BEFORE THE ADJUDICATING OFFICER

SECURITIES AND EXCHANGE BOARD OF INDIA

ADJUDICATION ORDER NO. Order/AK/AS/2022-23/23970-23975

UNDER SECTION 15-I OF THE SECURITIES AND EXCHANGE BOARD OF INDIA ACT, 1992 READ WITH RULE 5 OF THE SEBI (PROCEDURE FOR HOLDING INQUIRY AND IMPOSING PENALTIES) RULES, 1995 IN RESPECT OF:

<table>
<tr><th>Name of Noticee (PAN)</th><th>Address</th></tr>
<tr><td>Utkarsh Jain (ATPPJ6751R)
Email-slyadav@neccgroup.com,
utkarshjain@neccgroup.com</td><td rowspan="2">C 3/15, Ashok Vihar, Delhi-110052</td></tr>
<tr><td>Vanya Jain (AAFPJ2289P)
Email- slyadav@neccgroup.com</td></tr>
<tr><td>Charamsukh IT Marketing Pvt Ltd (AAFCC9332H)
Email-charamsukhit@yahoo.in,
charamsukh_it@rediffmail.com</td><td>24b, Rabindra Sarani, Ground Floor, Room No.6, Kolkata -700 073.</td></tr>
<tr><td>Realstep Agencies Private Ltd (AAHCR2034F)
Email-realstepagencies@yahoo.in,
realstep_2015@rediffmail.com</td><td>18, N S Road, 2nd Floor, Room No 12, Kolkata -700 001.</td></tr>
<tr><td>Sairabanu Mohd Rafiq Fanaswala (ACUPF2874R)
Email-sairabanufanaswala071@gmail.com,
sairabanufanaswala@gmail.com,
fanaswalasairabanu@gmail.com</td><td>215, 2nd Floor, Stadium House, Opposite Sardar Patel Swimming Pool, Navrangpura, Ahmedabad-380014</td></tr>
<tr><td>Malatiben Ashokbhai Darji (AVHPD1314L)
Email-jt_financial1234@yahoo.com,
malati.jt10@yahoo.com</td><td>S3, Man Mandir Society, Vejalpur, Ahmedabad, Gujarat-380051</td></tr>
</table>

In the matter of North Eastern Carrying Corporation Ltd

BACKGROUND OF THE CASE

1. SEBI carried out an investigation in the scrip of North Eastern Carrying Corporation Ltd (hereinafter referred to as **"NECC or the Company"**) for the period from December 27, 2016 to April 21, 2017 (hereinafter referred to as **"Investigation Period or IP"**). On the basis of said investigation, it was alleged that Utkarsh Jain (hereinafter referred to as **"Noticee No: 1"**), Vanya Jain (hereinafter referred to as **"Noticee No: 2"**), Charamshukh IT Marketing Pvt (hereinafter referred to as **"Noticee No: 3"**) and Realstep Agencies Pvt Ltd (hereinafter referred to as **"Noticee No: 4"**) violated provisions of Section 12A(a), (b) and (c) of the Securities and Exchange Board of India Act, 1992 (hereinafter referred to as **"SEBI Act"**) read with Regulation 3(a), 3(b), 3(c) and 3(d) and 4(1), 4(2)(a) of SEBI (Prohibition Of Fraudulent And Unfair Trade Practices Relating To Securities Market) Regulations, 2003 (hereinafter referred to as **"PFUTP Regulations"**). Further, it was alleged that Noticee No: 4, Sairabanu Mohd Rafiq Fanaswala (hereinafter referred to as **"Noticee No: 5"**) and Malatiben Ashokbhai Darji (hereinafter referred to as **"Noticee No: 6"**) violated provisions of Section 12A(a), (b) and (c) of the SEBI Act read with Regulation 3(a), 3(b), 3(c) and 3(d) and 4(1), 4(2)(a) and 4(2)(g) of the PFUTP Regulations. Noticee Nos. 1 to 6 shall be, hereinafter, collectively referred to as **"Noticees"**.

APPOINTMENT OF ADJUDICATING OFFICER

2. Upon being satisfied that there were sufficient grounds to inquire and adjudicate upon the said alleged violations by the Noticees, SEBI, in exercise of powers under Section 19 read with sub-section (1) of Section 15-I of the SEBI Act and Rule 3 of the SEBI (Procedure for Holding Inquiry and Imposing Penalties) Rules, 1995 (hereinafter referred to as the **"Adjudication Rules"**), appointed Ms. Geetha G as the Adjudicating Officer (AO), vide order dated February 09, 2022, to inquire into and adjudge under Section 15-I read with Section 15HA of the SEBI Act, the alleged violations by the Noticees. Pursuant to the transfer of Ms. Geetha G, SEBI appointed the undersigned as the AO, vide order dated August 29, 2022.

SHOW CAUSE NOTICE AND PERSONAL HEARING

3. A common Show Cause Notice dated September 22, 2022 (hereinafter referred to as **"SCN"**) was issued to the Noticees to show cause as to why an inquiry should not be initiated against them, and why penalty, if any, should not be imposed against them under Section 15HA of the SEBI Act for the alleged violations. In brief, following was alleged in the SCN:

   3.1 that Noticee Nos. 1 and 2, and entities, interalia Noticee Nos. 3 and 4, created artificial/ fictitious volume and gave a false and misleading appearance of trading in the scrip of NECC, enabling Noticee Nos. 1 and 2 to exit the scrip, resulting in violation of provisions of Section 12A(a), (b) and (c) of the SEBI Act read with Regulation 3(a), 3(b), 3(c) and 3(d) and 4(1), 4(2)(a) of the PFUTP Regulations.

   3.2 that Noticee Nos. 4, 5 and 6 entered into circular trades resulting in creation of artificial volume in the scrip of NECC, resulting in violation of provisions of Section 12A(a), (b) and (c) of the SEBI Act read with Regulation 3(a), 3(b), 3(c) and 3(d) and 4(1), 4(2)(a) and (g) of the PFUTP Regulations.

4. SCN was served on the Noticees, vide digitally signed email dated September 22, 2022, which constitutes valid service as per Rule 7(1)(b) of the Adjudication Rules. The proof of delivery is on record. Further, SCN was also delivered to Noticee Nos. 1 and 2, vide SPAD. Vide digitally signed email dated October 06, 2022, Noticees were granted opportunity of personal hearing on October 19, 2022. Further, vide email dated October 27, 2022, all the Noticees were granted another opportunity of personal hearing on November 09, 2022. I note that the Noticee Nos. 3, 4 and 5 neither replied to the SCN nor availed the opportunities of hearings. The details of communication pertaining to Noticee Nos. 1, 2 and 6 are provided in subsequent paragraphs.

<u>Noticee Nos. 1 and 2</u>

5. Noticee Nos. 1 and 2, vide letters dated October 03 and October 04, 2022 respectively, made preliminary submissions and, interalia, requested for

opportunity of inspection of documents in the matter. Vide letter dated October 10, 2022, Noticee Nos. 1 and 2 reiterated the aforesaid request for inspection of documents. Vide email dated October 14, 2022, Noticee Nos. 1 and 2 were granted opportunity of inspection on October 20, 2022. Authorized Representative of Noticee Nos. 1 and 2 viz. CA Kushal Shah carried out inspection of documents on October 20, 2022. During the course of inspection, the following documents were inspected:

i. Redacted copy of Investigation Report was provided in hard copy format.
ii. Following contents were provided in a CD:
    a) Redacted portion of Investigation Report along with relevant Annexures therein
    b) The documents pertaining to the connection between Noticee Nos 1 and 2 and the counterparties to the alleged trades. Said documents included relevant Bank statements, Demat statements, UCC details, KYC documents and MCA documents.

Further, Noticee Nos. 1 and 2 made request for specific documents. Accordingly, the following comments were provided to them:

S No	Details of documents sought	Remarks
1	Investigation Report along with Annexures	Redacted portion of the Investigation Report along with relevant Annexures was provided in a CD.
2	Basis of connection along with supporting documents for clubbing Noticee(s) with the counterparties	The documents pertaining to the connection between Noticee Nos 1 and 2 and the counterparties to the alleged trades was provided in a CD.
3	Analysis of trades executed on 06.02.2017 & 13.04.2017 at BSE, and on 06.02.2017 & 15.03.2017 at NSE	The trade log pertaining to the scrip of North Eastern Carrying Corporation was provided as Annexure to the SCN. The alleged trades which resulted in violation of the provisions of the PFUTP Regulations were part of the said trade log. Further, analysis of trades on only one date viz. 15.03.2017 was available on record and the same had been provided as an Annexure to the SCN.

4	Copy of statement of all person recorded	No statement had been relied upon for levelling charges in the SCN. Therefore, it was conveyed that the said query was irrelevant.
5	Details of complaint(s) received by SEBI and stock exchange.	No complaint had been relied upon for levelling charges in the SCN. Therefore, it was conveyed that the said query was irrelevant.
6	Details of persons induced to sell purchase shares	Details of said persons were not available on record, and the same was conveyed.
7	Documents/ statements establishing intention to create artificial volume	No such documents were available on record.
8	Details of alerts/ triggers generated by stock exchange	No alerts had been relied upon for levelling charges in the SCN. Therefore, it was conveyed that the said query was irrelevant.
9	Any other documents referred to and relied upon by SEBI	It was conveyed that all the documents relied upon for framing charges against Noticees had been provided as Annexures to the SCN.

6. Noticee Nos. 1 and 2 made request for adjournment of hearing, vide email dated November 09, 2022, enclosing letters dated November 07, 2022, as they had filed applications for Settlement under SEBI (Settlement Proceedings) Regulations, 2018. Vide email dated November 09, 2022, Noticees were conveyed that as per Regulation 8(1) of SEBI (Settlement Proceedings) Regulations, 2018, the filing of an application for settlement of any specified proceedings does not affect the continuance of the proceedings save that the passing of the final order is kept in abeyance till the application is disposed of. However, the said Noticees did not avail the opportunity of personal hearing scheduled on November 09, 2022.

7. Vide emails dated January 16, 2023, undersigned was informed by the Settlement division of SEBI that Noticee Nos. 1 and 2 withdrew their respective Settlement Applications. Vide email dated January 25, 2023, Noticee Nos. 1 and 2 were granted opportunity of personal hearing on February 08, 2023. Vide email dated February 07, 2023, Noticee Nos. 1 and 2 submitted reply to the SCN.

Personal hearing for Noticee Nos. 1 and 2 was held on February 08, 2023. During the course of hearing, Authorized Representatives of the said Noticees viz. Adv Prakash Shah and CA Kushal Shah made submissions relying upon the response dated February 07, 2023 and sought additional time for making post hearing submissions. Acceding to the said request, said Noticees were granted time till February 15, 2023 to make the said submissions. Vide emails dated February 15, 2023, Noticee Nos. 1 and 2 made the post hearing submissions.

<u>Noticee No. 6</u>

8. Vide email dated January 10, 2023, Noticee No. 6 made interim submissions and, interalia, requested for inspection of documents in the matter. Vide email dated January 11, 2023, Noticee No. 6 was granted opportunity of inspection on January 17, 2023 and the same was availed by the said Noticee. The following documents were inspected:

   i. Relevant portion of Investigation Report (along with Annexures therein provided in a CD).
   ii. Copy of Order of appointment of Investigating Authority in the matter.
   iii. Copy of Office note carrying Approval of Enforcement action against Noticees by the Competent Authority.

Further, Noticee No. 6 was conveyed the following as regards the request for specific documents made by her:

<table>
<tr><th>S No</th><th>Details of documents sought</th><th>Remarks</th></tr>
<tr><td>1</td><td>Copy of investigation report.</td><td>Copy of relevant portion of the Investigation Report was provided.</td></tr>
<tr><td>2</td><td>Date on which the findings of the investigation were put up for the information/knowledge of the Whole Time Member.</td><td rowspan="2">Copy of Office note carrying Approval of Enforcement action against Noticees by the Competent Authority was inspected.</td></tr>
<tr><td>3</td><td>Copy of the material placed before the Whole Time Member to decide that there were sufficient grounds to enquire into the alleged violations.</td></tr>
</table>

4	Details of all the material placed before the WTM on the basis of which he decided to initiate proceedings against the Noticee	
5	Date on which investigation report was approved by WTM and the present proceedings were approved.	
6	Copy of reasons recorded by the Board, Chairman, Member or the Executive Director that there are reasonable grounds to investigate the affairs of the Noticee in the said matter.	
7	Copy of Order of the Board authorizing investigation in the matter.	Copy of Order of appointment of Investigating Authority in the matter was provided.
8	Details of loss caused to any investors with respect to the trades in question.	It was conveyed that the said information was not available on record.

9. Vide email dated January 18, 2023, Noticee No. 6 was provided opportunity of personal hearing on January 25, 2023. During the course of hearing, Authorized Representative of Noticee No. 6 viz. Adv. Saachi Purohit brought to the attention discrepancy in calculation of artificial volume contributed by the Noticee in the SCN, which was duly noted. Further, she accepted the charges levelled against the said Noticee and relied on various mitigating factors to request lenient view as regards imposition of penalty.

10. Vide email dated January 27, 2023, Noticees were served Supplementary Show Cause Notice dated January 27, 2023 (SSCN) after incorporating the amended data, as pointed out by representative of Noticee No. 6. The SSCN further clarified on the calculation of alleged artificial volume contributed by Noticee Nos. 4, 5 and 6 qua execution of circular trades by them. Thereafter, Noticee No. 6 made post hearing submissions in the matter, vide emails dated February 06 and February 13, 2023.

Noticee Nos. 3, 4 and 5

11. As regards Noticee Nos. 3, 4 and 5, I place reliance on the judgement of the Hon'ble Securities Appellate Tribunal (hereinafter referred to as **"SAT"**) in the matter of Sanjay Kumar Tayal & Others vs SEBI (Appeal No. 68 of 2013 decided on February 11, 2014), wherein it was, *inter alia*, held that, *"........... appellants have neither filed reply to show cause notices issued to them nor availed opportunity of personal hearing offered to them in the adjudication proceedings and, therefore, appellants are presumed to have admitted charges leveled against them in the show cause notices...".* Further, the Hon'ble SAT in the matter of Dave Harihar Kirtibhai Vs SEBI (Appeal No. 181 of 214 dated December 19, 2014), had held that, *"...further, it is being increasingly observed by the Tribunal that many persons/entities do not appear before SEBI (Respondent) to submit reply to SCN or, even worse, do not accept notices/letters of Respondent and when orders are passed ex-parte by Respondent, appear before Tribunal in appeal and claim non-receipt of notice and do not appear and/or submit reply to SCN but claim violation of principles of natural justice due to not being provided opportunity to reply to SCN or not provided personal hearing. This leads to unnecessary and avoidable loss of time and resources on part of all concerned and should be eschewed, to say the least. Hence, this case is being decided on basis of material before this Tribunal..."*

12. Therefore, I note that the principles of natural justice have been duly complied with in the instant matter, and I now proceed to consider the matter on merits.

CONSIDERATION OF ISSUES AND FINDINGS

13. The issues that arise for consideration are as under:

13.1. Whether Noticee Nos: 1, 2, 3 and 4 created artificial/ fictitious volume in the scrip of NECC and violated the provisions of Section 12A(a), (b) and (c) of the SEBI Act read with Regulations 3(a), 3(b), 3(c) and 3(d) and 4(1) and 4(2)(a) of the PFUTP Regulations?

13.2. Whether Noticee Nos: 4, 5 and 6 created artificial volume in the scrip of NECC through execution of circular trades and violated the provisions of Section 12A(a), (b) and (c) of the SEBI Act read with Regulations 3(a), 3(b), 3(c) and 3(d) and 4(1), 4(2)(a) and 4(2)(g) of the PFUTP Regulations?

13.3. If yes, whether the violations, if any, attract monetary penalty under the provisions of Section 15HA of the SEBI Act? If so, what quantum of monetary penalty that should be imposed on the Noticees after taking into consideration the factors mentioned in Section 15J of the SEBI Act?

14. Before I proceed with the matter, it is pertinent to mention the relevant legal provisions alleged to have been violated by the Noticees and the same are reproduced below:

SEBI Act

Prohibition of manipulative and deceptive devices, insider trading and substantial acquisition of securities or control.

12A. No person shall directly or indirectly—

(a) use or employ, in connection with the issue, purchase or sale of any securities listed or proposed to be listed on a recognized stock exchange, any manipulative or deceptive device or contrivance in contravention of the provisions of this Act or the rules or the regulations made thereunder;

(b) employ any device, scheme or artifice to defraud in connection with issue or dealing in securities which are listed or proposed to be listed on a recognised stock exchange;

(c) engage in any act, practice, course of business which operates or would operate as fraud or deceit upon any person, in connection with the issue, dealing in securities which are listed or proposed to be listed on a recognised stock exchange, in contravention of the provisions of this Act or the rules or the regulations made thereunder;

PFUTP Regulations

3. Prohibition of certain dealings in securities

No person shall directly or indirectly—

(a) buy, sell or otherwise deal in securities in a fraudulent manner;

(b) use or employ, in connection with issue, purchase or sale of any security listed or proposed to be listed in a recognized stock exchange, any manipulative or deceptive device or contrivance in contravention of the provisions of the Act or the rules or the regulations made thereunder;
(c) employ any device, scheme or artifice to defraud in connection with dealing in or issue of securities which are listed or proposed to be listed on a recognized stock exchange;
(d) engage in any act, practice, course of business which operates or would operate as fraud or deceit upon any person in connection with any dealing in or issue of securities which are listed or proposed to be listed on a recognized stock exchange in contravention of the provisions of the Act or the rules and the regulations made thereunder.

