

SHILPA BHATE & ASSOCIATES

Office Address:

217, 2nd Floor, Rex Chamber,
W. H. Marg, Ballard Estate,
Mumbai - 400 001.

Phone No.: (+91) 022-35689722**Mobile:** +91 9820763762**Email :** shilpabhatelegal@gmail.com**Reg. No. -** 9972

SBA/ 75A /202426th March, 2024

To,

1. Mr. Ashwin S. Mehta
Advocate for Applicant
32, Madhuli, Dr. Annie Besant Road,
Worli, Mumbai- 400018.
2. M/s Jadeja & Satiya
Advocate For Respondent No 2 & 3
1st Floor, Mistry Mansion,
107, M.G. Road, Fort,
Mumbai – 400001.
3. Mr. Jahangir Khajutia
Advocate for Respondent No 5, 8.1, and 9.1
Radha Bhavan, 3rd Floor, Room No. 16,
Nagindas Master Road,
Mumbai – 400023.
4. Chairman, Investor Education & Protection Fund (IEPF)
Ground floor, Jeevan Vihar Building,
3, Sansad Marg, New Delhi- 110001.

REF: IN THE SPECIAL COURT (TORTS) Act, 1992. AT MUMBAI

MISC. APPLICATION NO.10 OF 2023

Jyoti H. Mehta

..... Applicants

Versus

The Custodian &Anr.

..... Respondents

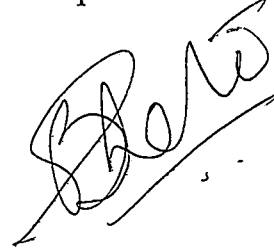
Sir,

We are concerned for the Custodian appointed under the provision of Special Court (TORTS) Act, 1992.

Please find enclose herewith Affidavit-in-Replay on behalf the Custodian dated 26th March, 2024 as and by way of service upon your client through you.

Yours faithfully,

Shilpa Bhate & Associates.



Advocates for the Custodian

C.C.

To,

The Custodian Office, Mumbai.

SHILPA BHATE & ASSOCIATES

Office Address:

217, 2nd Floor, Rex Chamber,
W. H. Marg, Ballard Estate,
Mumbai - 400 001.

Phone No.: (+91) 022-35689722**Mobile:** +91 9820763762**Email :** shilpabhatelegal@gmail.com**Reg. No. -** 9972

SBA/ 7.4 /2024

**IN THE SPECIAL COURT CONSTITUTED
UNDER THE SPECIAL COURT (TORTS) ACT, 1992.**

MISC. APPLICATION NO. 10 OF 2023

Jyoti H. Mehta

..... Applicants

Versus

The Custodian &Anr.

..... Respondents

To,

The Officer on Special Duty

Special Court, Mumbai.

Sir,

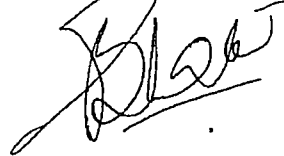
BE PLEASED to take on file Affidavit-in- Reply on behalf of the
Custodian Dated 25th March 2024, in the above matter on the record.

Certified that the soft copy filed herewith is a replica of the hard copy
filed.

Dated this 26th day of March, 2024

Yours faithfully,

Shilpa Bhate & Associates.



Advocates for the Custodian

C.C.

To,

The Custodian Office Mumbai.

IN THE SPECIAL COURT CONSTITUTED UNDER THE
PROVISIONS OF SPECIAL COURT (TRIAL OF OFFENCES
RELATING TO TRANSACTION IN SECURITIES) ACT, 1992
MISC. APPLICATION NO. 10 OF 2023

Jyoti H. Mehta

..... Applicants

Versus

The Custodian & Anr.

..... Respondents

I N D E X

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1.	Affidavit in Reply on behalf of the Custodian dated 26 th March, 2024	1003-1011
2	<u>Annexure "A"</u> Copy of the letter dated 5 th July 2021	1012-1013
3.	<u>Annexure "B"</u> Copy of the letter dated 5 th Aug 2021	1014-1015
4.	Docket	

1003

IN THE HON'BLE SPECIAL COURT CONSTITUTED UNDER THE
PROVISIONS OF SPECIAL COURT (TRIAL OF OFFENCES
RELATING TO TRANSACTIONS IN SECURITIES) ACT, 1992

MISC. APPLICATION NO. 10 OF 2023

Jyoti H. Mehta

..... Applicants

Versus

The Custodian & Anr.

