

SECURITIES AND EXCHANGE BOARD OF INDIA

**SEBI BHAVAN, Plot No.C4-A, G-Block,
Bandra Kurla Complex, MUMBAI - 400 051**

CERTIFICATE No. 4790 of 2022

**Certificate under section 28A of the Securities and Exchange Board of India Act, 1992
read with section 222 of the Income-tax Act, 1961**

Bhupesh Rathod (PAN: AACPR3785K)

Flat No, 1st Floor, A-wing, Labh Niwas,

4th Khetwadi, Nanubhai Desai Road,

Mumbai-400004.

**NOTICE OF DEMAND UNDER RULE 2 OF THE SECOND SCHEDULE TO THE
INCOME-TAX ACT, 1961 READ WITH SECTION 28A OF THE SECURITIES AND
EXCHANGE BOARD OF INDIA ACT, 1992**

This is to certify that a sum of Rs. 2,31,000/- (Rupees Two Lakh and Thirty One Thousand Only) along with further interest, all costs, charges and expenses incurred in respect of all the proceedings taken for recovery of the said sum as detailed below is due to SEBI from you:

Description of Dues	Amount (In Rupees)
Penalty imposed by the Adjudicating Officer vide Order No. EAD-9/VKV/GSS/2020-21/10737-10745 dated March 03, 2021 in the matter of KGN Enterprises Ltd., Gemstone Investment Ltd and Polytex India Ltd..	2,00,000/-
Interest from March 03, 2021 to May 25, 2022 @ 1% per month.	30,000/-
Recovery Cost	1,000/-
Total	2,31,000/-

2. You are hereby directed to pay the total amount as mentioned above within 15 (Fifteen) days of the receipt of this Notice (**DD shall be drawn in favour of the "SEBI Recovery Proceeds" Account payable at Mumbai (or) EFT/NEFT/RTGS to A/c No. SEBIRRD PEN4790 of ICICI Bank, IFSC code - ICIC0000106**) failing which the Recovery Officer shall proceed to recover the amount due in accordance with the provisions of **section 28A of the Securities and Exchange Board of India Act, 1992 ("SEBI Act")** read with sections 220 to 227, 228A, 229 and 232 of the Income-tax Act, 1961 and the Second Schedule to the said Act and the rules made thereunder.



3. In the event of non-payment of the dues as above, SEBI shall recover the money by one or more of the following modes, namely:-

- (a) attachment and sale of your movable property;
- (b) attachment of your bank accounts;
- (c) attachment and sale of your immovable property;
- (d) arrest and detention in prison;
- (e) appointing a receiver for the management of your movable and immovable properties.

4. Further, as per Explanation 1 to section 28A of the SEBI Act, any direct or indirect transfer of your property or monies held in bank accounts to your spouse or minor child or son's wife or son's minor child, otherwise than for adequate consideration, on or after March 03, 2021 shall be deemed to be your property or money for the purpose of recovery.

5. You are also advised to take note that upon service of this notice, you are not competent to mortgage, charge, lease or otherwise deal with any property belonging to you except with the permission of the Recovery Officer and any such transfer shall be deemed void as per rule 16 of the Second Schedule to the Income-tax Act, 1961 read with section 28A of the SEBI Act.

6. Any confirmation of e-payment(s) made (in the format as given in table below) should be forwarded to "The Recovery Officer, Recovery Division 3, Securities and Exchange Board of India, SEBI Bhavan II, Plot no. C7, "G" Block, Bandra Kurla Complex, Bandra (E), Mumbai - 400051." or sent by email to shahrukhs@sebi.gov.in and recoveryho1@sebi.gov.in.

Case Name and Recovery Certificate Number:	
Name of Payer:	
Date of Payment:	
Amount Paid:	
Transaction No.:	
Bank Details (Bank Name, Branch Name, IFSC Code and Account No.) from which payment is made:	

Note: In the absence of confirmation of e-payment as per the above format, the credits made will not be accounted towards your dues.

7. In addition to the aforesaid dues, you will also be liable for further interest, all costs, charges and expenses incurred in respect of recovery proceedings against you.

Dated: May 25, 2022




Recovery Officer
Jai Sebastian
जय सेबास्टियन
General Manager & Recovery Officer
महाप्रबंधक एवं वसूली अधिकारी
Securities And Exchange Board of India
भारतीय प्रतिभूति और विनियम बोर्ड
Mumbai
मुंबई