4. Prohibition of manipulative, fraudulent and unfair trade practices
(1) Without prejudice to the provisions of regulation 3, no person shall indulge in a fraudulent or an unfair trade practice in securities.
(2) Dealing in securities shall be deemed to be a fraudulent or an unfair trade practice if it involves fraud and may include all or any of the following, namely: —
(a) indulging in an act which creates false or misleading appearance of trading in the securities market;
………
(g) entering into a transaction in securities without intention of performing it or without intention of change of ownership of such security;

15. Before proceeding to consider the issues on merits, I note that Noticee Nos. 1, 2 and 6 have raised the issue of inordinate delay in the initiation of present proceedings and relied, interalia, upon the judgements of the Hon'ble SAT in the matters of Ashok Shivlal Rupani & Anr. Vs SEBI (Appeal No. 417 of 2018), Mr Rakesh Kathotia vs SEBI (Appeal No. 07 of 2016), Mr. Yatin Pandya HUF vs SEBI (Appeal No. 719 of 2021), HB Stock Holdings vs SEBI (Appeal No. 114 of 2012), Ashlesh Gunvantbhai Shah vs SEBI (Appeal No. 169 of 2019), Sanjay Jethalal Soni & Ors. vs SEBI, Parag Sarda vs SEBI (Misc. Application No. 290 of 2020 (Stay Application) and Appeal No. 279 of 2020) and ICICI Bank Ltd vs

SEBI (Appeal No. 583 of 2019) and contended that in absence of any period of limitation, the authority must exercise its powers within a reasonable period, and that there has been an inordinate delay in the initiation of present proceedings, and hence the SCN must be disposed of on this ground itself. Further, Noticee Nos. 1 and 2 have also relied on judgement of the Hon'ble Supreme Court in the matter of State of Gujarat vs Patel Raghav Natha (AIR 1969 SC 1297) and contended that when suo moto powers are vested in an authority, the same needs to be exercised within a reasonable period of time. In this regard, I note that the Investigation Period in the instant matter is from December 27, 2016 to March 31, 2017. I note that, based on various complaints, preliminary examination was initiated in the matter and subsequently formal investigation was approved in the matter on August 07, 2019. The findings of the investigation and initiation of Adjudication Proceedings were approved on January 14, 2022. I also note that the Investigation required analysis of connections and trade pattern pertaining to multiple entities and finally, based on the findings, adjudication proceedings were approved against 6 entities. Based on the sequence of events, as well as the complexity of the matter involving multiple entities, complexity of analysis etc., I note that the delay has not been caused as contended by the Noticees in the matter, and the said time gap between initiation of adjudication proceedings and the time period of alleged violation, cannot be termed as inordinate and cannot be ground to vitiate the proceedings. I also note that the case laws relied upon by the Noticees are distinguishable from the instant matter. For instance, in the matter of Ashok Shivlal Rupani vs SEBI, the violations alleged therein occurred in 2010, while the SCN was issued in 2018. In the matter of HB Stockholdings vs SEBI, after issuance of SCN in 2005 and conduct of hearing in 2006, proceedings remained in abeyance till 2011, when another hearing was called, and prejudice was caused due to such delay, interalia, including application of substantive portions of amended law in the judicial proceedings which were not in force at the time of commission of offence. Therefore, contentions of said Noticees in this regard are unfounded and devoid of merits.

16. Further, Noticee No. 6 has contended that Supplementary SCN could not be issued at such a belated stage to correct flaws in the SCN. In this regard, I note that the Supplementary SCN dated January 27, 2023 was clarificatory in nature. Instead of making any substantive amendments to the SCN, the SSCN merely clarified on the calculation of artificial volume generated by entities who generated the alleged artificial volume through execution of circular trades. Further, time of 14 days was also provided to the Noticees to submit additional responses to the SSCN, if any. Therefore, the contention raised by Noticee No. 6 in this regard is devoid of merits.

Issue No. I: Whether Noticee Nos: 1, 2, 3 and 4 created artificial/ fictitious volume in the scrip of NECC and violated the provisions of Section 12A(a), (b) and (c) of the SEBI Act read with Regulations 3(a), 3(b), 3(c) and 3(d) and 4(1) and 4(2)(a) of the PFUTP Regulations?

17. I note that during the investigation, a few suspected entities were shortlisted as given below, and connection between them was established as under:

S. No	PAN	Name	Basis Of Connection
1	AAFPJ2289P	Vanya Jain	Promoter of NECC Ltd. Sharing common email id slyadav@neccgroup.com, common Ph. 9811192243 and common address with Utkarsh Jain
2	ATPPJ6751R	Utkarsh Jain	Promoter and Director of NECC Ltd. Sharing common email id slyadav@neccgroup.com, common Ph. 9811192243 and common address with Utkarsh Jain
3	AABCN5130C	N E C C Logistics Ltd	Common directors namely, Utkarsh jain, Sunil Kumar Jain with NECC Ltd.are also promoters of NECC logistics ltd , same address , peeyush kumar aggarwal (0090423) was the director from 15/02/2008 to 11/01/2017
4	AACCP7899K	Plus Corporate Ventures Pvt Ltd (Pranidhi Estates private limited)	Has a director namely, Pramod Jain (DIN 00112968) since 9.9.1999, who is director of NECC Retail Solutions Pvt Ltd (fm 14.2.2013 to 14.6.2016). NECC Retail Solutions Pvt Ltd has common directors namely, Sunil Kumar Jain and Utkarsh Jain with NECC. Common Mobile No.9873416246 & common address shared with Purshottam Investofin Ltd
5	AAACA3092P	AAR Shyam India Investment Co Ltd.	Off Market Transaction with Plus Corporate Ventures Pvt Ltd on 24/01/2017 and 27/01/2017(CDSL) and same address of Purshottam investofin Limited
6	AAACD0419K	Purshottam Investofin Limited	Off Market Transaction with Plus Corporate Ventures Pvt Ltd on 23/12/2016 (CDSL) same address of AAR Shyam india. Pramod Kumar Jain (DIN 00112968)

S. No	PAN	Name	Basis Of Connection
			Director since 13.8.2018 and Director of Plus Corporate Ventures P Ltd. Common Mobile No.9873416246 shared with Plus Corporate Venture P Ltd
7	AACCC0667N	Cristina Vinimay Pvt Ltd	Has a director namely, Piyush Kumar Agarwal (DIN 00090423 from 20.5.2010 to 7.7.2014) who was a director in NECC Logistics Ltd. Further, director Ravi Sharma (DIN 01802376 since 19.4.2005) is also a director in Patliputra International Ltd which is connected with NECC. Same addess with Harsimrat Investments Private Limited, RCC cement,
8	AAACB0417B	B P Capital Limited	Common Director namely, Piyush Kumar Agarwal (fm 19.9.2005 to 13.2.2017) with NECC Logistics Ltd; Madhu Sharma (DIN 06947852) common Director for BP Capital Ltd (Since 30.9.2020) and RCC Cements Ltd. BP Capital, Peeyush Agarwal, Seema Aggarwal share common Mobile No. 9810012335; Common Ph.No. 9999411729 shared by Harsimrat & MPS Informatics & BP Capital Ltd.
9	AAECR6582P	RCC Cements Limited	Common Director namely, Madhu Sharma (since 31.3.2015) with BP Capital Ltd and same address with Christina vinimay pvt.. Mukesh Sharma (DIN 00166798 - from 15.4.2002) common Director for RCC Cements & MP Informatics P Ltd
10	AAACP4476E	Patliputra International Limited	Has a common director namely, Ravi Sharma (DIN 01802376 - Fm 11.4.2009 to 14.8.2021) with Cristina Vinnamay Pvt Ltd
11	AAACO1363P	Ontime Cargo And Couriers Private Limited	Common Director namely, Piyush Kumar Agarwal (since 6.12.1997) with NECC Logistics Ltd, same address as Cristina Vinimay , harsimrat, RCC cement , MPS infomatics ,
12	AAFHP1749A	Peeyush Kumar Aggarwal Huf	Piyush Kumar Agarwal is a director of NECC Logistics Ltd, Omkam Capital Markets P Ltd., MPS Informatics Pvt Ltd, Harsimrat Investments P Ltd., Omkam Infotel P Ltd, BP Capital, Peeyush Agarwal, Seema Aggarwal share common Mobile No. 9810012335
13	AACCC0107F	MPS Informatics Private Limited	Common Director namely, Piyush Kumar Agarwal (since 7.6.2006) with NECC Logistics Ltd, mail id same with omkar omkam123@gmail.com; Mukesh Sharma (DIN 00166798 - from 8.3.2014) common Director for RCC Cements Ltd.; Common Ph.No. 9999411729 shared by Harsimrat & MPS Informatics & BP Capital Ltd.
14	AAACP7131Q	Pioneer Offshore Private Limited	Common directors namely, Kamal Kishore Sharma with MPS Informatics Pvt Ltd, mail id same as with ontime cargo i.e. taxpoint.0001@yahoo.com
15	AABCO2524M	Omkam Infotel Private Limited	Common Director namely, Piyush Kumar Agarwal (fm 15.4.2008 t 24.11.2018) with NECC Logistics Ltd, mail id same with mps omkam123@gmail.com; Common Address for Omkam Infotel and Omkam Capital, MPS Informatics P Ltd.,Ontime Cargo, RCC Cements, Harsimrat Investments. Satish Kumar Garg (DIN 00167020 since 7.8.2011) Common Director for BGR & Omkam Infotel & Patliputra International Ltd; Common Mobile No. 9891500316 shared by Omkam Infotel; Ontime Carg & Pioneer Offshore
16	AAACN5756H	Neelabh Spinning Mills Private Limited	e-mail id same as B G R finvest private limited infoaccounts2010@gmail.com; Director Ravi Sharma (DIN 01802376 since 16.8.2021) is also Director of Cristina Vinimay P Ltd and Patliputra International Ltd
17	AACPA7883K	Mrs. Seema Aggarwal	Spouse of Peeyush Connected with Piyush Kumar Agarwal one of the director e-mail peeyush60@gmail.com, ph 9810012335; BP Capital, Peeyush Agarwal, Seema Aggarwal share common Mobile No. 9810012335

S. No	PAN	Name	Basis Of Connection
18	AAACH2956F	M/S Harsimrat Investments Private Limited	Common directors namely, Piyush kumar agarwal (fm 6.11.2017 to 15.7.2020) , NECC logistices , Kamal Kishore Sharma with MPS Informatics Pvt Ltd; Common Ph.No. 9999411729 shared by Harsimrat & MPS Informatics & BP Capital Ltd.
19	AAACB5697B	BGR Finvest Private Limited	Common directors namely, Kamal Kishore Sharma with MPS Informatics Pvt Ltd, mail id same with Neelabh spinning mills private limited. Satish Kumar Garg (DIN 00167020 since 3.7.1995) Common Director for BGR & Omkam Infotel & Patliputra International Ltd
20	AAFCC9332H	Charamsukh IT Marketing Pvt Ltd	Bank Transactions with Plus Corporate Ventures Pvt. Ltd.; Common Mobile No.9681716591 shared by Springtime, Charamsukh & Varaprada; Common Mobile Number 8100939283 shared by Charamsukh IT Marketing Pvt. Ltd and UNIFOUR GARMENTS LLP and Surarchita Trades P Ltd
21	AABCJ0245J	JDS Finance Company Ltd.	Off market transactions with Grimus Exports in scrip of pincon life style
22	AADCE6828J	Ekaparnik Vintrade Pvt. Ltd.	Bank Transactions with Charamsukh IT Marketing Pvt. Ltd. and Realstep Agencies Pvt. Ltd.
23	AAHCR2034F	Realstep Agencies Pvt. Ltd.	off market transcation with golden sight common trade PURSHOTTAM INVESTOFIN LIMITED EQ NEW FV RS 10; mobile number (Ph. 8100231728) same with Megma Logistics P Ltd; Common mobile number with Remac Fabrics Pvt. Ltd.& Realstep Agencies P Ltd viz. 7059127274
24	AAFCV0236M	Venera Property Pvt. Ltd.	Common address with Realstep Agencies Pvt. Ltd. i.e. common address 18 N S ROAD 2ND FLOOR ROOM NO 12 KOLKATA WEST BENGAL KOLKATA 32 85 700001 as per UCC; Common Ph.No.7059127271 shared by Goldensight, Realstep & Venera
25	AAEFU3722H	Unifour Garments LLP	Common address with Realstep Agencies Pvt. Ltd. i.e. 209A, 49/10 Cama; Street, Kolkata 700048 as per MCA website. Common Address i.e 18b, Brabourne Road 2nd Floor Kolkata 700001 with Realstep as per UCC. Mobile Number 8100939283 shared by Charamsukh IT Marketing Pvt. Ltd and UNIFOUR GARMENTS LLP and Surarchita Trades P Ltd
26	AAICM6743M	Megma Logistics Pvt. Ltd.	Commone-mail id with Springtime engineering , mobile number (Ph. 8100231728) same with Realstep Agencies Pvt. Ltd.
27	AABCL5188N	Lani Merchandise Pvt. Ltd.	Realstep Agencies Pvt Ltd has bank transaction with Progressive Finless Pvt Ltd which has a common director namely, Prem Kumar with Lani Merchandise Pvt Ltd
28	AAUCS8602F	Springtime Engineering Private Limited	Common Mobile No.9681716591 shared by Springtime, Charamsukh & Varaprada
29	AAECV7301C	Varaprada Distributors Private Limited	Common Mobile No.9681716591 shared by Springtime, Charamsukh & Varaprada
30	AAUCS2427E	Surarchita Traders Private Limited	Mobile Number 8100939283 shared by Charamsukh IT Marketing Pvt. Ltd and UNIFOUR GARMENTS LLP and Surarchita Trades P Ltd

S. No	PAN	Name	Basis Of Connection
31	AAECG0404B	Grimus Exports Pvt Ltd	Off market transactions with JDS Finance Company Ltd in scrip of pincon life style
32	AANCS8748M	Sunfast Tradecomm Pvt Ltd	Off market transactions with JDS Finance Company Ltd.; Common Ph.No.8750046095 shared by Sunfast & Sunima Steel;
33	AARCS0073K	Snowblue Trexim Pvt Ltd	Off market transactions with JDS Finance Company Ltd.; Common Ph. No.9599816180 shared by Snowblue & Sunima Steel
34	AAKCS8595H	Sunima Steel Pvt Ltd	off market transcation with JDS finance in the script of pincon lifestyle; Common Ph. No.9599816180 shared by Snowblue & Sunima Steel; Common Ph.No.8750046095 shared by Sunfast & Sunima Steel;
35	AAHOR2007A	Remac Fabrics Pvt. Limited	Common address with Charamsukh IT Marketing Pvt. Ltd. viz. 24 B Rabindra Sarani, Kolkata, 700073; Common mobile number with Remac Fabrics Pvt. Ltd.& Realstep Agencies P Ltd viz. 7059127274
36	AAFCD0788E	Darswana Vinimay Pvt. Limited	Common mobile number with Remac Fabrics Pvt. Ltd.& Realstep Agencies P Ltd viz. 7059127274
37	AAACY6443N	Youthvision Commodities Pvt. Ltd.	Common Director Shri Barun Kumar Das (DIN 06730845) with Darswana Vinimay Pvt. Ltd.
38	AADCE0088L	Ecospace Infotech Pvt. Ltd.	Common phone number with Realstep Agencies Pvt. Ltd. viz. 40046463
39	AAFCG6723L	Goldensight Commotrade Pvt. Ltd.	off market transcation with golden sight common trade PURSHOTTAM INVESTOFIN LIMITED EQ NEW FV RS 10. Mobile No. (Ph. 7059127271) common with Realstep Agencies P Ltd., and Venera Property P Ltd
40	AAFCG2861H	Greatscope Traders Pvt. Ltd.	Connected through Bank transaction with Goldensight Commotrade Pvt. Ltd.
41	AAGCB7491R	Bhaavoshali Management Services Private Limited	Common address with Greatscope Traders Pvt. Ltd. viz. 7 Babulal Lane 4th Floor Kolkata West Bengal India 700007. Common directors namely Ajay Kumar Mishra with Cobia Distributors P Ltd. Common Mobile (No.8420642081) shared with Cobia Distributors P Ltd
42	AACCF2181J	Flyjoy Distributors Pvt. Ltd.	Bank Transactions with Greatscope Traders Pvt. Ltd.
43	AAGCC5005J	Contempt Management Consultant Pvt. Ltd.	Bank Transactions with Flyjoy Distributors Pvt. Ltd.
44	AAGCC5621A	Cobia Distributors Pvt. Ltd.	Common directors namely Ajay Kumar Mishra with Bhaavoshali management services private limited. Common Mobile (No.8420642081) shared with Bhaavoshali Management Serv P Ltd

S. No	PAN	Name	Basis Of Connection
45	AAFCC5497B	Chandika Infrastructure Pvt. Ltd.	Off market transfer with Realstep Agencies Ltd. on 09/02/2017 in the scrip Purshottam Investofin Ltd.

