



Metropolitan Stock Exchange of India Limited

Department: Investigation

Segment: All

Circular No: MSE/ID/6790/2018

Date : September 14, 2018

SEBI order in the matter of Vaastav ALR International Limited (VAIL)

This is with reference to Exchange circular no MSEI/ID/3440/2015 dated October 13, 2015, regarding SEBI order no WTM/SR/SEBI – ERO/166/10/2015 dated October 9, 2015 in the matter of Vaastav ALR International Limited (VAIL) and its directors.

SEBI now vide order no. WTM/MPB/EFD-1-DRA-IV/ 41 /2018 dated September 12, 2018 has issued the following directions, for below mentioned noticees:-

Sr. No.	Noticees	PAN	CIN/DIN
1	Vaastav ALR International Limited	Not available	U74999WB2011PLC163811
2	Shri Dibyendu Sekhar Maity	AQWPM6717G	02885567
3	Shri Shilajit Ghosh	ADOPG8643G	06457927
4	Shri Dilip Jana	AVEPJ1234C	06457934
5	Shri Bappaditya Mukherjee	AYAPM0995J	03526862
6	Shri Atish Samanta Ray	BMPPS2929L	03545193
7	Shri Netai Pramanik	BAFPP4523B	03545134
8	Shri Anup Kumar Maiti	BBMPM9254J	03545126
9	Vaastav Debenture Trust	Not available	Not available
10	Shri Chinmoy Ghatak	Not available	Not available

- (a) VAIL, Shri Bappaditya Mukherjee, Shri Atish Samanta Ray, Shri Netai Pramanik, Shri Anup Kumar Maiti, Shri Dibyendu Sekhar Maity, Shri Shilajit Ghosh, Shri Dilip Jana shall jointly and severally, forthwith refund the money collected by the Company (VAIL for moneys collected till date and directors for the moneys collected during their respective period of directorship) through the issuance of NCDs including the application money collected from investors during their respective period of directorship, till date, pending allotment of securities, if any, with an interest of 15% per annum, from the eighth day of collection of funds, to the investors till the date of actual payment.
- (b) The repayments and interest payments to investors shall be effected only through Bank Demand Draft or Pay Order both of which should be crossed as “Non-Transferable”.
- (c) Shri Bappaditya Mukherjee, Shri Atish Samanta Ray, Shri Netai Pramanik and Shri Anup Kumar Maiti are directed to provide a full inventory of all their assets and properties and details of all their bank accounts, demat accounts and holdings of mutual funds/shares/securities, if held in physical form and demat form.
- (d) VAIL, Shri Dibyendu Sekhar Maity, Shri Shilajit Ghosh and Shri Dilip Jana are directed to provide a full inventory of all the assets and properties and details of all the bank accounts, demat accounts and

holdings of mutual funds/shares/securities, if held in physical form and demat form, of the company and their own.

- (e) VAIL, Shri Dibyendu Sekhar Maity, Shri Shilajit Ghosh and Shri Dilip Jana are permitted to sell the assets of the Company for the sole purpose of making the refunds as directed above and deposit the proceeds in an Escrow Account opened with a nationalized Bank. Such proceeds shall be utilized for the sole purpose of making refund/repayment to the investors till the full refund/repayment as directed above is made.
- (f) VAIL, Shri Bappaditya Mukherjee, Shri Atish Samanta Ray, Shri Netai Pramanik, Shri Anup Kumar Maiti, Shri Dibyendu Sekhar Maity, Shri Shilajit Ghosh and Shri Dilip Jana are prevented from selling their assets, properties and holding of mutual funds/shares/securities held by them in demat and physical form except for the sole purpose of making the refunds as directed above and deposit the proceeds in an Escrow Account opened with a nationalized Bank. Such proceeds shall be utilized for the sole purpose of making refund/repayment to the investors till the full refund/repayment as directed above is made.
- (g) VAIL, Shri Bappaditya Mukherjee, Shri Atish Samanta Ray, Shri Netai Pramanik, Shri Anup Kumar Maiti, Shri Dibyendu Sekhar Maity, Shri Shilajit Ghosh and Shri Dilip Jana in their personal capacity to make refund, shall issue public notice, in all editions of two National Dailies (one English and one Hindi) and in one local daily with wide circulation, detailing the modalities for refund, including the details of contact persons such as names, addresses and contact details, within 15 days of this order coming into effect.
- (h) After completing the aforesaid repayments, VAIL, Shri Bappaditya Mukherjee, Shri Atish Samanta Ray, Shri Netai Pramanik, Shri Anup Kumar Maiti, Shri Dibyendu Sekhar Maity, Shri Shilajit Ghosh and Shri Dilip Jana shall file a report of such completion with SEBI, within a period of three months from the date of this order, certified by two independent peer reviewed Chartered Accountants who are in the panel of any public authority or public institution. For the purpose of this order, a peer reviewed Chartered Accountant shall mean a Chartered Accountant, who has been categorized so by the Institute of Chartered Accountants of India ("**ICAI**") holding such certificate.
- (i) In case of failure of VAIL, Shri Bappaditya Mukherjee, Shri Atish Samanta Ray, Shri Netai Pramanik, Shri Anup Kumar Maiti, Shri Dibyendu Sekhar Maity, Shri Shilajit Ghosh and Shri Dilip Jana to comply with the aforesaid applicable directions, SEBI, on the expiry of three months period from the date of this order may recover such amounts, from the company and the directors liable to refund as specified in paragraph (a) of this order, in accordance with section 28A of the SEBI Act including such other provisions contained in securities laws.
- (j) VAIL, Shri Bappaditya Mukherjee, Shri Atish Samanta Ray, Shri Netai Pramanik, Shri Anup Kumar Maiti, Shri Dibyendu Sekhar Maity, Shri Shilajit Ghosh and Shri Dilip Jana are directed not to, directly or indirectly, access the securities market, by issuing prospectus, offer document or advertisement soliciting money from the public and are further restrained and prohibited from buying, selling or otherwise dealing in the securities market, directly or indirectly in whatsoever manner, from the date of this order, till the expiry of 4 (four) years from the date of completion of refunds to investors as directed above. The above said directors are also restrained from associating themselves with any listed public company and any public company which intends to raise money from the public, or any intermediary registered with SEBI from the date of this order till the expiry of 4 (four) years from the date of completion of refunds to investors.
- (k) Vaastav Debenture Trust and Shri Chinmoy Ghatak are restrained from accessing the securities market and are further restrained from buying, selling or dealing in securities, in any manner whatsoever, for a period of 4 (four) years from the date of this order.

The above directions shall come into force with immediate effect.

Members of the Exchange are advised to take note of the full text of the order available on SEBI's website [www.sebi.gov.in] and ensure compliance.

**For and on behalf of
Metropolitan Stock Exchange of India Limited**

Sachin Nayak
Sr. Manager