..... Respondents

AFFIDAVIT IN REPLY ON BEHALF OF
THE RESPONDENT NO.1 THE CUSTODIAN



I, Seema V. Kudva, working as Under Secretary in the office of the Custodian and having its office at 10th floor, Nariman Bhavan, Nariman Point, Mumbai, 400021 do hereby on solemn affirmation state as under:

1. I say that I am filing the present Affidavit as a reply to the subject Miscellaneous Application No.10 of 2023 as amended and also to the Additional Affidavit dated 29th December 2023 filed by Jyoti H. Mehta.
2. I say that I have read the copy of the Affidavits filed by the parties therein.
3. I say that the subject of the present Application pertains to two sets of shares of Hero Motocorp Limited, one set of shares is 3875 shares, which are stated to be in the names of Harshad S. Mehta and Pratima H. Mehta. The second set of shares are 36295 shares that are stated to be in the names of persons from the Jobalia family (32480 shares) and other persons (3815 shares).
4. By this said Application, the Applicant is seeking a direction to transfer all the above shares and the accruals thereon held by Respondent Nos.5 to 9.1 (persons from the Jobalia family) to the Custodian "for and on behalf of the estates of Late Shri Harshad S.

Mehta, by declaring them to be "His" attached property" under Section 3(3) of the Special Court (TORTS) Act 1992 (the said Act).

5. The Applicant has also prayed for a direction to Respondent Nos.5 to 9.1 (persons from the Jobalia family) to hand over to the Custodian on behalf of Late Shri Harshad S. Mehta "all benami shares and accruals" received by them in all the Companies including the Respondent No.2 Company, along with interest for enjoying any attached dividends. By a further prayer, the Applicant is also seeking a direction against Respondent No.2 to make good the attached shares and accruals of the Company released by it to Respondent Nos.5 to 9.1 (persons from the Jobalia family) along with interest for the dividends paid by it to the said persons.
6. It is alleged by the Applicant that the subject shares stated aforesaid belonged to the Late Harshad S. Mehta but are held benami by Respondent Nos.5 to 9.1 (persons from the Jobalia family). The Applicant has stated that she came to know about these shares from the Website of Respondent No.2 Company where Respondent No.2 had declared details of shares that were transferred by it to the Investor Education and Protection Fund (IEPF).
7. I say that the Applicant has proceeded on an assumption that the said shares belong to the Late Harshad Mehta but are held benami by Respondent Nos.5 to 9.1 (persons from the Jobalia family). Despite the Application along with its documents running into 700 pages, not an iota of evidence has been produced or even attempted to be produced to show that the subject shares belong to Late Harshad S. Mehta and/ or the same were held benami by Respondent Nos.5 to 9.1 (persons from the Jobalia family). The prayers of the Applicant are based on her statements made in support of her claim, which are devoid of any evidence whatsoever, hence they are not sustainable. I



wish to further submit that not only is there any evidence as stated by me, but also there is no explanation as to the manner and circumstances in which the subject shares were transferred benami to Respondent Nos.5 to 9.1 (persons from the Jobalia family).

8. I say that the Applicant has not only failed to demonstrate the ownership and the benami nature of the shares but even the Company, Respondent No.2 and Respondent Nos.5 to 9.1 (persons from the Jobalia family) have denied that Harshad Mehta or any other notified party was /or is the owner of the shares. Respondent No. 2 (Company) and Respondent No. 5 (Nirav D. Jobalia) have in their Affidavits admitted that the Applicant is claiming right over Shares which are not attached property. Shares are not Benami as no Court order in this regard has been submitted by the Applicant and that the Applicant has not proved ownership of these Shares. This has been brought out at page nos. 701 to 721 by Respondent No. 2 (Company) in their Affidavit and from page nos. 736 to 761 by Respondent No. 5 (Nirav D. Jobalia) in his affidavit. Further, it has been stated at Para 7 above, that despite the application along with attached documents running over 700 pages, not a iota of evidence has been produced or even attempted to be produced to show that the subject Shares belong to Late Harshad S. Mehta and / or the same were held Benami by Respondent no. 5 to 9.1 (Persons from Jobalia family).
9. Applicant has claimed vide Para 17 of application that Nilesh D Jobalia, Respondent no. 6 (and not Resp. no.5, Nirav D Jobalia) was benamidar of Shares Hero MotoCorp. I say that only 800 Shares were in the name of Nilesh D Jobalia as per list of benamidars in MP 99 of 1998. However, the members of Jobalia family have been included in list of Benamidars of various other companies as per list of Benamidars in MP 99 of 1998. As per reply of the Company in their



Affidavit at Para- 3, these shares held by Nilesh D Jobalia have already been transferred to the Custodian A/c Harshad Mehta Group Benami Shares.