18. The details of trading by the Noticees during the IP was as below:

BSE:

PAN	Name of Noticee	BUY_TRADED_ QTY	BUY VALUE	%Buy TQ	avg buy price	SELL_TRADED_QTY	SELL VALUE	%SellTQ	avg sell price
AAHCR2034F	Realstep Agencies Private Limited	1684480	125802206.70	7.90	74.68	1357668	95421312.95	6.37	70.28
ATPPJ6751R	Utkarsh Jain	0	0.00	0.00	0.00	950000	82936809.90	4.45	87.30
AAFPJ2289P	Vanya Jain	0	0.00	0.00	0.00	750198	63603821.00	3.52	84.78
AAFCC9332H	Charamsukh It Marketing Pvt Ltd	560903	38904597.45	2.63	69.36	550338	37551934.00	2.58	68.23

NSE:

PAN	Name of Noticee	BUY_TRADED_ QTY	BUY VALUE	%BuyTQ	avg buy price	SELL_TRADED_QTY	SELL VALUE	%SellTQ	avg sell price
AAHCR2034F	Realstepagencies Private Limited	2909645	201231762.85	5.65	69.16	3253769	224322195.55	6.32	68.94
ATPPJ6751R	Utkarsh Jain	0	0.00	0.00	0.00	1896090	144712684.65	3.68	76.32
AAFCC9332H	Charamsukh It Marketing Pvt Ltd	1593540	111932988.40	3.10	70.24	1595161	110653256.75	3.10	69.37
AAFPJ2289P	Vanya Jain	0	0.00	0.00	0.00	875887	74553684.15	1.70	85.12

19. Further, the details of trades by Noticee Nos. 1 and 2 on the exchanges i.e. BSE and NSE was as below:

Exchange	Selling Client	TRADE_DATE	Traded Qty	Market Volume for the day	% to Mkt trades for the day	Trade Rate (VWAP)	Trade Value
BSE	UTKARSH JAIN	06/02/2017	500000	841179	59.44%	106.65	5,33,26,006.85
BSE		15/03/2017	200000	883314	22.64%	73.60	1,47,20,000.00
BSE		16/03/2017	65000	676124	9.61%	72.55	47,15,750.00
BSE		11/04/2017	15000	102432	14.64%	60.00	9,00,000.00
BSE		12/04/2017	70000	260210	26.90%	55.36	38,75,028.55
BSE		13/04/2017	100000	291727	34.28%	54.00	54,00,024.50
BSE Total (Utkarsh Jain)			**950000**	**3054986**	**31.10%**		**8,29,36,809.90**
NSE	UTKARSH JAIN	06/02/2017	500000	1036162	48.26%	106.71	5,33,52,992.35
NSE		15/03/2017	560000	2682570	20.88%	73.59	4,12,11,226.75
NSE		16/03/2017	216090	1708632	12.65%	72.58	1,56,84,067.20
NSE		11/04/2017	85000	389711	21.81%	60.01	51,00,476.60
NSE		12/04/2017	335000	1017969	32.91%	55.41	1,85,63,729.65

NSE		13/04/2017	200000	658105	30.39%	54.00	1,08,00,192.10
NSE Total (Utkarsh Jain)			**1896090**	**7493149**	**25.30%**		**14,47,12,684.65**
UTKARSH JAIN Total			**2846090**	**10548135**	**26.98%**		**22,76,49,494.55**
BSE	VANYA JAIN	16/01/2017	230000	274941	83.65%	67.99	1,56,36,934.25
BSE		18/01/2017	150000	799545	18.76%	67.10	1,00,65,000.00
BSE		02/02/2017	50000	650877	7.68%	96.90	48,45,000.00
BSE		03/02/2017	220198	557827	39.47%	101.68	2,23,89,126.70
BSE		06/02/2017	100000	841179	11.89%	106.68	1,06,67,760.05
BSE Total (Vanya Jain)			**750198**	**3124369**	**24.01%**		**6,36,03,821.00**
NSE	VANYA JAIN	16/01/2017	116595	295040	39.52%	67.90	79,16,800.50
NSE		17/01/2017	250000	1768382	14.14%	66.00	1,65,00,010.00
NSE		18/01/2017	50000	1518654	3.29%	67.09	33,54,477.35
NSE		02/02/2017	79490	982767	8.09%	96.95	77,06,555.50
NSE		03/02/2017	279802	837626	33.40%	101.51	2,84,02,861.90
NSE		06/02/2017	100000	1036162	9.65%	106.73	1,06,72,978.90
NSE Total (Vanya Jain)			**875887**	**6438631**	**13.60%**		**7,45,53,684.15**
VANYA JAIN Total			**1626085**	**9563000**	**17.00%**		**13,81,57,505.15**
Grand Total			**4472175**				**36,58,06,999.70**

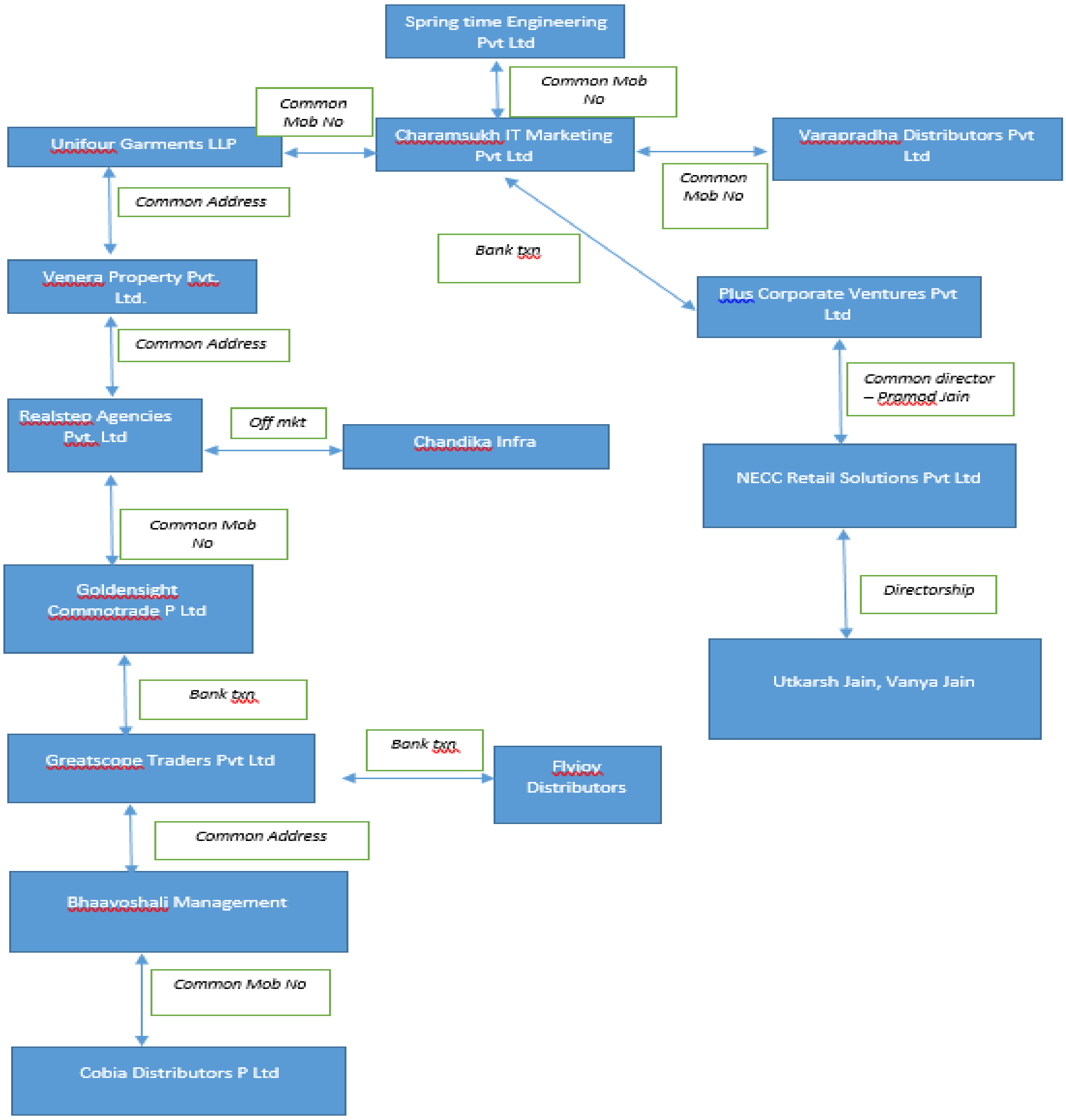
20. I note that during the IP, Noticee No. 1 and Noticee No. 2 only sold their shares, such that Noticee No. 1 offloaded 18,96,090 shares in NSE (25.30% of the days' total market volume) and 9,50,000 shares in BSE (31.10% of the days' total market volume), while Noticee No. 2 offloaded 8,75,887 shares in NSE (13.60% of the days' total market volume) and 7,50,198 shares in BSE (24.01% of the days' total market volume).

21. Further, major proportion of the shares sold by Noticee Nos. 1 and 2 were bought by the group of entities alleged to be connected. Details of the same are provided below:

Exchange	**Noticee Name (Seller)**	**PAN No.**	**Buyer**	**Traded Qty**	**% of total sell qty**
BSE	Utkarsh Jain	AAHCR2034F	Realstep Agencies Private Limited	226155	23.81%
BSE	Utkarsh Jain	AAFCC5497B	Chandika Infrastructure Pvt Ltd	159452	16.78%
BSE	Utkarsh Jain	AAFCC9332H	Charamsukh It Marketing Pvt Ltd	87406	9.20%
BSE	Utkarsh Jain	AAUCS8602F	Springtime Engineering Private Limited	75000	7.89%
BSE	Utkarsh Jain	AAFCV0236M	Venera Property Private Limited	68580	7.22%
BSE	Utkarsh Jain	AAGCC5621A	Cobia Distributors Private Limited	47370	4.99%
BSE	Utkarsh Jain	AAFCG2861H	Greatscope Traders Private Limited	23000	2.42%
BSE	Utkarsh Jain	AAEFU3722H	Unifour Garments Llp	18250	1.92%
BSE - Utkarsh Jain Net sell quantities with connected entities				**705213**	**74.23%**

NSE	Utkarsh Jain	AAFCC9332H	Charamsukh It Marketing Pvt Ltd	562844	29.68%
NSE	Utkarsh Jain	AAHCR2034F	Realstep Agencies Pvt Ltd	292623	15.43%
NSE	Utkarsh Jain	AAFCC5497B	Chandika Infrastructure Pvt Ltd	205068	10.82%
NSE	Utkarsh Jain	AACCF2181J	Flyjoy Ditributors P Ltd	138343	7.30%
NSE	Utkarsh Jain	AAFCV0236M	Venera Property Private Limited	46000	2.43%
NSE	Utkarsh Jain	AAFCG2861H	Greatscope Traders Private Limited	23000	1.21%
NSE	Utkarsh Jain	AAGCB7491R	Bhaavoshali Managment Services Pvt Ltd	23000	1.21%
NSE - Utkarsh Jain Net sell quantities with connected entities				**1290878**	**68.08%**
BSE	Vanya Jain	AAHCR2034F	Realstep Agencies Pvt Ltd	55550	7.40%
BSE	Vanya Jain	AAFCC5497B	Chandika Infrastructure Pvt Ltd	47200	6.29%
BSE	Vanya Jain	AAECV7301C	Varaprada Distributors Pvt Ltd	33763	4.50%
BSE - Vanya Jain Net sell quantities with connected entities				**136513**	**18.20%**
NSE	Vanya Jain	AAHCR2034F	Realstep Agencies Pvt Ltd	60000	6.85%
NSE	Vanya Jain	AAECV7301C	Varaprada Distributors Pvt Ltd	24681	2.82%
NSE	Vanya Jain	AAFCC5497B	Chandika Infrastructure Pvt Ltd	9602	1.10%
NSE	Vanya Jain	AAEFU3722H	Unifour Garments Llp	445	0.05%
NSE - Vanya Jain Net sell quantities with connected entities				**94728**	**10.82%**

22. Before considering the analysis of trades executed by Noticee Nos. 1 and 2, I find it pertinent to clearly delineate the connections between the counterparties to the alleged trades, i.e. between Noticee Nos. 1 and/ or 2, and the counterparties. Noticee No. 1 and 2 have contended that they were not connected to the counterparties to the alleged trades. However, from the connection table mentioned in para no 17, I note that Noticees were connected through, interalia, common mobile no, common address, directorship etc. For instance, Noticee No. 1 and Charamsukh IT Marketing Pvt Ltd are connected as Noticee No. 1 was director in NECC Retails Solutions Pvt Ltd, while NECC Retail Solutions Pvt Ltd and Plus Corporate Ventures Pvt Ltd had a common director (Pramod Jain), and Plus Corporate Ventures Pvt Ltd had bank transaction with Charamsukh IT Marketing Pvt Ltd. The connection between the Noticee Nos. 1, 2 and the counterparties mentioned is depicted as under:



23. I note that Noticee Nos. 1 and 2 have also contended that they were not connected to the companies associated with Mr Pramod Jain, and that Mr Pramod Jain had resigned from NECC Retail before the Noticees sold their shares in NECCL. In this regard, I note that even though Mr Pramod Jain had resigned from directorship of NECC Retail before the alleged transactions, he was a director of the said company along with Noticee No. 1 for certain period, and further, he was a director of Plus Corporate Ventures Pvt Ltd, which indicates connection between Noticee No. 1, NECC Retail and Plus Corporate Ventures Pvt Ltd. However, I also note that the connections as noted above are mostly

indirect, so that the said connections need to be supplemented with the finding of a distinct trading pattern, which may indicate prior meeting of minds of the counterparties. Therefore, I now proceed to analyze the trading pattern qua alleged trades of Noticees, to conclusively establish the connections as brought out above, and to infer whether the trades executed were fraudulent.

24. I note that 74.23% in BSE and 68.08% in NSE of the total offloaded shares of Noticee No. 1 and 18.20% in BSE and 10.82% in NSE of the total offloaded shares of Noticee No. 2 were bought by the group of connected entities, including Noticee Nos. 3 and 4. The analysis of trades details of both Noticee Nos. 1 and 2 pertaining to both the exchanges is given in the subsequent paragraphs.

25. **<u>Trades executed by Noticee No. 1 on BSE</u>**

25.1. Noticee No.1 sold 9,50,000 shares on six dates during the IP viz. 06/02/2017, 15/03/2017, 16/03/2017, 11/04/2017, 12/04/2017 and 13/04/2017, out of which 7,05,213 shares (74.23% of the total number of shares sold on the said dates) were sold to the connected entities viz. Chandika Infrastructure Pvt Ltd., Springtime Engineering Pvt. Ltd., Greatscope Traders Pvt Ltd., Venera Propety Pvt. Ltd., Realstep Agencies Pvt. Ltd., Cobia Distributors Pvt. Ltd., Unifour Garments LLP and Charamsukh IT Marketing Pvt. Ltd.

25.2. The aforesaid 7,05,213 shares were sold through 217 trades, out of which 138 trades were structured. I note that through the said structured trades i.e. trades in which time difference between placement of orders is less than one minute for same order price, 3,90,951 shares were sold which constituted 41.15% of net sell quantity of Noticee No. 1.

25.3. Further, the analysis of trading pattern of Noticee No. 1 on BSE for three sample days is as follows:

<u>Trade Date 06/02/2017</u>

- Out of the total of 5,00,000 shares sold by Noticee No. 1 on 06/02/2017, 2,67,566 shares were bought by connected entities viz. Springtime Engineering Pvt. Ltd., Venera Propety Pvt. Ltd., Realstep Agencies Pvt. Ltd., Cobia Distributors Pvt. Ltd., Unifour Garments LLP and Charamsukh

IT Marketing Pvt. Ltd. Few instances of sell orders placed by Noticee No. 1 on the given date are as below:

A. Sell order no. 1486351800000101743 of Noticee No. 1:

- At 15:07:44, Noticee No. 1 placed sell order no. 1486351800000101743 for 20,000 shares at sell order rate Rs. 106.65, and thereafter, updated the said sell order at 15:10:55, 15:15:32, 15:18:52, 15:20:04 by modifying the sell quantity to 27,043 shares, 33,616 shares, 72,271 shares, 76,916 shares respectively at the sell order rate of Rs 106.65. Thereafter, connected entities viz. Venera Property Pvt Ltd., placed three buy orders and Realstep Agencies P Ltd., placed six buy orders with identical buy order rate.
- This resulted in execution of trades for 42,380 shares with order time difference ranging from 02:37 to 03:22 minutes, as shown below:

TRADE_DATE	CLIENTNAME	CP_CLIENTNAME	ORDER_NO	CP_ORDER_NO	TRADE_TIME	ORDER_LMTIME	CPORDER_LMTIME	TRADE_RATE	TRADED_QTY
06/02/2017	SPRINGTIME ENGINEERING PRIVATE LIMITED	UTKARSH JAIN	1486351800000101867	1486351800000101743	15:22:41	15:22:41	15:20:04	106.65	4000
06/02/2017			1486351800000101869	1486351800000101743	15:22:45	15:22:45	15:20:04	106.65	5000
06/02/2017			1486351800000101870	1486351800000101743	15:22:48	15:22:48	15:20:04	106.65	6000
06/02/2017			1486351800000101871	1486351800000101743	15:22:53	15:22:53	15:20:04	106.65	5000
06/02/2017			1486351800000101872	1486351800000101743	15:22:56	15:22:56	15:20:04	106.65	5000
06/02/2017	VENERA PROPERTY PRIVATE LIMITED		1486351800000101876	1486351800000101743	15:23:17	15:23:17	15:20:04	106.65	5000
06/02/2017			1486351800000101878	1486351800000101743	15:23:22	15:23:22	15:20:04	106.65	6000
06/02/2017			1486351800000101880	1486351800000101743	15:23:26	15:23:26	15:20:04	106.65	6380

B. Sell Orders placed by Noticee No. 1 from 15:24:23 to 15:29:24

- Noticee No. 1 placed four sell orders between 15:24:23 to 15:29:24, at sell order rate of Rs 106.65, which were followed by buy orders placed by the connected entities viz. Venera Property Pvt. Ltd., Greatscope Traders Pvt. Ltd., Realstep Agencies Pvt. Ltd. and Cobia Distributors Pvt. Ltd. 15:24:27 to 15:29:45 at the same buy order rate i.e. Rs 106.65.

