

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CIVIL APPEAL NO.7219 OF 2010
(For Prel. Hearing)

BHANUPRASAD D.TRIVEDI Appellant (s)

VERSUS

SEC.& EXCH.BOARD OF INDIA Respondent(s)

(With appln(s) for ex-parte stay and office report)

With Civil Appeal No.7290 of 2010 (For Prel. Hearing)

(With appln(s) for ex-parte stay and office report)

Date: 13/09/2010 These Matters were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE K.S. RADHAKRISHNAN
HON'BLE MR. JUSTICE SWATANTER KUMAR

For Appellant(s) Mr. Shyam Divan,Sr.Adv. (In CA 7290/2010)
Mr. Nikhil Nayyar,Adv.
Mr. T.V.S. Raghavendra Sreyas,Adv.

For Respondent(s) Mr. Goolam E. Vahanvati,AG.
Mr. Pratap Venugopal,Adv.
for M/s. K.J. John & Co.,Advs.

UPON hearing counsel the Court made the following
O R D E R

Issue show-cause notice as to why these
appeals should not be admitted.

Mr. Pratap Venugopal, learned counsel, who
appears on caveat, accept notice on behalf of the
respondent.

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Tag the appeals with Civil Appeal No.7697
of 2009.

In Civil Appeal No.7290 of 2010, learned
senior counsel places reliance on the Order passed
by this Court on 15th February, 2010, in the case of
Dhaval Mehta vs. Securities and Exchange Board of
India, [Civil Appeal No.7697 of 2009], in which the
question formulated is as follows:

"Whether SEBI is empowered under
Securities and Exchange Board of India
Act, 1992, to impose penalty?"

Today, when the matter came up for

admission, learned Attorney General invited our attention to Section 15HA of the Securities and Exchange Board of India Act, 1992, which authorises any person indulging in fraudulent and unfair trade practices relating to securities to be penalised. In view of the afore-stated position, we direct the Registry to place this group of matters on 30th September, 2010, for final hearing under 'Part-A' List. Parties to be informed accordingly in Civil Appeal No.7697 of 2009.

[T.I. Rajput]
A.R.-cum-P.S.

[Madhu Saxena]
Assistant Registrar