

ITEM NO.301

COURT NO.2

SECTION XVII/XVIA

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

CONMT.PET.(C) No. 412/2012 in C.A. No. 9813/2011 AND CONMT.PET.(C)  
NO.413/2012 IN C.A. NO.9833/2011 AND CONMT.PET.(C) NO.260/2013 IN  
C.A. NO.8643/2012

S.E.B.I.

Petitioner(s)

VERSUS

SAHARA INDIA REAL ESTATE CORPN.LTD.&amp;ORS.

Respondent(s)

(With appln.(s) for stay and releasing of persons and appropriate  
direction and intervention and exemption from filing O.T. and release  
of petitioner and directions and modification of court's order and  
impleadment and extension of time and appropriate orders and office  
report)

WITH

T.C.(C) No. 87/2014

T.C.(C) No. 86/2014

T.C.(C) No. 84/2014

T.C.(C) No. 85/2014

T.C.(C) No. 83/2014

Date : 28/09/2015 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE T.S. THAKUR  
HON'BLE MR. JUSTICE ANIL R. DAVE  
HON'BLE MR. JUSTICE A.K. SIKRI

For Petitioner(s)

Mr. Shekhar Naphade, Sr. Adv.(A.C.)

Mr. Arvind P. Datar, Sr. Adv.

Mr. Pratap Venugopal, Adv.

Ms. Surekha Raman, Adv.

Mr. Anuj Sarma, Adv.

Mr. Gaurav Nair, Adv.

Ms. Niharika, Adv.

For M/s. K. J. John &amp; Co.

Mr. Shrinath Agrawal, Adv.

Mr. Vishwapal Singh, Adv.

Ms. Sujata Kurdukar, Adv.

Mr. Gautam Awasthi, Adv.

Mr. Ajay Choudhary, Adv.

Mr. Ankit R. Kothari, Adv.

Mr. L. Nageshwara Rao, Sr. Adv.

Mr. Satinder Kapur, Adv.

Ms. Indra Sawhney, Adv.

Mr. Lakshay Sawhney, Adv.

For Respondent(s)

Mrs. Shally Bhasin, Adv.

Dr. Rajeev Dhawan, Sr. Adv.

Mr. Gaurav Kejriwal, Adv.

Mr. Keshav Mohan, Adv.

Mr. Sjit Keshri, Adv.

Mr. Kapil Sibal, Sr. Adv.

Dr. Rajeev Dhawan, Sr. Adv.

Mr. Gautam Awasthi, Adv.

Mr. Nikhil Jain, Adv.

Mr. Ayush Choudhary, Adv.

Mr. Nijam Pasha, Adv.

Mr. Saleem Inaamdar, Adv.

Mr. Simranjeet Singh, Adv.

Mr. Gautam Talukdar, Adv.

Mr. Rahul Tripathi, Adv.

Mr. Vijay Kumar, Adv.

Mr. Abhinav Tripathi, Adv.

Mr. R.S. Yadav, Adv.

Mr. Kumar Ayush, Adv.

Mr. S. Srivastava, Adv.

Mr. Subramaniam Prasad, Sr. Adv.

Mr. Saurabh S., Adv.

Mr. Prashant Kumar, Adv.

Mr. Joseph Pookkatt, Adv.

For M/s A.P. & J. Chambers.

Mr. Neeraj Sharma, Adv.

Mr. Guru Krishna Kumar, Sr. Adv.  
Mr. D.L. Chidananda, Adv.  
Ms. Sadhna Sandhu, Adv.  
Mrs. Anil Katiyar, Adv.

Mr. Arijit Prasad, Adv.  
Mr. B.V. Balram Das, Adv.

Mr. Shyam Divan, Sr. Adv.  
Mr. S.S. Ray, Adv.  
Mrs. Rakhi Ray, Adv.  
Mr. Gopal Jain, Adv.  
Mr. Amitabh C., Adv.  
Mr. Vaibhav Gulia, Adv.  
Ms. Rupali Lal Mathur, Adv.  
Ms. Chinmayee Chandra, Adv.  
Mr. Udayaditya Banerjee, Adv.

Mr. Ramesh Babu M.R., Adv.  
Ms. Swati Setia, Adv.

Mr. Paras K., Sr. Adv.  
Ms. Swati Vijaywargiya, Adv.  
Mr. Omkarbir, Adv.  
Mr. Gaurav Agarwal, Adv.

Mr. S.K. Singhania, Adv.

Dr. Kailash Chand, Adv.

Mr. Suryanarayana Singh, Adv.  
Mrs. Pragati Nekhra, Adv.

Mr. Ashish Verma, Adv.  
Mr. Birendra Kumar Mishra, Adv.

Mr. Ajay Choudhary, Adv.

Ms. Indira Sawhney, Adv.

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

I.A. Nos. 104-106/2015

SEBI has moved these applications seeking appointment of a receiver and for issue of incidental directions. Sahara's shall file their reply to the applications within four weeks. Rejoinder, if any, shall be filed within two weeks thereafter.

I.A. Nos. 125-127/2015

These applications have been moved by Helvetia Group Ltd., applicant, for intervention.

Having heard Mr. Rao, learned senior counsel for the applicant at some length, we are of the view that it is neither necessary nor proper for us to allow a third party like the applicant in the present applications to intervene in the present proceedings specially when the presence of the applicant even as an intervener, may not be necessary for an effective and final adjudication of the matter under consideration in the contempt petitions. The prayer made in the applications is accordingly declined and the applications dismissed.

I.A. Nos. 116-118/2015

Issue notice.

Sahara's to file their reply within four weeks.

I.A. Nos. 119-121/2015

Issue notice to Sahara and SEBI as also to amicus curiae to respond to the applications and file their reply within four weeks.

I.A. Nos. 122-124/2015

Heard.

The facilities extended to the contemnors in terms of our order dated 01.08.2014 shall stand extended by another six weeks.

I.A. Nos. 90-93/2015

These applications shall also be listed on the next date of hearing along with other I.As.

I.A. Nos. 107-109/2015

Tag these applications along with I.A. Nos.116-118/2015.

List the main matter along with I.A. Nos. 104-106/2015, I.A. Nos. 116-118/2015, I.A. Nos. 119-121/2015, I.A. Nos. 122-124/2015, I.A. Nos. 90-93/2015 and I.A. Nos. 107-109/2015 after six weeks.

Documents submitted today by Mr. Kapil Sibal, learned senior counsel, shall be kept in a sealed cover.

(VINOD KR.JHA)  
COURT MASTER

(VEENA KHERA)  
COURT MASTER