

Read Instructions carefully.

SPECIMEN APPLICATION FOR CERTIFICATION MATTER

INSTRUCTIONS / NOTE

- I) To be typed on **GREEN LEDGER** paper in Double spacing. Do not fill in the gaps on the xerox. Docket as per last page of specimen is required.
- II) Affix Court fee stamps of Rs.25/-.
- III) Declare the Application before a Public Notary or person competent to Administer Oath (for Applicant out of Mumbai)
- IV) Annex legible xerox copies of the relevant documents viz. Share Certificate, Share Transfer Form (Both sides), Bill! Contract Note, Proof of Payment, receipt & other relevant correspondence. Original should not be sent, which please note.
- V) This specimen is prepared for convenience of layman on the basis of general application of such nature received by this office. The Applicant has to state his own case only in support of his claim.

**IN THE ABSENCE OF THE RELEVANT DOCUMENTS, APPLICATION
CANNOT BE PROCESSED AND/OR ENETERTAINED.**

(Above instructions should **NOT BE TYPED ON**
GREEN LEDGER PAPER)

IN THE SPECIAL COURT

(TRIAL OF OFFENCES RELATING TO TRANSACTIONS IN SECURITIES),
AT BOMBAY

MISC. APPLICATION NO _____ OF 200_
(*Arising out of order in __ of ____ / __*)

Name and Address of the Applicant.
(i.e.names appearing as a transferee on
the Transfer Deed)

Versus

1. The Custodian
10th Floor, Nariman Bhawan,
227, Vinay K. Shah Marg,
Nariman Point, Mumbai-400 021.

2. _____,

_____.

3. Depository Authority (for Demat), if any.

4. Legal Heirs of late
Harshad S. Mehta,
(a) _____
(b) _____
(c) _____.
All
r/o _____

5. Name & Address of the Share
Broker from whom shares purchased.

6. Name & Address of the Transferor/
& Notified Persons appearing on the
Front & Reverse side of the
Share Transfer Form.

7. Concerned Stock Exchange with Full address. ..Respondents.

THE HUMBLE APPLICATION OF THE APPLICANT ABOVENAMED

1. That the Applicant had purchased (No. of shares) shares, being Certificate Nos. _____ to _____" Distinctive Nos. _____ to _____, Folio Nos. _____ of Res. _____ company from Respondent No. ____ Payment had been settled through ledger account / by cash! cheque bearing No. _____ dated _____ for an amount of Rs. _____, drawn on _____ Bank, _____ Branch, Hereto annexed are the xerox copies of bill/contract note, share certificate, share transfer form, delivery note and proof of payment, etc. and marked as **Exhibits 'A','B','C','D'**, respectively.
2. That the Applicant had sent above shares to the Respondent No. _____ for transfer in the year _____ and the Applicant had received the share certificates duly transferred in their name in the month of _____. The Applicant got the delivery of the transferred shares which remained with the Applicants till it was sent for dematerialization .
3. The Applicant submits that when the shares were sent for demat to Res.No. _____, the Applicant received a communication from Res. _____ that the Respondent No. _____ can not proceed with the demat request since the said shares were found to be forming the part of forged shares. Hereto annexed the said communication/letter dated _____ and marked as Exhibit ' _____ '.
4. The Applicant further states and submits that Res.No. _____ has published a public notice dated ____th _____, _____ in various newspapers calling upon the owners of such shares where transfers have taken place to file application before this Hon'ble Court for getting the ownership certified by submitting necessary documentary proof to Res. _____.
5. The Applicant states and submits that to the best of his knowledge, and information, shares in question forms part of said shares referred in the above advertisement and he is a bonafide purchaser and the owner of the shares of the (No. of shares) of Res.No. _____ and the said shares are required to be certified as genuine shares by Res.No. _____ and or Res.No. _____.

6. The Applicant submits that after getting the ownership certified by Res.____, the Applicant is also entitled to all accruals and other benefits on these shares in question, withheld by Res.No.____.
7. The Applicant submits that pursuant to the public notice published by Res.____, the application is being made within time. Since the shares are forming part of the notified parties, this Court has jurisdiction to try and entertain this application.
8. The Applicant is paying the fixed court fee of Rs.25/- on this application.
9. The Applicant, therefore, prays that:
 - (a) This Hon'ble Court may be pleased to lift/raise attachment on (No. of shares) shares, bearing Certificate Nos.____to____ Distinctive Nos.____to Folio No.____ of the Res.No.____ company and the Applicant may be declared as bonafide purchaser/owner of the said shares.
 - (b) This Hon'ble Court may be pleased to direct the Company and/or the Custodian to release/pay all the accruals declared from time to time, till date, on the said (No. of shares) shares .
 - (c) To direct Res.No. (i.e. Depository Authority/Company) to demat the subject shares mentioned hereinabove in favour of the Applicant;
 - (d) Any other relief as this Hon'ble Court may deem fit and proper in the nature and circumstances of the case.

(Signature of the Applicants)
APPLICANT

Date:

VERIFICATION

I, _____ the Applicant
abovenamed, do hereby solemnly declare that whatever is stated
hereinabove is true to the best of my knowledge and belief and I
believe the same to be true.

Solemnly declared at)

)

)

Date)

(Signature of the Applicant)

Identified by me,)

Before Me.

NOTARY.

(If Applicant is residing out of Mumbai)

*(Enclosed only **xerox** copies of all the documents referred to in
your aforesaid Application and **DOCKET**)*

IN THE SPECIAL COURT

(TRIAL OF OFFENCES RELATING
TO TRANSACTIONS IN SECURITIES)
AT BOMBAY

MISC.APPLN. NO. OF 200_ .

..... (*Name of the Applicant*)
.... Applicant.

Versus

The Custodian & Ors... **Respondents**

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APPLICATION.

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Dated this __ day of 200_.

Name and Address
of the Applicant.