- This resulted in execution of 41 trades between Noticee No. 1 and aforesaid connected entities for 1,39,200 shares. Out of it, 19 trades for 70,144 shares were structured and the time difference between buy and sell orders for the remaining 22 trades ranged from 00:01:01 to 00:03:27. The details of the 41 trades are as below:

TRADE_DATE	CLIENTNAME	CP_CLIENTNAME	ORDER_NO	CP_ORDER_NO	TRADE_TIME	ORDER_LMTIME	CP_ORDER_LMTIME	TRADE_RATE	TRADED_QTY
06/02/2017	VENERA PROPERTY PRIVATE LIMITED	UTKARSH JAIN	1486351800000101892	1486351800000101891	15:24:27	15:24:27	15:24:23	106.65	5000
06/02/2017			1486351800000101894	1486351800000101891	15:24:33	15:24:33	15:24:23	106.65	5000
06/02/2017			1486351800000101895	1486351800000101891	15:24:35	15:24:35	15:24:23	106.65	5000
06/02/2017			1486351800000101896	1486351800000101891	15:24:39	15:24:39	15:24:23	106.65	6000
06/02/2017			1486351800000101898	1486351800000101891	15:24:46	15:24:46	15:24:23	106.65	6000
06/02/2017			1486351800000101901	1486351800000101891	15:24:50	15:24:50	15:24:23	106.65	5000
06/02/2017			1486351800000101902	1486351800000101891	15:24:53	15:24:53	15:24:23	106.65	3000
06/02/2017			1486351800000101904	1486351800000101891	15:24:57	15:24:57	15:24:23	106.65	200
06/02/2017	REALSTEP AGENCIES PVT LTD		1486351800000101939	1486351800000101891	15:27:02	15:27:02	15:24:23	106.65	4476
06/02/2017			1486351800000101939	1486351800000101923	15:27:02	15:27:02	15:26:04	106.65	24
06/02/2017			1486351800000101941	1486351800000101923	15:27:05	15:27:05	15:26:04	106.65	4976
06/02/2017			1486351800000101941	1486351800000101891	15:27:05	15:27:05	15:24:23	106.65	1024
06/02/2017			1486351800000101942	1486351800000101891	15:27:07	15:27:07	15:24:23	106.65	4000
06/02/2017			1486351800000101945	1486351800000101891	15:27:10	15:27:10	15:24:23	106.65	4176
06/02/2017			1486351800000101945	1486351800000101923	15:27:10	15:27:10	15:26:04	106.65	824
06/02/2017			1486351800000101947	1486351800000101923	15:27:21	15:27:21	15:26:04	106.65	2000
06/02/2017			1486351800000101949	1486351800000101923	15:27:25	15:27:25	15:26:04	106.65	1576
06/02/2017			1486351800000101949	1486351800000101891	15:27:25	15:27:25	15:24:23	106.65	2424

TRADE_DATE	CLIENTNAME	CP_CLIENTNAME	ORDER_NO	CP_ORDER_NO	TRADE_TIME	ORDER_LMTIME	CP_ORDER_LMTIME	TRADE_RATE	TRADED_QTY
06/02/2017			1486351800000101952	1486351800000101891	15:27:27	15:27:27	15:24:23	106.65	5000
06/02/2017			1486351800000101954	1486351800000101891	15:27:30	15:27:30	15:24:23	106.65	1736
06/02/2017			1486351800000101954	1486351800000101923	15:27:30	15:27:30	15:26:04	106.65	4264
06/02/2017			1486351800000101960	1486351800000101891	15:27:40	15:27:40	15:24:23	106.65	1500
06/02/2017			1486351800000101961	1486351800000101891	15:27:46	15:27:46	15:24:23	106.65	2000
06/02/2017			1486351800000101962	1486351800000101891	15:27:48	15:27:48	15:24:23	106.65	3000
06/02/2017			1486351800000101963	1486351800000101891	15:27:50	15:27:50	15:24:23	106.65	3430
06/02/2017			1486351800000101963	1486351800000101923	15:27:50	15:27:50	15:26:04	106.65	570
06/02/2017	COBIA DISTRIBUTORS PRIVATE LIMITED		1486351800000101966	1486351800000101923	15:28:00	15:28:00	15:26:04	106.65	5000
06/02/2017			1486351800000101968	1486351800000101923	15:28:03	15:28:03	15:26:04	106.65	5000
06/02/2017			1486351800000101969	1486351800000101923	15:28:06	15:28:06	15:26:04	106.65	5000
06/02/2017			1486351800000101984	1486351800000101975	15:28:42	15:28:42	15:28:30	106.65	3000
06/02/2017			1486351800000101984	1486351800000101923	15:28:42	15:28:42	15:26:04	106.65	5000
06/02/2017	REALSTEP AGENCIES PVT LTD		1486351800000102003	1486351800000101975	15:29:16	15:29:16	15:28:30	106.65	5000
06/02/2017			1486351800000102005	1486351800000101975	15:29:19	15:29:19	15:28:30	106.65	4000
06/02/2017			1486351800000102008	1486351800000101975	15:29:23	15:29:23	15:28:30	106.65	6000
06/02/2017			1486351800000102011	1486351800000101975	15:29:26	15:29:26	15:28:30	106.65	220
06/02/2017			1486351800000102011	1486351800000102010	15:29:26	15:29:26	15:29:24	106.65	4780
06/02/2017			1486351800000102016	1486351800000101975	15:29:29	15:29:29	15:28:30	106.65	4410
06/02/2017			1486351800000102016	1486351800000102010	15:29:29	15:29:29	15:29:24	106.65	590
06/02/2017			1486351800000102018	1486351800000102010	15:29:36	15:29:36	15:29:24	106.65	4000
06/02/2017			1486351800000102023	1486351800000101975	15:29:45	15:29:45	15:28:30	106.65	2080

TRADE_DATE	CLIENTNAME	CP_CLIENTNAME	ORDER_NO	CP_ORDER_NO	TRADE_TIME	ORDER_LMTIME	CP_ORDER_LMTIME	TRADE_RATE	TRADED_QTY
06/02/2017			1486351800000102023	1486351800000102010	15:29:45	15:29:45	15:29:24	106.65	2920

C. Sell Orders placed by Noticee No. 1 after Session Expiry:

- Noticee No. 1 placed one sell order at 15:40:00 after session expiry, with sell order quantity of 79,777 and sell order rate of Rs 106.65. Thereafter, connected entities viz. Unifour Garments LLP, Realstep Agencies Pvt. Ltd. and Charamsukh IT Marketing Pvt. Ltd. placed buy orders after session expiry with the same buy order rate.
- Therefore, trades between Noticee No. 1 and the aforesaid connected entities were executed for 69,986 shares after session expiry with order time difference of 00:01:02 to 00:08:44, as below:

TRADE_DATE	CLIENT NAME	CP_CLIENTNAME	ORDER_NO	CP_ORDER_NO	TRADE_TIME	ORDER_LMTIME	CP_ORDER_LMTIME	TRADE_RATE	TRADED_QTY
06/02/2017	UNIFOUR GARMENTS LLP	UTKARSH JAIN	1486351800000102033	1486351800000102028	15:41:02	15:41:02	15:40:00	106.65	18000
06/02/2017	REALSTEP AGENCIES PVT LTD		1486351800000102041	1486351800000102028	15:43:44	15:43:44	15:40:00	106.65	2000
06/02/2017			1486351800000102042	1486351800000102028	15:43:47	15:43:47	15:40:00	106.65	3000
06/02/2017			1486351800000102043	1486351800000102028	15:43:49	15:43:49	15:40:00	106.65	4000
06/02/2017			1486351800000102044	1486351800000102028	15:43:53	15:43:53	15:40:00	106.65	5000
06/02/2017			1486351800000102045	1486351800000102028	15:44:03	15:44:03	15:40:00	106.65	4000
06/02/2017			1486351800000102046	1486351800000102028	15:44:07	15:44:07	15:40:00	106.65	6000
06/02/2017			1486351800000102047	1486351800000102028	15:44:11	15:44:11	15:40:00	106.65	4000
06/02/2017			1486351800000102048	1486351800000102028	15:44:16	15:44:16	15:40:00	106.65	3000
06/02/2017			1486351800000102049	1486351800000102028	15:44:20	15:44:20	15:40:00	106.65	5000
06/02/2017			1486351800000102050	1486351800000102028	15:44:24	15:44:24	15:40:00	106.65	4000
06/02/2017			1486351800000102051	1486351800000102028	15:44:27	15:44:27	15:40:00	106.65	5000

TRADE_ DATE	CLIENT NAME	CP_CLIEN TNAME	ORDER_ NO	CP_ORDER _NO	TRADE_ TIME	ORDER_ LMTIME	CP_ORDE R_LMTIME	TRADE_ RATE	TRADED _QTY
06/02/2017			1486351800000102052	1486351800000102028	15:44:34	15:44:34	15:40:00	106.65	2000
06/02/2017	UNIFOUR GARMENTS LLP		1486351800000102054	1486351800000102028	15:45:38	15:45:38	15:40:00	106.65	100
06/02/2017			1486351800000102055	1486351800000102028	15:45:44	15:45:44	15:40:00	106.65	50
06/02/2017			1486351800000102056	1486351800000102028	15:45:47	15:45:47	15:40:00	106.65	50
06/02/2017			1486351800000102057	1486351800000102028	15:45:50	15:45:50	15:40:00	106.65	50
06/02/2017	CHARAMSUKH IT MARKETING PVT LTD		1486351800000102061	1486351800000102028	15:48:44	15:48:44	15:40:00	106.65	4736

Trade Date 13/04/2017

- I note that out of the total 1,00,000 shares sold by Noticee No. 1 on 13/04/2017, 98,155 shares were bought by the connected entity viz. Realstep Agencies Pvt. Ltd.
- The trade details pertaining to 49,495 shares is as below:

ORDERID	ORDER_DATE	ORDER_TIME	RATE	QTY	BUY SELL	CLIENT_NAME	AUDCODE
1492054200037690280	13/04/2017	14:45:19	54	50000	S	UTKARSH JAIN	A
1492054200037690283	13/04/2017	14:45:23	54	8860	B	REALSTEP AGENCIES PRIVATE LIMITED	A
1492054200037690286	13/04/2017	14:45:24	54	3000	B		A
1492054200037690287	13/04/2017	14:45:25	54	4000	B		A
1492054200037690288	13/04/2017	14:45:27	54	1000	B		A
1492054200037690289	13/04/2017	14:45:28	54	2000	B		A
1492054200037690291	13/04/2017	14:45:29	54	2000	B		A
1492054200037690292	13/04/2017	14:45:31	54	3000	B		A
1492054200037690293	13/04/2017	14:45:32	54	4000	B		A
1492054200037690295	13/04/2017	14:45:33	54	5000	B		A
1492054200037690296	13/04/2017	14:45:35	54	2000	B		A
1492054200037690297	13/04/2017	14:45:36	54	1000	B		A
1492054200037690298	13/04/2017	14:45:37	54	2000	B		A
1492054200037690299	13/04/2017	14:45:38	54	3000	B		A
1492054200037695300	13/04/2017	14:45:40	54	1000	B		A
1492054200037695301	13/04/2017	14:45:41	54	2000	B		A
1492054200037695302	13/04/2017	14:45:42	54	3000	B		A
1492054200037695304	13/04/2017	14:45:44	54	1000	B		A
1492054200037695306	13/04/2017	14:45:45	54	2000	B		A

- The aforesaid orders resulted in structured trades for 49,495 shares as shown below:

TRADE_ DATE	CLIENTNAME	CP_CLIENT NAME	ORDER_NO	CP_ORDER_N O	TRADE_TI ME	TRAD E_RA TE	LTP_R ATE	LTP_P ERCEN T	TRADED_ QTY
13/04/2017	REALSTEP AGENCIES PVT LTD	UTKARSH JAIN	1492054200 037690282	1492054200037 690280	14:45:23	54	-0.05	-0.09	2000
13/04/2017			1492054200 037690283	1492054200037 690280	14:45:23	54	0	0	8676
13/04/2017			1492054200 037690286	1492054200037 690280	14:45:24	54	0	0	3000
13/04/2017			1492054200 037690287	1492054200037 690280	14:45:25	54	0	0	3934
13/04/2017			1492054200 037690288	1492054200037 690280	14:45:27	54	0	0	1000
13/04/2017			1492054200 037690289	1492054200037 690280	14:45:28	54	0	0	2000
13/04/2017			1492054200 037690291	1492054200037 690280	14:45:29	54	0	0	2000
13/04/2017			1492054200 037690292	1492054200037 690280	14:45:31	54	0	0	2815
13/04/2017			1492054200 037690293	1492054200037 690280	14:45:32	54	0	0	4000
13/04/2017			1492054200 037690295	1492054200037 690280	14:45:33	54	0	0	5000
13/04/2017			1492054200 037690296	1492054200037 690280	14:45:35	54	0	0	2000
13/04/2017			1492054200 037690297	1492054200037 690280	14:45:36	54	0	0	1000
13/04/2017			1492054200 037690298	1492054200037 690280	14:45:37	54	0	0	2000
13/04/2017			1492054200 037690299	1492054200037 690280	14:45:38	54	0	0	3000
13/04/2017			1492054200 037695300	1492054200037 690280	14:45:40	54	0	0	1000
13/04/2017			1492054200 037695301	1492054200037 690280	14:45:41	54	0	0	2000
13/04/2017			1492054200 037695302	1492054200037 690280	14:45:42	54	0	0	3000
13/04/2017			1492054200 037695304	1492054200037 690280	14:45:44	54	0	0	1000
13/04/2017			1492054200 037695306	1492054200037 690280	14:45:45	54	0	0	70

- Thereafter, at 14:58:07, Real Step Agencies Pvt. Ltd. placed a buy order no. 1492054200037716093 for 25,000 shares at Rs.54. At that time, last trade had taken place at Rs. 54.2. Again at 15:19:42, Real Step Agencies Pvt. Ltd. placed another buy order no. 1492054200037740451 for 829 shares at R.54. From 14:57:53 upto 15:20:17, trade rate was hovering between 54.05 to 54.6. Despite the same, Noticee No. 1 placed a sell order for 49,715 shares at sell order rate of Rs. 54, matching the aforesaid pending buy orders of Real Step Agencies Pvt. Ltd. as below:

ORDERID	ORDER_DATE	ORDER_TIME	RATE	QTY	BUY/SELL	CLIENT_NAME	AUDCODE
1492054200037740474	13/04/2017	15:20:35	54	49715	S	UTKARSH JAIN	A

- Subsequently between 15:20:41 to 15:21:03, Real Step Agencies Pvt. Ltd. placed buy orders matching the sell order rate of Noticee No. 1 as follows:

ORDERID	ORDER_DATE	ORDER_TIME	RATE	QTY	BUY SELL	NON_CLIENT_NAME
1492054200037740478	13/04/2017	15:20:41	54.15	5000	B	REALSTEP AGENCIES PVT LTD
1492054200037740481	13/04/2017	15:20:44	54	6000	B	
1492054200037740484	13/04/2017	15:20:47	54	4000	B	
1492054200037740486	13/04/2017	15:20:51	54	5000	B	
1492054200037740489	13/04/2017	15:20:56	54	7000	B	
1492054200037740491	13/04/2017	15:20:58	54	4000	B	
1492054200037740493	13/04/2017	15:21:03	54	5000	B	

- The buy orders of Real Step Agencies Pvt. Ltd. and sell orders of Noticee No. 1 as aforesaid, resulted into nine trades for 48,660 shares, of which eight trades were structured for 25611 shares. The trade details are tabled below:

TRADE_DATE	CLIENTNAME	CP_CLIENTNAME	ORDER_NO	CP_ORDER-NO.	TRADE_TIME	ORDER_LMTIME	CP_ORDER_LMTIME	TRADE_RATE	TRADED_QTY
13/04/2017	REALSTEP AGENCIES PVT LTD	UTKARSH JAIN	1492054200037716093	1492054200037740474	15:20:35	14:58:07	15:20:35	54	23049

TRADE_DATE	CLIENTNAME	CP_CLIENTNAME	ORDER_NO	CP_ORDER-NO.	TRADE_TIME	ORDER_LMTIME	CP_ORDER_LMTIME	TRADE_RATE	TRADED_QTY
13/04/2017			1492054200037740451	1492054200037740474	15:20:35	15:19:42	15:20:35	54	829
13/04/2017			1492054200037740478	1492054200037740474	15:20:41	15:20:41	15:20:35	54	2274
13/04/2017			1492054200037740481	1492054200037740474	15:20:44	15:20:44	15:20:35	54	3815
13/04/2017			1492054200037740484	1492054200037740474	15:20:47	15:20:47	15:20:35	54	1815
13/04/2017			1492054200037740486	1492054200037740474	15:20:51	15:20:51	15:20:35	54	4999
13/04/2017			1492054200037740489	1492054200037740474	15:20:56	15:20:56	15:20:35	54	6122
13/04/2017			1492054200037740491	1492054200037740474	15:20:58	15:20:58	15:20:35	54	4000
13/04/2017			1492054200037740493	1492054200037740474	15:21:03	15:21:03	15:20:35	54	1757

- Therefore, out of the total sell of 1,00,000 shares by Noticee No. 1 on the given date, 98,155 shares were bought by Real Step Agencies Pvt. Ltd, out of which trades for 95,881 shares were structured.

