

Sunil  
Didwania  
2014

**BEFORE THE COMMITTEE CONSTITUTED UNDER THE  
BOMBAY HIGH COURT ORDER DATED 2<sup>nd</sup> SEPTEMBER 2014  
IN SUIT NO. 173 OF 2014 AND OTHER RELATED SUITS  
COMPRISING OF MR. JUSTICE V.C.DAGA (RETD.) CHIARMAN,  
MR. J.S.SOLOMON (ADVOCATE AND SOLICITOR-MEMBER)  
AND MR. YOGESH THAR (CHARTERED ACCOUNTANT  
MEMBER)**

MODERN INDIA LIMITED & ORS ..PLAINTIFFS  
VS.  
FINANCIAL TECHNOLOGIES (INDIA) LTD.  
AND OTHERS ..DEFENDANTS

**APPEARANCES:**

Mr. Ameet Naik with Ms. Anuja Jhunjhunwala, Mr. Amej  
Mirajkar, and Mr. Chirag Kamdar i/b Naik, Naik and Co.for NSEL  
Mr. Amol Bawne, Ms. Suchitrta Paniker, Mr. Santosh Dhuri, Mr.  
Manmohan Anand representatives of the NSEL

Mr. Awadh K. Bhoyar, Advocate for M/s Horizon Corporation Pvt.  
Ltd. (Mr. Sunil Didwania)

Mr. Durgaprasad Poojari, Advocate for Metkore Alloys and  
Industries Lt.d

Mr. Rabiya Bhamla, Mr.Abdul Rehman and Ms. Shaista Pathan,  
Advocates for Prime Zone Developers.

Mr. Akshay Patil, Advocate, Ms. Hiral Thakkar and Mr. Ravi  
Warrier Advocates i/b Federal and Rashmikant for plaintiff in suit  
no. 173 of 2014

Ms.Nidhi Shukla, Advocate for NAARA

Mr. Sanjay L. Kadam, A.C.P., with Mr. D.V.Patil P.S.I. for EOW

Mr. Ajit Sakhare, Deputy Collector and Competent Authority.

Mr. Bhushan Shah with Ms. Namrata Shah, Advocates i/b

Mansukhlal Hiralal and Co. in L.J. Tanna suit.

Mr. Padmakar S. Garad for State Bank of Bikaner and Jaipur

Mr. Bhushan Shah for Venturea Securities

Mr. Bhayesh Joshi representative of Motilal Oswal Commodities

Brokers Pvt. Ltd.

**ORDER SHEET NO. 24D**  
**(Dated 27<sup>th</sup> March, 2015 )**


1. Mr. Awadh Bhojar, Advocate appearing for Mr. Sunil Didwania has filed 3 affidavits all dated 26<sup>th</sup> March, 2015. In the affidavits statements are affirmed by common person and made admissions of the borrowings made from Mr. Rajesh Mehta, by way of a long term business finance.
2. The liability sought to be imputed is also tried to be disputed with respect to <sup>the</sup> quantum thereof though there is <sup>an</sup> admission of substantive liability.
3. In the above circumstances, in order to investigate the correctness of the statements made by Mr. Sunil Didwania, ~~he~~ is directed to file all documents in his possession in relation to the transactions with Mr. Rajesh Mehta along with his account books to substantiate his statement made in the affidavits.
4. Copies of the affidavits are handed over to the learned Counsel appearing for NSEL. NSEL is expected to respond to the said affidavits by way of their reply, if any.

5. At the same time Mr. Didwania is also directed to report compliance of these directions by 13<sup>th</sup> April, 2015.

S. O. to 13<sup>th</sup> April 2015 at 2 P M

  
**JUSTICE V.C.DAGA (RETD.)**  
**CHIARMAN**

  
**MR. J.S.SOLOMON**  
**ADVOCATE AND SOLICITOR**

  
**MR. YOGESH THAR**  
**CHARTERED ACCOUNTANT**

**MEMBERS**