

**IN THE SPECIAL COURT (TRIAL OF OFFENCES RELATING TO
TRANSACTIONS IN SECURITIES) ACT, 1992 AT BOMBAY**

**CONTEMPT PETITION (L) NO.30 OF 2020
IN
MISCELLANEOUS APPLICATION NO.92 OF 2006
WITH
SHOW CAUSE NOTICE NO.1 OF 2021
WITH
SHOW CAUSE NOTICE NO.2 OF 2021
WITH
SHOW CAUSE NOTICE NO.3 OF 2021**

Leader Universal (Mauritius)Co.Ltd. .. Applicant / Petitioner

v/s.

Incab Industries Ltd. & Ors. .. Respondents

Mr. Aspi Chinoy, Sr. Advocate, a/w Vishal Kanade & Krishma Shah i/b. A
& P Partners for the petitioner.

Mr. Cyrus Ardeshir a/w Ravi Gandhi, Rashmin Jain i/b. Kanga & Co, for
respondent no.2.

Mr. Rahul Mishra for respondent no3,

Mr. Rahul Narichania, Sr. Advocate i/b. Pritesh Rajgor for respondent
no.4.

Mr. Shushrut Desai a/w Ms. Deepa Mani i/b. D.M. Legal for Nitin
Mohan Bhave-Noticee.

**CORAM : A. K. MENON,
JUDGE, SPECIAL COURT
DATED : 26TH FEBRUARY, 2021**

1/3

P.C. :

1. The learned counsel for the petitioner submits that he is desirous of carrying out amendments to the petition in terms of the draft which he has handed in. The amendments seek to incorporate paragraph 16A and add prayer clause a-1 and certain corrections provided in the draft amendment.
2. In view of the above, I pass the following order;
 - (i) Amendment in terms of draft handed in marked "X" for identification is allowed.
 - (ii) Amendment to be carried out within one week from today. Re-verification is dispensed with.
 - (iii) Replies on behalf of respondent nos.1, 2, 3 & 4 are on record. In view of the amendment permitted today, additional replies, if any, shall be filed within two weeks from today.
 - (iv) All parties appearing today waive service of amended copy of the petition.
 - (v) Reply to the amended petition, if any, to be filed on or before 5th March, 2021.
 - (vi) Other respondents who are desirous of filing affidavits

in reply, shall filed their affidavits in reply on or before 11th March, 2021.

- (vii) Service upon all these respondents shall be completed by 6th March, 2021.
- (viii) S.O. to 19th March, 2021.
- (ix) In the meantime, pursuant to an order dated 29th January, 2021 one Nitin Bhave who is the signatory to Deeds of Assignment said to have been executed in breach of the order/ injunction of this court is present. The learned counsel representing him seeks leave to file an affidavit setting out events that led to his executing two Deeds of Assignment being Exhibit G & H to this petition.
- (x) Leave granted. Affidavit to be filed during the course of the day.
- (xi) Rejoinder, if any, to be filed on or before 16th March, 2021.
- (xii) All parties to serve affidavits in advance.

(A. K. MENON, J.)