<u>Trade Date: 15/03/2017</u>

- On 15/03/2017 Noticee No. 1 sold a total of 2,00,000 shares on BSE. Out of it, 1,83,822 shares were bought by the connected entity viz., Chandika Infrastructure Pvt Ltd. and Cobia Distributors P Ltd.
- The orders placed by both these entities between 14:42:16 and 15:17:53 are placed below:

Five Sell Orders of Noticee No. 1

ORDER_ DATE	ORDER_ TIME	ORDERID	CLIENT_ NAME	RATE	QTY	BUY /SELL	AUD CODE
15/03/2017	14:42:16	1489548600016400970	UTKARSH JAIN	73.6	50000	S	A
15/03/2017	14:44:12	1489548600016413811		73.6	50000	S	A
15/03/2017	14:46:10	1489548600016413849		73.6	50000	S	A
15/03/2017	14:58:22	1489548600016434841		73.6	25000	S	A
15/03/2017	15:10:43	1489548600016449320		73.6	25000	S	A
15/03/2017	15:15:24	1489548600016449320		73.6	25000	S	U

- 69 Buy Orders were placed by Chandika Infrastrucutre Pvt Ltd., and 16 buy orders were placed by Cobia Distributors P Ltd., as given below

ORDER_DATE	ORDER_ TIME	ORDERID	NON_CLIENT_NAME	RATE	QTY	AUDCODE
15/03/2017	14:42:26	1489548600016400973	CHANDIKA INFRASTRUCTURE PVT LTD	73.6	2000	A
15/03/2017	14:42:28	1489548600016400974		73.6	3000	A
15/03/2017	14:42:30	1489548600016400975		73.6	4000	A
15/03/2017	14:42:31	1489548600016400976		73.6	1500	A
15/03/2017	14:42:33	1489548600016400977		73.6	2500	A
15/03/2017	14:42:35	1489548600016400978		73.6	2000	A
15/03/2017	14:42:39	1489548600016400979		73.6	1500	A
15/03/2017	14:42:41	1489548600016400980		73.6	2000	A
15/03/2017	14:42:48	1489548600016400982		73.6	2000	A
15/03/2017	14:42:50	1489548600016400983		73.6	3000	A
15/03/2017	14:42:53	1489548600016400984		73.6	1500	A
15/03/2017	14:42:56	1489548600016400985		73.6	2000	A
15/03/2017	14:43:18	1489548600016400992		73.6	2000	A
15/03/2017	14:43:20	1489548600016400993		73.6	3000	A
15/03/2017	14:43:22	1489548600016400994		73.6	4000	A
15/03/2017	14:43:24	1489548600016400995		73.6	2000	A
15/03/2017	14:43:31	1489548600016400997		73.6	1500	A
15/03/2017	14:43:34	1489548600016413800		73.6	2000	A
15/03/2017	14:43:36	1489548600016413802		73.6	3000	A
15/03/2017	14:44:16	1489548600016413812		73.6	2000	A
15/03/2017	14:44:18	1489548600016413813		73.6	3000	A
15/03/2017	14:44:22	1489548600016413814		73.6	2000	A
15/03/2017	14:44:24	1489548600016413815		73.6	4000	A
15/03/2017	14:44:26	1489548600016413817		73.6	5000	A
15/03/2017	14:44:28	1489548600016413818		73.6	2000	A
15/03/2017	14:44:33	1489548600016413819		73.6	3000	A
15/03/2017	14:44:35	1489548600016413820		73.6	4000	A
15/03/2017	14:44:37	1489548600016413821		73.6	5000	A
15/03/2017	14:44:40	1489548600016413822		73.6	6000	A
15/03/2017	14:44:43	1489548600016413824		73.6	2000	A

15/03/2017	14:44:47	1489548600016413825		73.6	765	A
15/03/2017	14:44:51	1489548600016413826		73.6	1000	A
15/03/2017	14:44:53	1489548600016413827		73.6	2000	A
15/03/2017	14:44:55	1489548600016413828		73.6	3000	A
15/03/2017	14:44:57	1489548600016413830		73.6	1500	A
15/03/2017	14:45:01	1489548600016413831		73.6	2000	A
15/03/2017	14:45:09	1489548600016413832		73.6	1500	A
15/03/2017	14:45:12	1489548600016413833		73.6	2000	A
15/03/2017	14:45:14	1489548600016413835		73.6	3000	A
15/03/2017	14:45:19	1489548600016413835		73.6	3000	D
15/03/2017	14:46:23	1489548600016413851		73.6	2000	A
15/03/2017	14:46:26	1489548600016413852		73.6	3000	A
15/03/2017	14:46:29	1489548600016413854		73.6	2500	A
15/03/2017	14:46:32	1489548600016413855		73.6	1500	A
15/03/2017	14:46:34	1489548600016413856		73.6	2000	A
15/03/2017	14:46:36	1489548600016413857		73.6	1400	A
15/03/2017	14:46:37	1489548600016413859		73.6	1500	A
15/03/2017	14:46:41	1489548600016413860		73.6	1600	A
15/03/2017	14:46:41	1489548600016413861		73.6	1700	A
15/03/2017	14:46:43	1489548600016413862		73.6	1800	A
15/03/2017	14:46:46	1489548600016413863		73.6	1900	A
15/03/2017	14:46:47	1489548600016413864		73.6	2000	A
15/03/2017	14:46:49	1489548600016413867		73.6	2000	A
15/03/2017	14:46:53	1489548600016413868		73.6	1500	A
15/03/2017	14:46:55	1489548600016413869		73.6	2000	A
15/03/2017	14:46:58	1489548600016413870		73.6	3000	A
15/03/2017	14:47:00	1489548600016413871		73.6	4000	A
15/03/2017	14:47:03	1489548600016413873		73.6	5000	A
15/03/2017	14:47:07	1489548600016413874		73.6	1500	A
15/03/2017	14:47:09	1489548600016413876		73.6	3500	A
15/03/2017	14:47:11	1489548600016413877		73.6	1500	A
15/03/2017	14:47:20	1489548600016413877		73.6	1500	D
15/03/2017	14:47:27	1489548600016413879		73.6	1048	A
15/03/2017	14:58:35	1489548600016434842		73.6	2000	A
15/03/2017	14:58:37	1489548600016434843		73.6	3000	A
15/03/2017	14:58:39	1489548600016434844		73.6	4000	A
15/03/2017	14:58:50	1489548600016434849		73.6	2000	A
15/03/2017	14:58:52	1489548600016434850		73.6	3000	A
15/03/2017	14:58:54	1489548600016434851		73.6	4000	A
15/03/2017	14:58:56	1489548600016434852		73.6	5000	A
15/03/2017	14:58:58	1489548600016434853		73.6	2000	A
15/03/2017	14:59:02	1489548600016434853		73.6	2000	D
15/03/2017	15:12:43	1489548600016449325	COBIA DISTRIBUTORS PRIVATE LIMITED	73.6	2000	A
15/03/2017	15:12:47	1489548600016449326		73.6	2000	A
15/03/2017	15:12:50	1489548600016449327		73.6	1500	A
15/03/2017	15:12:57	1489548600016449328		73.6	1800	A

15/03/2017	15:12:59	1489548600016449329		73.6	2000	A
15/03/2017	15:13:02	1489548600016449330		73.6	3000	A
15/03/2017	15:13:05	1489548600016449331		73.6	1500	A
15/03/2017	15:13:08	1489548600016449333		73.6	1500	A
15/03/2017	15:13:11	1489548600016449334		73.6	2000	A
15/03/2017	15:13:13	1489548600016449335		73.6	3000	A
15/03/2017	15:13:47	1489548600016449345		73.6	700	A
15/03/2017	15:17:27	1489548600016449374		73.6	500	A
15/03/2017	15:17:36	1489548600016449375		73.6	10	A
15/03/2017	15:17:45	1489548600016449377		73.6	2000	A
15/03/2017	15:17:48	1489548600016449378		73.6	2000	A
15/03/2017	15:17:53	1489548600016449379		73.6	1000	A

- I note from the tables above, that subsequent to sell order No. 1489548600016400970 placed at 14:42:16 by Noticee No. 1, connected entity Chandika Infrastructure Ltd. placed 19 buy orders within one minute for same Limit price of Rs.73.6 when the market buy order price was between Rs.73.05 and Rs.73.34 and all 19 orders matched with Noticee No. 1 sell order and resulted into 19 trades, of which 12 trades were structured trades for quantity of 26,915 shares.
- Subsequent to sell order No. 1489548600016413811 placed at 14:44:12 by Noticee No. 1, connected entity Chandika Infrastructure Ltd. placed 19 buy orders within one minute for same Limit price of Rs.73.59 when the market buy order price was between Rs.73.5 and Rs.73.55. Out of 19 orders, 18 buy orders got matched and resulted into structured trade for 48290 shares.
- Subsequent to sell order No. 1489548600016413849 placed at 14:46:10 by Noticee No. 1, connected entity Chandika Infrastructure Ltd. placed 21 buy orders for same Limit price of Rs.73.59 when the market buy order price was between Rs.73 and Rs.73.55. Out of 21 orders, 20 buy orders got matched and resulted into structured trade for 45400 shares.
- Subsequent to sell order No. 1489548600016434841 placed at 14:58:22 by Noticee No. 1, connected entity Chandika Infrastructure Ltd. placed 8 buy orders for same Limit price of Rs.73.59 when the market buy order price was between Rs.73.05 and Rs.73.55. All the eight orders resulted into structured trade for 23,700 shares.

- Subsequent to sell order No. 1489548600016449320 placed at 15:10:43 by Noticee No. 1, connected entity Cobia Distributors Private Limited placed 16 buy orders for same Limit price of Rs.73.59 when the market buy order price was between Rs.71 and Rs.73.55. All the 16 orders matched with Noticee No. 1 sell order and resulted into trade for 24,370 shares.
- In total, out of the total sell quantity of 2,00,000 shares by Noticee No. 1, 1,83,822 shares got traded between Chandika Infrastructure P Ltd., Cobia Distributors P Ltd., and Noticee No. 1 through 82 trades. Out of 82 trades, 58 trades were structured for 1,44,305 shares and the time difference for the remaining 24 trades for 39,517 shares were ranging from 00:01:01 to 00:03:04.

26. **Trades executed by Noticee No.1 on NSE**

26.1. During the IP, Noticee No. 1 offloaded 18,96,090 shares, out of which 12,90,878 shares (68.08% of net sell quantity of Noticee No. 1) were sold to connected entities. The said quantity of shares was sold to connected entities through 555 trades, such that 449 trades with connected entities were structured with the traded quantity of 9,55,387 (50.38% of net sell quantity of Noticee No. 1).

26.2. Further, the analysis of trading pattern of Noticee No. 1 on NSE for three sample days is as follows:

<u>Trade Date 06/02/2017</u>

- I note that total 5,00,000 shares were sold by Noticee No. 1 on 06/02/2017, out of which 1,78,675 shares were bought by its connected entities viz. Greatscope Traders P Ltd., Venera Property Pvt Ltd., Realstep Agencies Pvt. Ltd., Bhaavoshali Management Services P Ltd., and Charamsukh IT Marketing Pvt. Ltd.
- Further, trading pattern of Noticee No. 1 qua offloading of shares is discernible in below stated examples:

A. Two Sell orders no. 1200000004617048 and 1200000004644171 of Noticee No. 1:

- Following two sell orders were placed by Noticee No. 1 from 15:24:47:

Order Date	Order Time	Order No	Buy_ Sell	Client_Name	Rate	Order Qty	Aud Desc
06/02/2017	15:24:48	1200000004617048	SELL	UTKARSH JAIN	106.7	50000	ORIGINAL ORDER
06/02/2017	15:26:33	1200000004644171	SELL		106.7	100000	ORIGINAL ORDER
06/02/2017	15:28:14	1200000004644171	SELL		106.7	100000	ORDER CANCEL

- Thereafter, connected entities viz., Venera Properties Pvt Ltd., and Realstate Agencies P Ltd., placed 15 buy orders at identical buy order rate, as shown below:

Order Date	Order Time	Order No	Buy_Sell	Client_Name	Rate	Order Qty	Aud Desc
06/02/2017	15:25:32	1200000004628840	BUY	VENERA PROPERTY PRIVATE LIMITED	106.7	6000	ORIGINAL ORDER
06/02/2017	15:25:40	1200000004630718	BUY	REALSTEP AGENCIES PVT LTD	106.7	4000	ORIGINAL ORDER
06/02/2017	15:25:41	1200000004631004	BUY	VENERA PROPERTY PRIVATE LIMITED	106.7	5000	ORIGINAL ORDER
06/02/2017	15:25:43	1200000004631283	BUY	REALSTEP AGENCIES PVT LTD	106.7	5000	ORIGINAL ORDER
06/02/2017	15:25:45	1200000004631744	BUY		106.7	6000	ORIGINAL ORDER
06/02/2017	15:25:46	1200000004632174	BUY	VENERA PROPERTY PRIVATE LIMITED	106.7	5000	ORIGINAL ORDER
06/02/2017	15:25:48	1200000004632542	BUY	REALSTEP AGENCIES PVT LTD	106.7	2000	ORIGINAL ORDER
06/02/2017	15:25:51	1200000004633466	BUY		106.7	3000	ORIGINAL ORDER
06/02/2017	15:25:59	1200000004635485	BUY		106.7	10000	ORIGINAL ORDER
06/02/2017	15:26:00	1200000004635586	BUY	VENERA PROPERTY PRIVATE LIMITED	106.7	5000	ORIGINAL ORDER
06/02/2017	15:26:09	1200000004635586	BUY		106.7	5000	ORDER CANCEL
06/02/2017	15:26:48	1200000004644171	BUY		106.7	2000	ORIGINAL ORDER

06/02/2017	15:26:51	1200000004648083	BUY	REALSTEP AGENCIES PVT LTD	106.7	3000	ORIGINAL ORDER
06/02/2017	15:26:54	1200000004648750	BUY		106.7	4000	ORIGINAL ORDER
06/02/2017	15:26:57	1200000004649401	BUY		106.7	5000	ORIGINAL ORDER
06/02/2017	15:27:12	1200000004650139	BUY	VENERA PROPERTY PRIVATE LIMITED	106.7	5000	ORIGINAL ORDER

- I note that the sell orders were placed by Noticee No. 1 for quantities ranging from 2000 to 10,000 by the connected entities, when the available buy orders in the market were for quantities ranging from 7 to 1000. The aforesaid orders resulted into 16 structured trades for 64,975 shares as below:

Trade date	Buyer name	Seller name	Buy order no	Sell order no	Trade time	Buy order LM time	Sell order LM time	Trade price	Traded quantity
06/02/2017	VENERA PROPERTY PRIVATE LIMITED	UTKARSH JAIN	1200000004628840	1200000004617048	15:25:32	15:25:32	15:24:47	106.7	6000
06/02/2017	REALSTEP AGENCIES PVT LTD		1200000004630718	1200000004617048	15:25:40	15:25:40	15:24:47	106.7	4000
06/02/2017	VENERA PROPERTY PRIVATE LIMITED		1200000004631004	1200000004617048	15:25:41	15:25:41	15:24:47	106.7	5000
06/02/2017	REALSTEP AGENCIES PVT LTD		1200000004631283	1200000004617048	15:25:42	15:25:42	15:24:47	106.7	5000
06/02/2017	REALSTEP AGENCIES PVT LTD		1200000004631744	1200000004617048	15:25:45	15:25:45	15:24:47	106.7	6000
06/02/2017	VENERA PROPERTY PRIVATE LIMITED		1200000004632174	1200000004617048	15:25:46	15:25:46	15:24:47	106.7	5000
06/02/2017	REALSTEP AGENCIES PVT LTD		1200000004632542	1200000004617048	15:25:47	15:25:47	15:24:47	106.7	2000
06/02/2017	REALSTEP AGENCIES PVT LTD		1200000004633466	1200000004617048	15:25:51	15:25:51	15:24:47	106.7	3000

