

BEFORE THE SECURITIES APPELLATE TRIBUNAL
MUMBAI

Date: 18.02.2022

Misc. Application No. 115 of 2022

And

Misc. Application No. 116 of 2022

And

Misc. Application No. 117 of 2022

And

Appeal No. 76 of 2022

European American Investment Bank AG ...Appellant

Versus

Securities and Exchange Board of India ...Respondent

Mr. Dharam Juman, Advocate with Mr. Mihir Nerurkar and Mr. Jenil shah, Advocate i/b Ganesh and Co and Mr. Shoryendu Ray, Advocate i/b Wadhwa Law offices for the Appellant.

Mr. Mihir Mody, Advocate with Mr. Mayur Jaisingh, Advocate
i/b. K. Ashar & Co. for the Respondent SEBI.

ORDER:

1. Since we have taken up the matter for hearing, the urgency application is allowed and is disposed of accordingly.
2. There is a delay in the filing of the appeal. For the reasons stated in the application, the delay in the filing of the appeal is condoned. The application is allowed.
3. Three weeks time is allowed to the respondent to file a reply. Three weeks thereafter to the appellant to file rejoinder.

The matter would be listed for admission and for final disposal on April 28, 2022.

4. Considering the facts and circumstances that has been brought on record, we direct that the impugned order shall remain stayed in so far as the appellant is concerned during the pendency of the appeal.

5. Parties are directed to take instructions from the Registrar 48 hours before the date fixed in order to find out as to whether the matter would be taken up for hearing through video conference or through physical hearing.

6. The present matter was heard through video conference due to Covid-19 pandemic. At this stage it is not possible to sign a copy of this order nor a certified copy of this order could be issued by the Registry. In these circumstances, this order will be digitally signed by the Private Secretary on behalf of the bench and all concerned parties are directed to act on the digitally signed copy of this order. Parties will act on production of a digitally signed copy sent by fax and/or email.

Justice Tarun Agarwala
Presiding Officer

Justice M. T. Joshi
Judicial Member