

**IN THE SPECIAL COURT (TRIAL OF OFFENCES RELATING TO  
TRANSACTIONS IN SECURITIES) ACT, 1992  
MISCELLANEOUS APPLICATION (L) NO. 33 OF 2021**

Bhavnaben Suresh Patel ... Applicant  
vs.  
The Custodian & Ors. ... Respondents

None for the Applicant.

Mr. Gandhar Raikar i/b. Ms. Shilpa Bhate & Associates for the Custodian.

Mr. Ashwin Mehta for the Notified Party.

Ms. Salonee Kulkarni i/b. Mr. Akash Menon for Respondent no. 2 – Apollo Tyres.

**CORAM : A.K. MENON, J.  
Judge, Special Court  
DATE : 25<sup>th</sup> FEBRUARY, 2022**

**P.C. :**

1. The Certification Report dated 20<sup>th</sup> January, 2022 reveals that the items listed in paragraph 7 (b) to (f) have not been submitted despite the applicant having been informed of the same on 21<sup>st</sup> October, 2021. That letter is seen to have been delivered to the applicant on 26<sup>th</sup> October, 2021.

2. Later it is seen that there is a response to the Custodians' request to be found at Exhibit F which is a letter dated 15<sup>th</sup> November, 2021 addressed by the applicant in person to the Custodian's office which sets out that the

applicant has no record or proof of any of the documents comprised in items (b) to (f) of the Certification Report. In the circumstances this application for certification cannot proceed. It is therefore rejected.

3. It is also stated on behalf of the company that all information available with the company has already been provided to the Custodian.

4. Application is disposed in view of the above.

**(A.K. MENON, J.)**