

**IN THE SPECIAL COURT AT BOMBAY**  
Constituted under the Special Court [Trial of Offences  
Relating to Transactions in Securities] Act, 1992

**EXECUTION APPLICATION NO.2 OF 2019**  
**IN**  
**MISCELLANEOUS APPLICATION NO.484 OF 2004**  
**AND**  
**MISCELLANEOUS APPLICATION NO.509 OF 2005**

Tourism Finance Corporation of India Ltd. ....Applicant

V/s.

Fairgrowth Investments Ltd. & Ors. ....Respondents

None for the Applicant.

Mr. J. Chandran, with Ms. Shilpa Bhate, i/by Leena Adhvaryu & Associates, for  
Respondent No.2-the Custodian.

Mr. A. Limosin, Sr. P.P. for Respondent No.5-CBI.

**CORAM : A.K. MENON, J.**  
**JUDGE, SPECIAL COURT**

**DATE : 23<sup>RD</sup> JULY, 2021.**

**[THROUGH VIDEO CONFERENCE]**

**P.C. :**

1. The applicant and Advocate are absent.
2. Mr. Limosin on behalf of respondent no.5-CBI states that, as set out in the

affidavit-in-reply filed by one Ajinkya Pattebahadur, Inspector of Police, CBI, BS & FB, Mumbai dated 6<sup>th</sup> July 2021, all shares claimed by M/s. Fairgrowth Investments Ltd. – the respondent no.1 herein, have been ordered to be released by an order of the Special Court dated 15<sup>th</sup> September 1995 passed in Miscellaneous Application No.360 of 1995. Pursuant to release of the shares, which are said to be of about 284 companies, the same were handed over to respondent no.1 on or about 30<sup>th</sup> September 1995. Annexure-A to the affidavit is a true copy of the said certificate issued by the Deputy Superintendent of Police, CBI, Bangalore. The deponent also relies upon Annexure-B to the affidavit, which is a letter issued by respondent no.1 to the Inspector of Police, CBI certifying that all the share certificates “which were seized by the CBI during July/August 1992” have been released and have been received by respondent no.1. He further submits that in MA/360/1995, a detailed reconciliation of shares has been carried out by the Custodian’s office. The CBI does not have any further information about those shares.

3. In view thereof, respondent no.5-CBI is exempted from further appearance in this matter.

4. List the Execution Application on 6<sup>th</sup> August 2021.

[A.K. MENON, J.]