

ITEM NO.301

COURT NO.2

SECTION XVII

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

I.A. Nos. 68-70, 71-73 and 74-76 in CONMT.PET.(C) No. 412/2012 In C.A. No. 9813/2011 and Contempt Petition © No. 413 of 2012 in C.A. No. 9833 of 2011 and Contempt Petition © No. 260 of 2013 in C.A. No. 8643 of 2012

S.E.B.I.

Petitioner(s)

VERSUS

SAHARA INDIA REAL ESTATE CORPN.LTD.&ORS.

Respondent(s)

(for impleadment and directions and exem. From filing O.T. and office report)

Date : 07/07/2015 These applications 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.
Ms. Shubhangi Tuli, Adv.
MR. Vikram Sobti, Adv.

Mr. Arvind P. Datar, Sr. adv.
Mr. Pratap Venugopal, adv.
Ms. Surekha Raman, adv.
Mr. Purushotam Jha, adv.
Mr. Gaurav Nair, Adv.
Ms. Niharika, Adv.
M/s. K. J. John & Co.,Adv.

For Applicant Mr. Pardeep Kant, Sr. Adv.
MS. Kamini Jaiswal, Adv.
Mr. Rakesh Chaudhary, Adv.
Mr. Abhimanue Shrestha, adv.
Mr. Divyanshu Sahay, Adv.
MS. Shilp Dey, Adv.

For Respondent(s) 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. Simranjeet Singh, Adv.
 Mr. Gautam Talukdar, Adv.
 Mr. Rahul Tripathi, Adv.
 Mr. R.S.Yadav, Adv.

Applicant-IT Deptt Mr. S.Guru Krishna Kumar, Sr. Adv.
 Mr. D.L.Chidananda, Adv.
 Ms. Sadhna Sandhu, Adv.
 Mrs. Anil Katiyar, Adv.

RBI Mr. Ramesh Babu M. R., Adv.
 MS.Swati Setia, Adv.

Dr. Rajeev Dhawan, Sr. Adv.
 Mr. Keshav Mohan, Adv.
 Mr. Gaurav Kejriwal, Adv.

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

I.A. Nos.68-70, 71-73 and 74-76 of 2015:

Learned counsel for the non-applicants given two day's time to file their response to this application. Mr. Pardeep Kant, learned senior counsel for the applicant may take instructions whether the applicants are ready and willing to deposit a sum of Rs. 64,00,00,000/- (Rupees Sixty Four crores only) as the first instalment and the balance offered by him either in one or more instalments over a period of time.

Mr. A.S.Chandiok, learned senior counsel who appears for the proposed buyer of the property situate at Gorakhpur has shown to us a Demand draft for Rs. 12,80,00,000/- (Rupees Twelve Crores and Eighty Lakhs only) and a cheque for a sum of Rs. 50,56,00,000/- (Rupees Fifty Crores and Fifty six lakhs only) drawn in favour of the SEBI. While there is no doubt that the demand draft shall be payable at par, the availability of funds in the account of drawer

insofar as the cheque is concerned needs to be verified. Mr. Chandiook may, therefore file a certificate from the Bank concerned stating that the cheque in question is good for payment as that the drawer has the requisite funds in his account. Mr. Chandiook may also file reply to these application.

Mr. Pardeep Kant on instructions submits that in order to show their bonafides the applicant is ready to deposit a sum of Rs. 11,00,00,000/- (Rupees Eleven Crores only) in this Court in terms of a bank draft drawn in the name of Registrar of this Court. He is permitted to do so.

Post on 13.07.2015 at 2.00 P.M.

(Shashi Sareen)
Court Master

(Veena Khera)
Court Master