06/02/2017	REALSTEP AGENCIES PVT LTD		1200000004635485	120000000461704 8	15:25:58	15:25:58	15:24:47	106.7	8206
06/02/2017	REALSTEP AGENCIES PVT LTD		1200000004635485	1200000004644171	15:26:32	15:25:58	15:26:32	106.7	1784
06/02/2017	REALSTEP AGENCIES PVT LTD		1200000004648083	1200000004644171	15:26:48	15:26:48	15:26:32	106.7	2000
06/02/2017	REALSTEP AGENCIES PVT LTD		1200000004648750	1200000004644171	15:26:51	15:26:51	15:26:32	106.7	3000
06/02/2017	REALSTEP AGENCIES PVT LTD		1200000004649401	1200000004644171	15:26:54	15:26:54	15:26:32	106.7	1463
06/02/2017	REALSTEP AGENCIES PVT LTD		1200000004649401	1200000004644171	15:26:54	15:26:54	15:26:32	106.7	2522
06/02/2017	REALSTEP AGENCIES PVT LTD		1200000004650139	1200000004644171	15:26:57	15:26:57	15:26:32	106.7	5000
06/02/2017	VENERA PROPERTY PRIVATE LIMITED		1200000004654340	1200000004644171	15:27:11	15:27:11	15:26:32	106.7	5000

B. Sell order no. 1200000004691985 of Noticee No. 1:

- I note that 15:40:01 Noticee No. 1 placed a sell order for 1,53,242 shares, which was shortly modified into a limit order for Rs.106.70, as shown below:

Order Date	Order Time	Order No	Buy_ Sell	Client_Name	Rate	Order Qty	Aud Desc
06/02/2017	15:40:01	1200000004691985	SELL	Utkarsh Jain	106.7	153242	LIMIT PRICE ASSIGNED TO A MARKET ORDER
06/02/2017	15:40:01	1200000004691985	SELL	Utkarsh Jain	0	153242	ORIGINAL ORDER

- It was the only sell order available in the market after 15:40. Further, from 15:42:33 to 15:48:32, the connected entities viz., Venera Property Pvt Ltd., Bhaavoshali Management Services P Ltd., Realstep Agencies Pvt Ltd., and Charasmukh IT Marketing Pvt Ltd., placed six buy orders for market price, as below:

Order Date	Order Time	Order No	Buy_Sell	Client_Name	Order Qty	Aud Desc
06/02/2017	15:42:33	1200000004694422	BUY	VENERA PROPERTY PRIVATE LIMITED	5000	ORIGINAL ORDER
06/02/2017	15:42:42	1200000004694470	BUY	VENERA PROPERTY PRIVATE LIMITED	20000	ORIGINAL ORDER
06/02/2017	15:42:59	1200000004694555	BUY	BHAAVOSHALI MANAGMENT SERVICES PVT LTD	23000	ORIGINAL ORDER
06/02/2017	15:44:59	1200000004695022	BUY	REALSTEPAGENCIES PRIVATE LIMITED	700	ORIGINAL ORDER
06/02/2017	15:46:21	1200000004695348	BUY	REALSTEP AGENCIES PVT LTD	10000	ORIGINAL ORDER
06/02/2017	15:48:32	1200000004695680	BUY	CHARAMSUKH IT MARKETING PVT LTD	32000	ORIGINAL ORDER

- From 15:40:01 to 15:53:26 there were only 16 market buy orders available in the market for ranging from 10 to 1000 shares, while the connected entities placed market buy orders for high volume of quantities from 5000 to 32000, except one for 700. The aforesaid orders resulted into following six trades for 90,700 shares with order time difference ranging from 00:02:31 to 00:08:30

Trade date	Buyer name	Seller name	Buy order no	Sell order no	Trade time	Buy order LM time	Sell order LM time	Trade price	Traded quantity
06/02/2017	VENERA PROPERTY PRIVATE LIMITED	UTKARSH JAIN	1200000004694422	1200000004691985	15:42:32	15:42:32	15:40:01	106.7	5000
06/02/2017		UTKARSH JAIN	1200000004694470	1200000004691985	15:42:42	15:42:42	15:40:01	106.7	20000
06/02/2017	BHAAVOSHALI MANAGMENT SERVICES PVT LTD	UTKARSH JAIN	1200000004694555	1200000004691985	15:42:58	15:42:58	15:40:01	106.7	23000
06/02/2017	REALSTEP AGENCIES PRIVATE LIMITED	UTKARSH JAIN	1200000004695022	1200000004691985	15:44:58	15:44:58	15:40:01	106.7	700
06/02/2017		UTKARSH JAIN	1200000004695348	1200000004691985	15:46:21	15:46:21	15:40:01	106.7	10000
06/02/2017	CHARAMSUKH IT MARKETING PVT LTD	UTKARSH JAIN	1200000004695680	1200000004691985	15:48:31	15:48:31	15:40:01	106.7	32000

Trade Date: 15/03/2017

- I note that Noticee No. 1 placed 11 sell orders for a total quantity of 6,00,000 shares on the given date, as shown below:

Order Date	Order Time	Order No	Buy_Sell	Client_Name	Rate	Order Qty
15/03/2017	14:17:51	1200000003278444	SELL	UTKARSH JAIN	73.6	50000
15/03/2017	14:21:30	1200000003310192	SELL	UTKARSH JAIN	73.6	50000
15/03/2017	14:24:50	1200000003340611	SELL	UTKARSH JAIN	73.6	50000
15/03/2017	14:30:13	1200000003388606	SELL	UTKARSH JAIN	73.6	50000
15/03/2017	14:30:32	1200000003388606	SELL	UTKARSH JAIN	73.6	30871
15/03/2017	14:48:12	1200000003561781	SELL	UTKARSH JAIN	73.6	50000
15/03/2017	14:49:53	1200000003578280	SELL	UTKARSH JAIN	73.6	50000
15/03/2017	15:03:30	1200000003708140	SELL	UTKARSH JAIN	73.6	50000
15/03/2017	15:05:23	1200000003729888	SELL	UTKARSH JAIN	73.6	25000
15/03/2017	15:06:57	1200000003748918	SELL	UTKARSH JAIN	73.6	25000
15/03/2017	15:17:41	1200000003889313	SELL	UTKARSH JAIN	73.6	100000
15/03/2017	15:40:01	1200000003889313	SELL	UTKARSH JAIN	73.6	100000
15/03/2017	15:41:00	1200000004053157	SELL	UTKARSH JAIN	0	100000
15/03/2017	15:41:00	1200000004053157	SELL	UTKARSH JAIN	73.55	100000

- Further, I note that the 11 sell orders of Noticee No. 1 resulted into 358 trades for 560,000 shares, out of which 218 trades were executed with three connected entities viz., Chandika Infrastructure Pvt Ltd., Flyjoy Distributors Pvt Ltd., and Realstate Agencies P Ltd., for 4,12,918 shares (with time difference ranging from 00:00:07 to 00:16:16), which is 73.73% of net sell quantity of Noticee No. 1 on 15.3.2017.
- Further, of the 218 trades, 134 trades were structured trades for a total quantity of 2,33,273, comprising 41.66% of net sell quantity of Noticee No. 1 on the given date.

27. **Trade analysis of Noticee No. 2 on BSE**

27.1. I note that Noticee No. 2 sold a total of 7,50,198 shares during the IP, out of which 1,36,513 shares (with 22 trades) were sold to connected entities, which comprised 18.20% of net sell quantity of Noticee No. 2.

27.2. The trading pattern of Noticee No. 2 vis a vis offloading of shares to connected entities on BSE is analysed in subsequent paragraphs on a sample basis for two dates:

Trade Date 16/01/2017

- Out of the total of 2,30,000 shares sold by Noticee No. 2 on the given date, 12,363 shares were bought by its connected entity viz., Varapradha Distributors P Ltd.

Sell Order placed by Noticee No. 2 after Session Expiry:

- On the given date, Noticee No. 2 placed one sell order at 15:48:02 after session expiry at market rate and immediately modified the order as Limit Order for Rs.67.75 as follows:

ORDERID	ORDER_DATE	ORDER_TIME	RATE	QTY	BUY SELL	CLIENT_NAME	AUD CODE
1484537400000275051	16/01/2017	15:48:02	0	12263	S	VANYA JAIN	A
1484537400000275051	16/01/2017	15:48:02	67.75	12263	S	VANYA JAIN	U

- Immediately thereafter at 15:51:23 connected entity viz., Varapradha Distributors P Ltd., placed a buy order as follows:

ORDERID	ORDER_DATE	ORDER_TIME	RATE	QTY	BUY SELL	CLIENT_NAME
1484537400000275052	16/01/2017	15:51:23	67.75	12363	B	VARAPRADA DISTRIBUTORS PVT LTD

- While Noticee No. 2 placed sell order for 12,263 shares, Varapradha too placed buy order for 12,363 shares, with a time difference of 00:03:21. Therefore, the trade for 12,263 shares was executed.

TRADE_DATE	CLIENT NAME	CP_CLIENTNAME	ORDER_NO	CP_ORDER_NO	Trade ID	TRADE_TIME	ORDER_LMTIME	CP_ORDER_LMTIME	TRADE_RATE	TRADED_QTY
16/01/2017	VARAPRADA DISTRIBUTORS PVT LTD	VANYA JAIN	1484537400000275052	1484537400000275051	393	15:51:23	15:51:23	15:48:02	67.75	12263

Trade Date 18/01/2017

- I note that out of the total of 1,50,000 shares sold by Noticee No. 2, 78,500 shares were bought by its three connected entities viz., Chandika Infrastructure Pvt Ltd, Varapradha Distributors P Ltd., and Realstep Agencies Pvt Ltd.
- Noticee No. 2 placed the four sell orders as below:

ORDER_DATE	ORDER_TIME	ORDERNO	BUYSELL	CLIENTNAME	RATE	QTY	AVL QTY
18/01/2017	15:11:58	1484710200038350335	S	VANYA JAIN	67.09	50000	50000
18/01/2017	15:12:05	1484710200038350337	S	VANYA JAIN	67.09	50000	50000
18/01/2017	15:12:14	1484710200038350341	S	VANYA JAIN	67.09	50000	50000
18/01/2017	15:20:30	1484710200038350341	S	VANYA JAIN	67.09	50000	15000
18/01/2017	15:20:34	1484710200038350337	S	VANYA JAIN	67.09	50000	13069
18/01/2017	15:20:37	1484710200038350335	S	VANYA JAIN	67.09	50000	10000
18/01/2017	15:40:01	1484710200038350449	S	VANYA JAIN	67.09	33541	33541
18/01/2017	15:40:01	1484710200038350449	S	VANYA JAIN	0	33541	33541
18/01/2017	15:41:44	1484710200038350449	S	VANYA JAIN	67.09	31887	31887
18/01/2017	15:42:33	1484710200038350449	S	VANYA JAIN	67.09	22285	22285
18/01/2017	15:43:02	1484710200038350449	S	VANYA JAIN	67.09	22285	0

- From 15:11:58 to 15:12:14, Noticee No. 2 placed three sell orders for 1,50,000 shares. From 15:13:26 to 15:43:04 connected entities viz. Chandika Infrastructure Pvt Ltd, Varapradha Distributors P Ltd., and Realstep Agencies Pvt Ltd. placed seven buy orders as below:

ORDER_DATE	ORDER_TIME	ORDERID	CLIENT_NAME	RATE	QTY	Cancelled Qty
18/01/2017	15:13:26	1484710200038350347	Chandika Infrastructure Pvt Ltd	67.09	7000	0
18/01/2017	15:14:06	1484710200038350351	Varaprada Distributors Pvt Ltd	67.09	13000	0
18/01/2017	15:14:09	1484710200038350353		67.09	7000	0
18/01/2017	15:14:16	1484710200038350354		67.09	1500	0
18/01/2017	15:14:47	1484710200038350356	Realstep Agencies Pvt Ltd	67.09	9800	0
18/01/2017	15:15:07	1484710200038350358	Chandika Infrastructure Pvt Ltd	67.09	9000	0
18/01/2017	15:43:04	1484710200038350456		67.09	33541	0
18/01/2017	15:43:04	1484710200038350456		67.09	33541	1203

- The Buy Order No. 1484710200038350456 placed by Chandika Infrastructure P Ltd. at 15:43:04 (after session expiry) was for 33,541 shares at the rate of Rs.67.09. It is pertinent to mention here that Noticee

No. 2 also placed a Sell Order No. 1484710200038350449 at 15:40:01 for 33541 shares at the rate of Rs.67.09.

- The aforesaid seven orders resulted into trades with Noticee No. 2 for 78,500 shares (with order time difference ranging from 00:01:12 to 00:22:30) as below:

TRADE_DATE	TRADE_TIME	CLIENT NAME	CP_CLIENT NAME	ORDER_NO	CP_ORDER_NO	TRADE ID	ORDER_LM TIME	CP_ORDER_LMTIME	TRADE_RATE	TRADED_QTY
18/01/2017	15:13:26	Chandika Infrastructure Pvt Ltd	Vanya Jain	1484710200038350347	1484710200038350341	4650	15:13:26	15:12:14	67.09	194
18/01/2017	15:13:26			1484710200038350347	1484710200038350335	4651	15:13:26	15:11:58	67.09	5000
18/01/2017	15:13:26			1484710200038350347	1484710200038350337	4652	15:13:26	15:12:05	67.09	1806
18/01/2017	15:14:06	Varaprada Distributors Pvt Ltd		1484710200038350351	1484710200038350341	4658	15:14:06	15:12:14	67.09	4332
18/01/2017	15:14:06			1484710200038350351	1484710200038350335	4659	15:14:06	15:11:58	67.09	5000
18/01/2017	15:14:06			1484710200038350351	1484710200038350337	4660	15:14:06	15:12:05	67.09	3668
18/01/2017	15:14:09			1484710200038350353	1484710200038350337	4662	15:14:09	15:12:05	67.09	1132
18/01/2017	15:14:09			1484710200038350353	1484710200038350341	4663	15:14:09	15:12:14	67.09	5000
18/01/2017	15:14:09			1484710200038350353	1484710200038350335	4664	15:14:09	15:11:58	67.09	868
18/01/2017	15:14:16			1484710200038350354	1484710200038350335	4665	15:14:16	15:11:58	67.09	1500
18/01/2017	15:14:47	Realstep Agencies Pvt Ltd		1484710200038350356	1484710200038350335	4667	15:14:47	15:11:58	67.09	1632
18/01/2017	15:14:47			1484710200038350356	1484710200038350337	4668	15:14:47	15:12:05	67.09	5000

18/01/2017	15:14:47			1484710200038350356	1484710200038350341	4669	15:14:47	15:12:14	67.09	3168
18/01/2017	15:15:07	Chandika Infrastructure Pvt Ltd		1484710200038350358	1484710200038350341	4673	15:15:07	15:12:14	67.09	1832
18/01/2017	15:15:07			1484710200038350358	1484710200038350335	4674	15:15:07	15:11:58	67.09	5000
18/01/2017	15:15:07			1484710200038350358	1484710200038350337	4675	15:15:07	15:12:05	67.09	1481
18/01/2017	15:43:04			1484710200038350456	1484710200038350341	4759	15:43:04	15:20:30	67.09	12438
18/01/2017	15:43:04			1484710200038350456	1484710200038350335	4760	15:43:04	15:20:37	67.09	9000
18/01/2017	15:43:04			1484710200038350456	1484710200038350337	4763	15:43:04	15:20:34	67.09	10449

- Therefore, I note that on 18/01/2017, out of total sell of 1,50,000 shares by Noticee No. 2, 78,500 shares were bought by the connected entities viz., Chandika Infrastructure P Ltd., Realstep Agencies P Ltd., and Varapradha Distributors P Ltd.

28. **<u>Trades executed by Noticee No. 2 on NSE</u>**

28.1. I note that Noticee No. 2 sold a total of 8,75,887 shares during the IP, out of which, 94,728 shares (with 22 trades) were sold to connected entities on 17/01/2017, 18/01/2017, 02/02/2017 and 03/02/2017, which accounted for 10.82% of net sell quantity of Noticee No. 2 during the IP.

28.2. The analysis of trading pattern of Noticee No. 2 vis a vis offloading of shares to connected entities on NSE is done on a sample basis for one date:

<u>Trade Date 17/01/2017</u>

- I note that out of the total of 2,50,000 shares sold by Noticee No. 2, 24,681 shares were bought by its connected entity viz., Varapradha Distributors P Ltd.

