

**IN THE SPECIAL COURT (TRIAL OF OFFENCES RELATING TO
TRANSACTIONS IN SECURITIES) ACT, 1992
MISCELLANEOUS APPLICATION NO. 166 OF 2011**

The Custodian ... Applicant
vs.
Ketan Vinaychandra ... Respondent
Parekh and Ors.

Mr. Hormaz Daruwala i/b. M/s. Shilpa Bhate and Associates for the Custodian.

Mr. Ashwin Mehta i/b. Mr. Vivek Sharma for Respondent nos. 1 to 12, 14, 15, 17,19, 20, 23.2 and 24.

Mr. Prashant Pawar for Respondent no. 16.

CORAM : A.K. MENON, J.
Judge, Special Court
DATE : 26th FEBRUARY, 2022

P.C. :

1. At the outset Mr. Daruwalla states that respondent no. 2 has expired. Amendments have been carried out in SPMA/21/2007. He seeks leave to amend the present application to implead the legal heirs of respondent no.2. Mr.Vivek Sharma has appeared in SPMA/21/2007 for the said legal heirs and Mr. Mehta states that he will enter appearance on behalf of the legal heirs in this application before the next date.

2. Parties have concluded their arguments. However during the course of submission Mr. Daruwala has relied upon email dated 19th September, 2017 received by the Custodian from Mr. Sharma, Advocate for defendant nos. 1 to 12,

14, 15, 17 and 19. That email contains an annexure with response of the said respondents to the queries of the Chartered Accountants appointed in the matter. Since this copy has been tendered in court, Mr. Mehta has not had an opportunity to study the said email and its annexures. In order to enable Mr. Mehta to obtain instructions list on 4th March, 2022. In the meantime Custodian office shall forward a copy of this email trail to the registry of this court.

2. Accordingly, I pass the following order :

- (i) Leave is granted to amend the cause title to implead the legal heirs and carry out consequential amendments. Amendment to be carried out on or before 4th March, 2022.
- (ii) Reverification dispensed with.
- (iii) Stand over to 4th March, 2022.

(A.K. MENON, J.)