

**BEFORE THE COMMITTEE CONSTITUTED UNDER THE BOMBAY
HIGH COURT ORDER DATED 2nd SEPTEMBER 2014 IN SUIT NO.173
OF 2014 AND OTHER RELATED SUITS COMPRISING
JUSTICE V.C.DAGA (RETD.) CHAIRMAN, 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 Mr. Chirag Kamdar, Ms. Anuja Jhunjhunwala, and Ms. Priya Khaitan i/b Naik, Naik and Co. for NSEL

Mr. Rohit Mangalsule, Mr. Santosh Dhuri, Mr. Chetan Sabde and Mr. Vishal Pokarne, representatives of NSEL.

Mr. O.P.Singh, Advocate for Rayen Steels Pvt. Ltd.

Mr. Rao Killan, Advocate with Mr. Ashish Bhatt (Accountant) and Mr. Deepak Gupta, C.A. for Shree Radhey Trading Co.

Mr. Hitesh J - Investor.

Ms. Beerta H. Bajwa, Advocate i/b Mr. Anil Lalla, Advocate for Mr. Shirieesh B. Betgiri.

Mr. C.K. Pendse Advocate for Mr. Ram Naresh Saraf – Investor.

Mr. Abdul Rehnan with Ms. Shaista Pathan, Advocates for M/s Prime Zone Developers Pvt. Ltd and Mr. Ranjeev Agarwal i/b M/s Yusuf & Associates.

Ms. Nivedita Aitre, Mr. Bhushan Shah with Ms. Namrata Shah, Advocates i/b Mansukhlal Hiralal and Co. in L.J. Tanna Suit No.121 of 2014.

Ms. Nidhi Shukla, Advocate for NAARA

Mr. Ajit Sakhare, Competent Authority and Dy. Collector

Mr. Ravi Warriier, Mr. Ashwin Bhadang and Mr. Hiral Thakkar, i/b
Federal and Rashmikant for Plaintiff in Suit No. 173 of 2014

Mr. Anupam Agal, Mr. Naveatan Shah, Mr. Ajay Menon, Mr.
Sachin Deshpande, Mr. Swapnil Banjor, Mr. Rahul Karnik with Mr.
Sanjay Nair for Motilal Oswal Commodities Brokers Pvt. Ltd.

Mr. Yash Kapadia with Advocate Swapnil Bangar

Mr. Bhavesh Lakhwani- Investor.

Mr. Piyush Raheja with accountant Mr. Dhiraj i/b M.s Marshoklal
and Hiralal & Co. for Photo Film Industries.

Ms. K. Keerthi, Advocate for Sai Balaji Iron Sponge India Ltd.

Mr. Prasad Satam, P.I. Mr. Arvind Wadhavkar Sr. P.I. of EOW,
Mumbai.

Mr. Uday Tardalkar for ANMI/BBI/CRAI

ORDER SHEET NO. 35E
(Dated 5th August, 2015)

1 Heard Mr. Rao Killan, Advocate. He has filed one
paper book stated to be an application on behalf of third party
notice numbered as Application No. 48 of 2015.

2 Mr. Rao has also filed an application raising objection
with regard to the advertisement published for sale of commodities
disowning the ownership of goods in question.

3 Mr. Rao submitted that the documents which were
with their Chartered Accountant were burnt in fire during riots at
Saharanpur. He further submitted that most of the documents, as
per the acknowledgment shown to us, have been handed over to
E.O.W.

4 In turn, E.O.W. has confirmed and acknowledged the
seizure of these documents mentioned in their acknowledgement
and also agreed to provide photo copies of the same to M/s Shri

Radhey Trading Co. if proper application is made and costs of making photo state copies is incurred by them.

5 Mr. Rao Killan, Advocate assures that his clients would approach the E.O.W. and get photo copies of the documents and further agreed to reconstruct the record based on those documents including the Stock Register of the goods purchased and sold and assured to produce them before this Committee by 24th August, 2015.

6 Mr. Rao, Learned Advocate, is to appear before the Committee along with his client and Chartered Accountant on 8th September, 2015, if advised.

7 **Stand over to 8th September, 2015 at 10.30 a.m.**



JUSTICE V.C. DAGA (RETD.)
CHAIRMAN



J.S. SOLOMON
ADVOCATE AND SOLICITOR



YOGESH THAR
CHARTERED ACCOUNTANT

MEMBERS