Sell Order No. 1200000003678708 placed by Noticee No. 2:

- Noticee No. 2 placed one sell order at 15:10:19 for 50000 shares with the sell order rate being Rs.66.2, as below:

Order Date	Order Time	Order No	Buy_Sell	Client_Name	Rate	Order Qty
17/01/2017	15:10:19	1200000003678708	S	VANYA JAIN	66.20	50000

- Immediately thereafter at 15:11:21 to 15:12:05 connected entity viz., Varapradha Distributors P Ltd., placed 14 buy order as follows:

Order Date	Order Time	Order No	Buy_Sell	Client_Name	Rate	Order Qty
17/01/2017	15:11:21	1200000003690432	BUY	VARAPRADA DISTRIBUTORS PVT LTD	66.2	2000
17/01/2017	15:11:24	1200000003690883	BUY		66.2	3000
17/01/2017	15:11:26	1200000003691260	BUY		66.2	2500
17/01/2017	15:11:28	1200000003691688	BUY		66.2	1500
17/01/2017	15:11:30	1200000003692323	BUY		66.2	1000
17/01/2017	15:11:32	1200000003692867	BUY		66.2	2000
17/01/2017	15:11:35	1200000003693340	BUY		66.2	1400
17/01/2017	15:11:36	1200000003693665	BUY		66.2	1200
17/01/2017	15:11:39	1200000003694526	BUY		66.2	1300
17/01/2017	15:11:41	1200000003695078	BUY		66.2	1400
17/01/2017	15:11:49	1200000003696815	BUY		66.2	1700
17/01/2017	15:11:51	1200000003697199	BUY		66.2	2000
17/01/2017	15:11:52	1200000003697535	BUY		66.2	3000
17/01/2017	15:12:05	1200000003700459	BUY		66.2	1500

- These orders resulted into 16 trades for 24,681 shares between Noticee No. 2 and Varapradha Distributors P Ltd., with order time difference ranging from 00:01:02 to 00:01:46 as given below:

Trade date	Buyer name	Seller name	Buy order no	Sell order no	Trade time	Buy order LM time	Sell order LM time	Trade price	Traded quantity
17/01/2017	Varaprada Distributors Pvt Ltd	Vanya Jain	1200000003690432	1200000003678708	15:11:21	15:11:21	15:10:19	66.2	2000
17/01/2017			1200000003690883	1200000003678708	15:11:23	15:11:23	15:10:19	66.2	3000
17/01/2017			1200000003691260	1200000003678708	15:11:25	15:11:25	15:10:19	66.2	2500

17/01/2017			1200000003691688	1200000003678708	15:11:28	15:11:28	15:10:19	66.2	1500
17/01/2017			1200000003692323	1200000003678708	15:11:30	15:11:30	15:10:19	66.2	1000
17/01/2017			1200000003692867	1200000003678708	15:11:32	15:11:32	15:10:19	66.2	1503
17/01/2017			1200000003693340	1200000003678708	15:11:34	15:11:34	15:10:19	66.2	1400
17/01/2017			1200000003693665	1200000003678708	15:11:35	15:11:35	15:10:19	66.2	1200
17/01/2017			1200000003694526	1200000003678708	15:11:39	15:11:39	15:10:19	66.2	1300
17/01/2017			1200000003695078	1200000003678708	15:11:41	15:11:41	15:10:19	66.2	1400
17/01/2017			1200000003696815	1200000003678708	15:11:48	15:11:48	15:10:19	66.2	1700
17/01/2017			1200000003697199	1200000003678708	15:11:50	15:11:50	15:10:19	66.2	900
17/01/2017			1200000003697199	1200000003678708	15:11:50	15:11:50	15:10:19	66.2	1089
17/01/2017			1200000003697535	1200000003678708	15:11:52	15:11:52	15:10:19	66.2	3000
17/01/2017			1200000003700459	1200000003678708	15:12:05	15:12:05	15:10:19	66.2	911
17/01/2017			1200000003700459	1200000003678708	15:12:05	15:12:05	15:10:19	66.2	278

29. From above, I note that Noticee Nos. 1 and 2 systematically offloaded shares on both the exchanges during the IP, while the connected entities would place buy orders in a coordinated manner at the same buy order rate. Noticee Nos. 1 and/ or 2 would first place sell order at a certain price, which would then be matched in a short time interval by the buyers who were part of group of connected entities. Majority of the trades so executed were structured, i.e. the difference between buy order and sell order time was less than 1 minute for the same order price.

30. Noticee Nos. 1 and 2 have, interalia, contended that they had no idea about the counterparties as all the transactions had been executed through normal screen based trading system of stock exchange. They have also contended that the orders placed by them matched with the alleged group by co-incidence only.

Further, Noticee Nos. 1 and 2 have denied connection with the counterparties to the alleged trades, and have stated that even through the said counterparties are connected to each other and to some other entities, no direct connection between Noticee Nos. 1 and 2 and the said counterparties has been drawn. In this regard, I note that connections between the counterparties i.e. Noticee Nos. 1 and 2 as sellers, and the buyers has been established on the basis of common mobile number, common address, bank transactions etc.

31. Noticee Nos. 1 and 2 have also contended that documents to link them with the counterparties to the alleged trades have not been provided. In this regard, I note that during the course of Inspection of documents dated October 20, 2022, documents including Bank statements, Demat statements, MCA documents and UCC/ KYC details, to substantiate the alleged connections, were duly provided, and the same has been recorded in the relevant Record of Proceedings of Inspection of documents.

32. Noticee Nos. 1 and 2 have further contended that certain entities, who were counterparties to the alleged trades, are not even co-noticees in the present proceedings, and have been let off with administrative warning. I note that Enforcement Action was initiated against Noticees based on the severity of violations as found out during the course of investigation. In this regard, I place reliance on the judgement of the Hon'ble SAT in the matter of Systematix Shares & Stocks (I) Ltd (Appeal No. 21 of 2012) decided on April 23, 2012, wherein it was interalia held that, *"It is true that the Board has taken action selectively against a few entities involved in the alleged wrong doing. According to the appellant the Board should have proceeded against all wrong doers and the action against the appellant and a few entities alone is also discriminatory. We cannot subscribe to this view since the Board has set its own benchmark in selecting cases for action and, in any case, the appellant cannot plead himself innocent or his trades as lawful."* Therefore, the contentions of Noticees in this regard are without merits.

33. Noticee Nos. 1 and 2 have submitted that the trading volume and the number of trades executed by them were miniscule. They have also submitted that the alleged trades were executed only on 6 days at NSE and 6 days at BSE out of 79 trading days of the Investigation Period. In this regard, I note that the allegation levelled is limited to the peculiar trading pattern pertaining to the aforesaid 6 days on which the Noticees sold their shares, such that major proportion of the said shares were sold to connected entities only. Considering only the market volume for the said 6 days, Noticee No. 1 contributed 31.10% and 25.30% to the total market volume on BSE and NSE respectively, while Noticee No. 2 contributed 24.01% and 13.60% to the total market volume on BSE and NSE respectively. Out of the said market volume, Noticee No. 1 executed 74.23% and 68.08% of the market trades with connected entities on BSE and NSE respectively, while Noticee No. 2 executed 18.20% and 10.82% of the market trades with connected entities on BSE and NSE respectively. Therefore, the contentions raised by the Noticees are devoid of merits.

34. Noticee Nos. 1 and 2 have also contended that the shares had been sold by them in ordinary course, through SEBI registered broker. The said Noticees have also relied on various case laws and contended that finding of 'fraud' must not be arrived at merely on the basis of fact that the Noticees dealt in the scrip of NECCL. In this regard, I would like to rely on the judgment of Hon'ble Supreme Court in the matter of Kishore R. Ajmera (civil appeal no 2818 of 2008), wherein it was held that "*In the quasi-judicial proceeding before SEBI, the standard of proof is preponderance of probability. It is a fundamental principle of law that proof of an allegation levelled against a person may be in the form of direct substantive evidence or, as in many cases, such proof may have to be inferred by a logical process of reasoning from the totality of the attending facts and circumstances surrounding the allegations/charges made and levelled. While direct evidence is a more certain basis to come to a conclusion, yet, in the absence thereof the Courts cannot be helpless. It is the judicial duty to take note of the immediate and proximate facts and circumstances surrounding the events on which the charges/allegations are founded and to reach what would appear to the Court to be a reasonable conclusion therefrom. The test would*

always be that what inferential process that are as on able/prudent man would adopt to arrive at a conclusion." I note that the trades between the connected counterparties followed distinct pattern, in which the buyers bought substantial proportion of sell orders placed by Noticee Nos. 1 and 2, within a short time difference and with identical buy/ sell order rates. Further, the volume of trade and the number of trades in which the Noticee Noss. 1 and 2 offloaded their shares to connected entities including Noticee Nos. 3 and 4 cannot be termed as coincidence or trading in the normal course. The presence of a trading pattern clearly points to the concerted attempt of connected entities including Noticee Nos. 3 and 4 to enable Noticee No. 1 and 2 to offload their shares. Such a pattern indicates prior meeting of minds. Therefore, contentions of the Noticees in this regard are devoid of merits.

35. On the basis of the above, I note that through the alleged trades, Noticee Nos. 1 and 2 sold shares and created misleading appearance of trading in the market for the days on which such trading took place. The said trades bypassed the normal market mechanism, affecting interests of genuine investors who traded in the scrip of NECC, specifically on the days on which Noticee Nos. 1 and 2 executed such trades. Therefore, the connected entities by placing buy orders in sufficient quantities and matching buy order rates, enabled the Promoters of NECC i.e. Noticee Nos. 1 and 2 to exit the scrip of NECC.

36. On the basis of the above, it is established that Noticee No: 1, 2, 3 and 4 created artificial/ fictitious volume in the scrip of NECC and violated the provisions of Section 12A(a), (b) and (c) of the SEBI Act read with Regulations 3(a), 3(b), 3(c) and 3(d) and 4(1) and 4(2)(a) of the PFUTP Regulations, thereby attracting penalty under Section 15HA of SEBI Act.

Issue No: II: Whether Noticee Nos: 4, 5 and 6 created artificial volume in the scrip of NECC through execution of circular trades and violated the provisions of Section 12A(a), (b) and (c) of the SEBI Act read with

Regulations 3(a), 3(b), 3(c) and 3(d) and 4(1), 4(2)(a) and 4(2)(g) of the PFUTP Regulations?

37. I note that during the IP, 36 entities had allegedly entered into 22 circular trades for 8,97,181 shares, accounting for 14.06% of trade volume for those days, on BSE. The details of alleged circular trades by the said 36 entities is as below:

S. No.	Buyer Name	Seller Name	Circular Quantity	Date	Traded Qty	Total trade volume for the day
1	Nipur Bhupendrakumar Shah	Sureshbhai Sonjibhai Patni	18729	04/01/2017	19506	458588
2	Harishbhai Chimanbhai Shukla	Nipur Bhupendrakumar Shah	18729	04/01/2017	19953	
3	Gaurang Manubhai Panchal	Harishbhai Chimanbhai Shukla	18729	04/01/2017	20000	
4	Mehulkumar Mudethiya Mehulkumar	Gaurang Manubhai Panchal	18729	04/01/2017	18729	
5	Sureshbhai Sonjibhai Patni	Mehulkumar Mudethiya Mehulkumar	18729	04/01/2017	19832	
6	Malatiben Ashokbhai Darji	Sairabanu Mohd Rafiq Fanaswala	16017	06/01/2017	61501	1257346
7	Kajalben Kiranbhai Trivedi	Malatiben Ashokbhai Darji	16017	06/01/2017	20727	
8	Sairabanu Mohd Rafiq Fanaswala	Kajalben Kiranbhai Trivedi	16017	06/01/2017	16017	
9	Bhupendra Chinubhai Shah	Realstep Agencies Private Limited	13249	06/01/2017	20974	
10	Kajalben Kiranbhai Trivedi	Bhupendra Chinubhai Shah	13249	06/01/2017	14779	
11	Realstep Agencies Private Limited	Kajalben Kiranbhai Trivedi	13249	06/01/2017	13249	
12	Malatiben Ashokbhai Darji	Sairabanu Mohd Rafiq Fanaswala	24000	06/01/2017	61501	
13	Varaprada Distributors Pvt Ltd	Malatiben Ashokbhai Darji	24000	06/01/2017	24000	
14	Realstep Agencies Private Limited	Varaprada Distributors Pvt Ltd	24000	06/01/2017	44534	
15	Sairabanu Mohd Rafiq Fanaswala	Realstep Agencies Private Limited	24000	06/01/2017	58776	
16	Malatiben Ashokbhai Darji	Sairabanu Mohd Rafiq Fanaswala	21484	06/01/2017	61501	
17	Bp Fintrade Private Limited	Malatiben Ashokbhai Darji	21484	06/01/2017	55472	

S. No.	Buyer Name	Seller Name	Circular Quantity	Date	Traded Qty	Total trade volume for the day
18	Realstep Agencies Private Limited	Bp Fintrade Private Limited	21484	06/01/2017	57951	
19	Sairabanu Mohd Rafiq Fanaswala	Realstep Agencies Private Limited	21484	06/01/2017	58776	
20	Malatiben Ashokbhai Darji	Divaben Kantibhai Patni	13292	06/01/2017	50000	
21	Bp Fintrade Private Limited	Malatiben Ashokbhai Darji	13292	06/01/2017	55472	
22	Realstep Agencies Private Limited	Bp Fintrade Private Limited	13292	06/01/2017	57951	
23	Sairabanu Mohd Rafiq Fanaswala	Realstep Agencies Private Limited	13292	06/01/2017	58776	
24	Divaben Kantibhai Patni	Sairabanu Mohd Rafiq Fanaswala	13292	06/01/2017	38498	
25	Malatiben Ashokbhai Darji	Divaben Kantibhai Patni	16800	06/01/2017	50000	
26	Bp Fintrade Private Limited	Malatiben Ashokbhai Darji	16800	06/01/2017	55472	
27	Realstep Agencies Private Limited	Bp Fintrade Private Limited	16800	06/01/2017	57951	
28	Padma Rewachand Advani	Realstep Agencies Private Limited	16800	06/01/2017	47505	
29	Jitendra Bhogilal Parikh	Padma Rewachand Advani	16800	06/01/2017	50000	
30	Sairabanu Mohd Rafiq Fanaswala	Jitendra Bhogilal Parikh	16800	06/01/2017	16800	
31	Divaben Kantibhai Patni	Sairabanu Mohd Rafiq Fanaswala	16800	06/01/2017	38498	
32	Realstep Agencies Private Limited	Sejal Karsanbhai Vaghela	6515	09/01/2017	6515	563993
33	Chandika Infrastructure Pvt Ltd	Realstep Agencies Private Limited	6515	09/01/2017	26570	
34	Sejal Karsanbhai Vaghela	Chandika Infrastructure Pvt Ltd	6515	09/01/2017	23148	
35	Charamsukh It Marketing Pvt Ltd	Rohini Popatlal Parikh	13002	10/01/2017	13002	640953
36	Vineet Sinha	Charamsukh It Marketing Pvt Ltd	13002	10/01/2017	24685	
37	Rohini Popatlal Parikh	Vineet Sinha	13002	10/01/2017	14215	
38	Vineet Sinha	Charamsukh It Marketing Pvt Ltd	11683	10/01/2017	24685	
39	Sejal Karsanbhai Vaghela	Vineet Sinha	11683	10/01/2017	31203	
40	Charamsukh It Marketing Pvt Ltd	Sejal Karsanbhai Vaghela	11683	10/01/2017	22326	
41	Somsing Gobarsing Makwana	Manoj Parmar	12499	18/01/2017	12499	799545

S. No.	Buyer Name	Seller Name	Circular Quantity	Date	Traded Qty	Total trade volume for the day
42	Kapila Mohanlal Vaghela	Somsing Gobarsing Makwana	12499	18/01/2017	12500	
43	Manoj Parmar	Kapila Mohanlal Vaghela	12499	18/01/2017	12500	
44	Realstep Agencies Private Limited	Gitaben Bankimbhai Shah	2630	07/03/2017	22791	241325
45	Rameshji Prahaladji Thakor	Realstep Agencies Private Limited	2630	07/03/2017	2630	
46	Gitaben Bankimbhai Shah	Rameshji Prahaladji Thakor	2630	07/03/2017	12500	
47	Realstep Agencies Private Limited	Bipinkumar Laxhanbhai Marwadi	10119	21/03/2017	10119	465457
48	Rohini Popatlal Parikh	Realstep Agencies Private Limited	10119	21/03/2017	21041	
49	Bipinkumar Laxhanbhai Marwadi	Rohini Popatlal Parikh	10119	21/03/2017	38041	
50	Shreya Nishil Marfatia	Beena Jatinkumar Bhayani	19624	22/03/2017	67435	510795
51	Jitin Popatlal Parikh	Shreya Nishil Marfatia	19624	22/03/2017	19624	
52	Beena Jatinkumar Bhayani	Jitin Popatlal Parikh	19624	22/03/2017	19711	
53	Shreya Nishil Marfatia	Beena Jatinkumar Bhayani	7538	22/03/2017	67435	
54	Kapila Mohanlal Vaghela	Shreya Nishil Marfatia	7538	22/03/2017	28222	
55	Realstep Agencies Private Limited	Kapila Mohanlal Vaghela	7538	22/03/2017	7538	
56	Beena Jatinkumar Bhayani	Realstep Agencies Private Limited	7538	22/03/2017	33429	
57	Sheth Brother	Darji Mayuri Ashokbhai	10500	27/03/2017	11110	454700
58	Realstep Agencies Private Limited	Sheth Brother	10500	27/03/2017	10500	
59	Darji Mayuri Ashokbhai	Realstep Agencies Private Limited	10500	27/03/2017	15241	
60	Bhavin Y Mehta	Bp Comtrade Pvt Ltd	6000	03/04/2017	8080	521369
61	Sheth Brother	Bhavin Y Mehta	6000	03/04/2017	7893	
62	Bp Comtrade Pvt Ltd	Sheth Brother	6000	03/04/2017	6000	
63	Realstep Agencies Private Limited	Bp Comtrade Pvt Ltd	5812	03/04/2017	5812	
64	Bhavin Y Mehta	Realstep Agencies Private Limited	5812	03/04/2017	30800	
65	Bp Comtrade Pvt Ltd	Bhavin Y Mehta	5812	03/04/2017	10965	
66	Realstep Agencies Private Limited	Qe Securities	4157	05/04/2017	5422	350396
67	Rajan Pratapbhai Khakhar	Realstep Agencies Private Limited	4157	05/04/2017	5000	

