

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE V.G.ARUN

FRIDAY, THE 15TH DAY OF JULY 2022 / 24TH ASHADHA, 1944

WP(C) NO. 11369 OF 2021

PETITIONER/S:

PACL FIELD WORKERS AND INVESTORS WELFARE SOCIETY
AGED 52 YEARS
REPRESENTED BY PRESIDENT HAMASA M.A. SON OF
ALVAVIKUTTY, MATHRIKUNNATHU HOUSE, CHERPU P.O.,
THRISSUR, PIN - 680561
BY ADV C.J.ANTONY LOYED

RESPONDENT/S:

- 1 THE NODAL OFFICER CUM SECRETARY JUSTICE R.M. LODHA
COMMITTEE
SEBI BHAVAN, BKC, PLOT NO.C4-A, G BLOCK, BANDRA-KURLA
COMPLEX, BANDRA, MUMBAI EAST, PIN - 400051
- 2 PACL LTD
PACL LTD, 22, 3RD FLOOR, AMBER TOWER, SANSAR CHANDRA
ROAD, JAIPUR,, PIN - 302004
- 3 THE CHAIRMAN
THE CHAIRMAN, SECURITIES AND EXCHANGE BOARD OF INDIA
(SEBI), SEBI BHAVAN, PLOT NO.C4-A, 'G' BLOCK, BANDRA-
KURLA COMPLEX, BANDRA (EAST), MUMBAI, MAHARASHTRA, PIN
- 400051
- 4 THE GENERAL MANAGER
INVESTIGATIONS DEPARTMENT (IVD) & PACL COMMITTEE, SEBI
BHAVAN, PLOT NO.C4-A, 'G' BLOCK, BANDRA-KURLA COMPLEX,
BANDRA (EAST), MUMBAI, PIN - 400051
- 5 THE GENERAL MANAGER
LEGAL AFFAIRS DEPARTMENT2, SEBI BHAVAN, PLOT NO.C4-A,
'G' BLOCK, BANDRA-KURLA COMPLEX, BANDRA (EAST),
MUMBAI, PIN - 400051
- 6 UNION OF INDIA
THROUGH ITS ADDITIONAL SECRETARY, MINISTRY OF FINANCE,
DEPARTMENT OF ECONOMIC AFFAIRS, ROOM NO. 129-B, NEW
DELHI - 110001(INDIA), PIN - 110001
BY ADVS.
K.M.JAMALUDHEEN
LATHA PRABHAKARAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
15.07.2022, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

Dated this the 15th day of July, 2022

In view of the orders passed by the Honourable Supreme Court at Ext.R3(b) in I.A No.5 of 2016, Ext. R3(g) in I.A No. 52228/2019, the relief sought in this writ petition, which is to direct Justice R.M. Lodha Committee to permit physical appearance of claimants who have uploaded their claims thorough online mode, cannot be granted. The persistent absence of the petitioners and its counsel also indicates lack of interest in the proceedings.

The writ petition is hence closed, reserving the petitioners liberty to resort to the remedies, if any available, in terms of the directions of the Supreme Court.

**Sd/-
V.G ARUN
JUDGE**

SJ

APPENDIX OF WP(C) 11369/2021

PETITIONER EXHIBITS

- Exhibit P1** A TRUE COPY OF INTERIM JUDGMENT ORDER IN C.A 13301/2015 BY THE HON'BLE SUPREME COURT DATED 02.02.2016
- Exhibit P2** A TRUE COPY INTIMATION IN THE MATTER OF REFUND ISSUED BY JUSTICE LODHA COMMITTEE DATED 02.01.2018
- Exhibit P3** TRUE COPY OF THE MEMORANDUM SUBMITTED BEFORE THE 1ST RESPONDENT DATED 10.03.2021

RESPONDENT EXHIBITS

- Exhibit R3(a)** TRUE COPIES OF THE AFFIDAVIT AND PETITION IN I.A NO.5/2016 IN CIVIL APPEAL NO.13301/2015 FILED BY SEBI BEFORE THE HON'BLE APEX COURT
- Exhibit R3(b)** TRUE COPY OF THE ORDER OF THE HON'BLE APEX COURT IN I.A NO.5/2016 IN CIVIL APPEAL NO.13301/2015 DATED 2.5.2016
- Exhibit R3(c)** TRUE COPY OF THE LETTER ISSUED BY REGISTRAR, SUPREME COURT OF INDIA DATED 9.5.2016
- Exhibit R3(d)** TRUE COPY OF THE LETTER DATED 11.03.2019 ISSUED BY THE COMMITTEE TO SRI. TOM JOSE CHIEF SECRETARY, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM
- Exhibit R3(e)** TRUE COPY OF THE LETTER DATED 4.06.2020 ISSUED BY THE COMMITTEE TO THE CHIEF SECRETARY, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM
- Exhibit R3(f)** TRUE COPY OF I.A NO.52228/2019 FILED BY PACL EMPLOYEES AND CUSTOMERS PROTECTION FORUM BEFORE THE HON'BLE SUPREME COURT
- Exhibit R3(a)** TRUE COPY OF THE ORDER IN I.A NO. 52228/2019 DATED 25.4.2019 BY THE HON'BLE SUPREME COURT