to withdraw both the appeals as also Misc. Applications with liberty to make a representation to SEBI within a period of two weeks from today. If such a representation is made, SEBI shall consider the same in accordance with law as expeditiously as possible.

3. Both the Appeals as also Misc. Applications are disposed of in the aforesaid terms with no order as to costs.

Sd/-
Justice J.P. Devadhar
Presiding Officer

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

25/01/2017

Prepared & compared by-ddg