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**IN THE SPECIAL COURT (TRIAL OF OFFENCES RELATING TO
TRANSACTIONS IN SECURITIES) ACT, 1992
MISCELLANEOUS APPLICATION NO. 8 of 2016**

Jyoti Mehta ... Applicant
vs.
The Custodian ... Respondent

...

Mr.Ashwin Mehta for the Applicant.

Mr. H. Daruwalla a/w. Ms.Shilpa Bhate i/b. M/s.Leena Adhvaryu & Associates
for the Respondent.

Mr. B.M.Chatterjee, Senior Advocate a/w. Ms. Shilpa Goyal for Income Tax
Department.

...

**CORAM : A.K. MENON, J.
Judge, Special Court
Date : 17th MARCH, 2017.**

P.C. :

1. On 27th January, 2017 Mr. Joshi, learned Counsel appearing on behalf of the Custodian had sought time to file an additional affidavit. It appears that an additional affidavit has since been served on the applicant's Advocate, but remains to be filed in this Court. The first respondent's Advocates are directed to comply with the said Order dated 27th January, 2017 within one week from today.

2. Mr.Daruwalla, appearing on behalf of the first respondent states that the additional affidavit deals with 47 out of 66 cases in respect of the application seeks status reports and the grievance that Orders of this Court in

these matters have not been complied with although a long period of time has elapsed. As far as the remaining 19 cases are concerned Mr. Daruwalla states that the records being voluminous, compliance requires referring to various connected matters. The process of preparing status reports is taking further time. He assures the Court that within a period of 8 weeks from today the first respondent will comply with the earlier direction and status reports of all matters including those 19 which remain to be completed will be duly complied.

3. The Custodian is directed to ensure that status reports are made in such a manner so as to enable easy updations from time to time in a manner such that the Custodian is able to retrieve information / verify compliance of the Orders of the Court, by the Custodian's Office as well as other applicant(s) / respondent (s).

4. On the request of Mr. Daruwalla, learned Counsel for the Custodian time to file further affidavit disclosing compliance of earlier Order as well as completion of the Status report in respect of the remaining matters including the remaining 19 cases extended upto 19th May, 2017 with an advance copy to the Advocates for the applicants.

5. In the meantime, Mr. Mehta, learned Counsel representing the applicant states that he has been at all times ready and willing to meet with the Officers of the Custodian to assist them in preparing status reports and that he would immediately provide the Advocate for the Custodian with a list

of queries to seek clarifications with regard to compliance to the Orders of this Court restricted to those matters wherein compliances has not been affected.

6. Mr. Mehta says that he will ensure that no repetitive queries are included and the clarification will be sought only after he scrutinises the affidavit filed thus far in this application.

7. On instructions, Mr. Daruwalla, representing the Custodian states that upon receipt of such queries necessary clarifications will be provided within reasonable time. In any case process shall be completed before the next date of hearing.

8. Accordingly, by consent, stand over to 9th June, 2017.

(A.K. MENON, J.)



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