S. No.	Buyer Name	Seller Name	Circular Quantity	Date	Traded Qty	Total trade volume for the day
68	Qe Securities	Rajan Pratapbhai Khakhar	4157	05/04/2017	4157	
69	Rajan Pratapbhai Khakhar	Realstep Agencies Private Limited	843	05/04/2017	5000	
70	Bhavin Y Mehta	Rajan Pratapbhai Khakhar	843	05/04/2017	7769	
71	Realstep Agencies Private Limited	Bhavin Y Mehta	843	05/04/2017	4124	
72	Shyam Gupta	Realstep Agencies Private Limited	1300	10/04/2017	1300	114434
73	Qe Securities	Shyam Gupta	1300	10/04/2017	4775	
74	Realstep Agencies Private Limited	Qe Securities	1300	10/04/2017	1387	
75	Qe Securities	Realstep Agencies Private Limited	1846	10/04/2017	1846	
76	Shyam Gupta	Qe Securities	1846	10/04/2017	3152	
77	Realstep Agencies Private Limited	Shyam Gupta	1846	10/04/2017	2600	
			897181		**1971998**	**6378901**
			14.06%			

38. Further, I note that Noticee Nos. 4, 5 and 6 formed part of the said group of 36 entities, and contributed to artificial volume through their trades as per the details given below:

S No.	PAN	NAME	Circular Trade Volume	Contribution % to Market Trade volume	% of single entity to market circular trades
1	AAHCR2034F	REALSTEP AGENCIES PRIVATE LIMITED	140085	2.20%	15.61%
2	ACUPF2874R	SAIRABANU MOHD RAFIQ FANASWALA	91593	1.44%	10.21%
3	AVHPD1314L	MALATIBEN ASHOKBHAI DARJI	91593	1.44%	10.21%

39. The submissions made by Noticee No. 6 pertaining to allegation of generation of artificial volume have been summarized below:

39.1 SEBI has taken a stand in several matters, where it has been held that in cases where trading has not resulted in the creation of any ill-gotten gains for the Noticees and then such offences are considered trivial violations. Noticee has relied on SEBI's Information Memorandum on Enforcement Action Policy in LTCG cases dated December 29, 2016.

39.2 The artificial volume contributed by the Noticee is negligible, and the matter must be disposed of on the said ground itself.

39.3 Noticee has relied on the SEBI Settlement Scheme, 2022 pertaining to Illiquid Stock Options and contended that when trading does not result in creation of any ill-gotten gains, the alleged offence must be considered trivial. SEBI has issued administrative warnings to several entities in the past, on the ground that said Noticees did not make any ill-gotten gains. Even in the instant matter, SEBI has issued administrative warnings to multiple entities, including to the counterparties to the alleged circular trades. Therefore, if no penalty proceedings have been initiated against other entities, who have also allegedly engaged in circular trades, then adjudication proceedings must not be initiated against the present Noticees just because their percentage of circular trades was more than others.

39.4 Further, Noticee relied upon the judgement of the Hon'ble SAT in the matter of Yatin Pandya HUF vs SEBI (Appeal No. 719 of 2021) dated December 16, 2021, and contended that all the grounds and arguments taken by the Noticee have to be appropriately dealt with by the quasi-judicial authority and all questions which are posed for determination have to be appropriately decided.

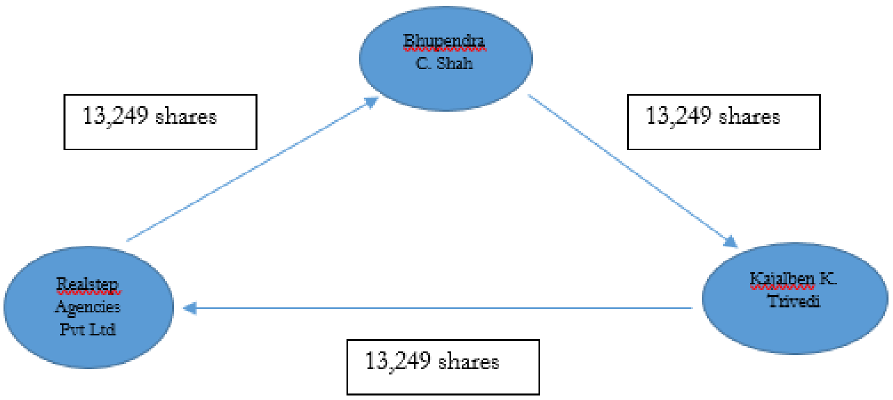
39.5 Noticee relied upon the judgement of the Hon'ble SAT in the matter of IFGL Refractories Ltd vs SEBI (Appeal No. 1044 of 2022) dated January 06, 2023 and contended that judicial precedents which have attained finality are binding and must be followed.

39.6 Noticee relied upon AO Order ref no. Order/SM/DP/2022-23/23695 dated February 10, 2023 and contended that in the said matter, the fact that no proceedings had been initiated against the counter parties of the trades in question was taken as a mitigating factor in holding that the matter was unfit to impose any penalty.

40. In this regard, I note that Noticee Nos. 4, 5 and 6 had entered into circular trades as part of larger group of 36 entities, such that the shares transferred by one entity would eventually be received back through a chain of transfers with other entities. The said 36 entities had executed 77 trades comprising 22 circular

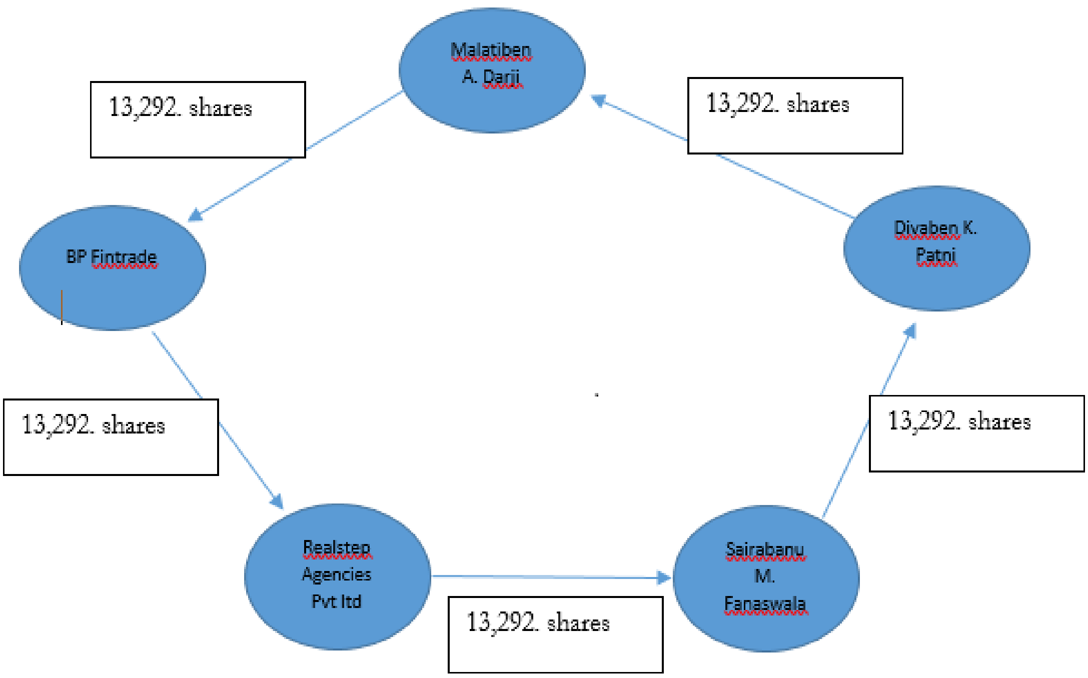
trades. I further note that Noticee Nos. 4, 5 and 6 were part of 44 trades out of the said 77 trades, in which they had coordinated with the other entities to execute circular trades. For instance, I note the following two instances of circular trades, pertaining to the trades executed on January 06, 2017:

<u>First instance:</u>



As shown above, 13,249 shares were circulated among the three entities i.e. Realstep Agencies Pvt Ltd, Bhupendra C. Shah and Kajalben K. Trivedi.

<u>Second instance:</u>



In the above instance, 13,292 shares were circulated between five entities viz. Malatiben Ashokbhai Darji, Divaben K. Patni, Sairabanu M. Fanaswala, Realstep Agencies Pvt. Ltd. and BP Fintrade.

41. I note that although there is no allegation of connection between the aforesaid 36 entities, including Noticee Nos. 4, 5 and 6, the circular trades were executed repetitively on 12 trading days during the IP, and comprised of 22 circles. Further, the artificial volume contributed due to said circular trades comprised 14.06% of the market volume for the said days on the market. Therefore, the number of instances of circular trades and the quantum of volume generated point to prior meeting of minds of the basis of preponderance of probabilities, as also held by the Hon'ble Supreme Court in the matter of Kishore Ajmera vs SEBI (supra).

42. Noticee No. 6 has interalia contended that the artificial volume contributed by her was negligible, and the matter must be disposed of on the said ground alone. In this regard, I note that Noticee No. 6 contributed to 1.44% of market volume, considering the days on which the circular trades were executed. Further, considering the group of 36 entities as a whole, the circular trades executed by them accounted for 14.06% of trade volume for the days on which circular trades were executed. The said percentage is substantial, resulting in creation of artificial volume in the scrip of NECC. Noticee No. 6 has further contended that in the instant matter, administrative warnings have been issued to several entities, including to the counterparties to the trades of Noticees. Therefore, adjudication proceedings must not be initiated against the present Noticees just because their percentage of circular trades was more than others. In this regard, I note that it was found during the Investigation that group of 36 entities had indulged in circular trades, contributing to artificial volume in the scrip. Thereafter, based on the quantum of artificial volume generated by them, adjudication proceedings were initiated against 3 entities, while administrative warnings were issued against rest of the entities. The finding of the instant proceedings is that Noticee Nos. 4, 5 and 6, by executing circular trades with other 33 entities, created artificial volume. Therefore, the contention that proceedings against

Noticee must be disposed of as the counterparties to the alleged circular trades are not co-Noticees in the instant matter, is devoid of merits.

43. On the basis of the above, it is established that Noticee Nos: 4, 5 and 6 created artificial volume in the scrip of NECC through execution of circular trades and violated the provisions of Section 12A(a), (b) and (c) of the SEBI Act read with Regulations 3(a), 3(b), 3(c) and 3(d) and 4(1), 4(2)(a) and 4(2)(g) of the PFUTP Regulations, thereby attracting penalty under Section 15HA of SEBI Act.

Issue No. III: If yes, whether the violations, if any, attract monetary penalty under the provisions of Section 15HA of the SEBI Act? If so, what quantum of monetary penalty should be imposed on the Noticees after taking into consideration the factors mentioned in Section 15J of the SEBI Act?

44. It has been established in the foregoing paragraphs that Noticee Nos: 1, 2, 3 and 4 have violated the provisions of Section 12A(a), (b) and (c) of the SEBI Act read with Regulations 3(a), 3(b), 3(c) and 3(d) and 4(1) and 4(2)(a) of the PFUTP Regulations, and Noticee Nos. 4, 5 and 6 have violated the provisions of Section 12A(a), (b) and (c) of the SEBI Act read with Regulations 3(a), 3(b), 3(c) and 3(d) and 4(1), 4(2)(a) and 4(2)(g) of the PFUTP Regulations and therefore, the aforesaid violations committed by the Noticees attract monetary penalty under Section 15HA of the SEBI Act, which reads as under:

SEBI Act

Penalty for fraudulent and unfair trade practices.

15HA. If any person indulges in fraudulent and unfair trade practices relating to securities, he shall be liable to a penalty which shall not be less than five lakh rupees but which may extend to twenty-five crore rupees or three times the amount of profits made out of such practices, whichever is higher.

45. While determining the quantum of penalty under Section 15HA of the SEBI Act, it is important to consider the factors relevantly as stipulated in Section 15J of the SEBI Act which reads as under: -

SEBI Act

Factors to be taken into account by the adjudicating officer.

15J. While adjudging quantum of penalty under section 15-I, the adjudicating officer shall have due regard to the following factors, namely: -

a) the amount of disproportionate gain or unfair advantage, wherever quantifiable, made as a result of the default;

b) the amount of loss caused to an investor or group of investors as a result of the default;

c) the repetitive nature of the default.

46. I note that the amount of disproportionate gain or unfair advantage made by Noticees is not available. Further, it is not possible from the material on record to the calculate loss caused to investors as a result of the aforesaid default. With respect to the repetitive nature of the default, I find that there is nothing on record to indicate any past violations committed by the Noticee No. 1 and 2. However, I note that penalty of Rs 1,00,000/- was imposed on Noticee No. 4 vide AO Order ref no. Order/SS/VS/2019-20/5167 dated October 24, 2019. Further, penalty of Rs 5,00,000/- was imposed on Noticee No. 5 vide AO Order ref no. Order/AS/GD/2022-23/22498-22510 dated December 29, 2022, and penalty was imposed on Noticee No. 6 vide AO Order ref no. Order/MC/HP/2020-21/9897-9975 dated December 24, 2020. Further, Noticee No. 3 and 4 had been issued Administrative Warnings in the matter of trading activities of certain entities in the scrip of Pincoin Spirit Ltd, Noticee No. 3, 4 and 5 were issued Administrative Warnings in the matter of Layla Textile and traders Limited and Noticee no. 6 was issued Administrative Warning in the matter of trading activities by certain entities in the scrip of A.F. Enterprises Ltd.

ORDER

47. After taking into consideration the facts of the matter, violations established against Noticees and considering the factors stipulated in Section 15J of the SEBI Act, I impose the following penalty:

Noticee No	Noticees (PAN)	Violation of provisions	Penalty u/s	Penalty
1	Utkarsh Jain (ATPPJ6751R)	Section 12A(a), (b) and (c) of the SEBI Act read with Regulations 3(a), 3(b), 3(c) and 3(d) and 4(1) and 4(2)(a) of the PFUTP Regulations	Section 15HA of the SEBI Act	Rs. 10,00,000 (Rupees Ten Lakhs Only)
2	Vanya Jain (AAFPJ2289P)			Rs. 10,00,000 (Rupees Ten Lakhs Only)
3	Charamsukh IT Marketing Pvt Ltd (AAFCC9332H)			Rs. 7,00,000 (Rupees Seven Lakhs Only)
4	Realstep Agencies Private Limited (AAHCR2034F)	Section 12A(a), (b) and (c) of the SEBI Act read with Regulations 3(a), 3(b), 3(c) and 3(d) and 4(1), 4(2)(a) and 4(2)(g) of the PFUTP Regulations		Rs. 15,00,000 (Rupees Fifteen Lakhs Only)
5	Sairabanu Mohd Rafiq Fanaswala (ACUPF2874R)			Rs. 10,00,000 (Rupees Ten Lakhs Only)
6	Malatiben Ashokbhai Darji (AVHPD1314L)			Rs. 10,00,000 (Rupees Ten Lakhs Only)

I find that the said penalty is commensurate with the violations committed by Noticees in this case.

48. Noticees shall remit / pay the said amount of penalty within 45 days of receipt of this order either by way of Demand Draft in favour of “SEBI - Penalties Remittable to Government of India”, payable at Mumbai, OR through online payment facility available on the website of SEBI, i.e. www.sebi.gov.in on the following path, by clicking on the payment link:

ENFORCEMENT → ORDERS → ORDERS OF AO → PAY NOW

49. The Noticees shall forward said Demand Draft or the details / confirmation of penalty so paid to “The Division Chief (Enforcement Department-1 DRA-5), Securities and Exchange Board of India, SEBI Bhavan 2, Plot No. C – 7, “G”

Block, Bandra Kurla Complex, Bandra (E), Mumbai – 400 051." The Noticees shall also provide the following details while forwarding DD / payment information:

Case Name :	
Name of Payee :	
Date of Payment:	
Amount Paid :	
Transaction No. :	
Bank Details in which payment is made :	
Payment is made for: (like penalties/ disgorgement/ recovery/ settlement amount etc.)	Penalty

50. In the event of failure to pay the said amount of penalty within 45 days of the receipt of this Order, SEBI may initiate consequential actions including but not limited to recovery proceedings under Section 28A of the SEBI Act for realization of the said amount of penalty along with interest thereon, inter alia, by attachment and sale of movable and immovable properties.

51. In terms of Rule 6 of the Adjudication Rules, a copy of this order is being sent to the Noticees and also to the Securities and Exchange Board of India.

Place: Mumbai **AMIT KAPOOR**

Date: February 21, 2023 **ADJUDICATING OFFICER**