

**IN THE SPECIAL COURT (TRIAL OF OFFENCES RELATING TO
TRANSACTIONS IN SECURITIES) ACT, 1992
INTERIM APPLICATION NO. 2 OF 2021**

IN

SUIT NO. 2 OF 2013

Hiramani G. Biyani ... Plaintiff
vs.
Jyoti Mehta and & Ors. ... Defendants

Ms. Pallavi Bali i/b. Mr. Dinesh P. Guchiya for the Plaintiff.
Mr. J. Chandran i/b. Leena Adhvaryu and Associates for the Custodian.
Mr. Vivek Sharma for Defendant Nos. 1A, 1B, 1C and 2.

**CORAM : A.K. MENON, J.
Judge, Special Court
DATE : 12th MARCH 2021**

P.C.

1. On 5th February, 2021 orders in this suit were reserved in view of the submissions having concluded in Suit no. 1 of 2013 and in view of the statement by counsel that Suit no. 2 of 2013 and companion Suit no. 3 of 2013 were identical except for name of the plaintiff and quantity of shares. However, later it transpires that the statement was incorrect and on 26th February, 2021 the Custodian sought time to file additional written statement in Suit no.2 and companion suit no.3. An additional written

statement has since been filed dated 10th March, 2021 and has been served on plaintiffs and defendants. The original written statement is yet to be served on defendant no.3.

2. Mr. Chandran undertakes to serve additional written statement upon defendant no. 3 since Advocate firm is said to be dissolved. Statement is accepted.

3. Today an application is made by the plaintiff to seek amendments to the plaint in terms of schedule. Mr. Sharma on behalf of the contesting defendant noS.1A, 1B, 1C and 2 Has no objection to the amendment being allowed. In the circumstance, I pass the following order :

- (i) Interim application is allowed in terms of prayer clause (a).
- (ii) Amendment shall be carried out on or 16th March, 2021. No extension of time will be granted under any circumstances.
- (iii) List the suit on 19th March, 2021 for hearing and final disposal.

(A.K. MENON, J.)