10.I say that under the circumstances set out above, this Hon'ble Court may be please to reject the prayers made in the present Application. As regard the set of 3875 shares which according to the parties stand in the name of Late Harshad S. Mehta and Pratima H. Mehta, who are both notified parties and members of the Harshad Mehta Group, I would say that the said shares are the attached property and this Hon'ble Court may direct the IEPF to hand over these 3875 shares of Hero MotoCorp to the Custodian.

11.I say that it is incomprehensible as to how the Applicant or any member of the Harshad Mehta Group was not aware till the filing of this Application that the subject shares actually belong to Harshad Mehta and being held benami by the Jobalia family. I say that in the past there have been several cases where large numbers of shares have already been declared as being held benami by others in respect of the Harshad Mehta Group by others. In fact, it is the Company, Respondent No.2, who refers to such proceedings also in respect of shares pertaining to Respondent No.2 itself. I refer to, in this regard, the letter dated 10th February 2021, issued by Respondent No.2 to Mr. Ashwin S. Mehta. A copy of the said letter dated 10th February, 2021 is annexed as Exhibit FF to the present Application at pages 571 to 584.

12.I say that pursuant to one letter dated 27th November 2020 addressed by Mr. Ashwin Mehta to Respondent No 2, a copy whereof was marked to the Custodian, the Custodian had addressed a letter dated 19th May 2021 to Respondent No 2, seeking information from it. A copy of the said letter of the Custodian is annexed on page 610 of the



subject Application. I also draw attention to letters dated 14th January 2021 and 23rd March 2021 (pages 511 and 585) addressed by the Ashwin S. Mehta legal representative of Applicant to Respondent no. 2 (Company).

13. I also draw attention to the Affidavit dated 1st September 2023, filed by Respondent No.2, Company where Respondent No.2 relies upon a letter dated 23rd August 2021 issued by it to Mr. Ashwin S. Mehta where the Company notes that Ashwin Mehta has claimed ownership of 9370 shares of Hero MotoCorp under Folio No. HML 0136969 in the name of Ms. Kalpana N. Jobalia. However, there was a request received from Ms. Jobalia claiming her entitlement to those shares. Mr. Mehta was also informed by the said letter that those shares have been transferred to IEPF pertaining to the F. Y 2012-13 final and 2017-18 interim to 2020-21 final. I say that in the said Affidavit, Respondent No.2 has also stated in Para 3 thereof that certain shares that were declared as benami shares earlier, have already been transferred to the Custodian which is in the knowledge of the Applicant. Further that with regard to 36295 shares of Hero MotoCorp claimed by the Applicant to be benami shares, the Applicant has failed to provide any order of this Hon'ble Court.
14. I further say that merely because Respondent Nos.5 to 9.1 (persons from the Jobalia family) have not so far claimed the shares admittedly standing in their name and which were transferred to the IEPF, does not give any rights whatsoever to the Applicant to claim ownership, attachment and delivery of those shares. I say that as of now there is no basis for making any such claim as has been made in the present Application, except to the extent of 3875 shares of Hero MotoCorp that, as explained by me earlier, need to be handed over to the Custodian as attached property. I may however add a note of



caution here that the said 3875 shares of Hero MotoCorp although are attached property, it cannot be assumed nor is the Custodian admitting that the same actually belong to Harshad S. Mehta and/or Pratima H. Mehta. I say that in law, attachment is one thing and the claim of ownership as to one's rights, title and interest therein is another.

15. I say that Applicant has alleged in Para 34(xxxii) of application that Custodian has not taken any action after receiving letter dated 23/06/2021 from Company, Hero MotoCorp Ltd, which is denied as Custodian office has already taken up the matter with the IEPF authority for retrieval of Shares vide this office letters dated 05th July 2021 and 05th August 2021, but the IEPF authorities have not responded in the matter. Copies of the said letters dated 5th July 2021 and 5th August 2021 of the Custodian are annexed hereto and marked Annexure A and Annexure B respectively.

16. I say that the Applicant has referred to contact made by her with the Jobalia family through a personal meeting prior to the filing application as averred in Para 13 and 14 of application for handing over of Shares, but the meeting failed. In this connection, it needs to be brought out as to why the Custodian was not kept informed by the applicant about the meeting held for these shares claiming to be attached or deemed to be attached property. Had the settlement been arrived at in the so-called meeting, the applicant would have received money from the Jobalia family without the knowledge of the Custodian which otherwise is an attached asset that belongs to the notified party on date of her notification and thus should have come to the attached account as per the provisions of the Special Court (TORTS) Act. Further, I say that in case the Jobalia family has accepted that the shares held in their name belongs to the Applicant and are held as Benami, it indicates that the shares were purchased by



the Applicant prior to her notification and thus they were an attached asset. The Applicant should have approached the Special Court immediately after it came to her knowledge that the subject shares purchased by her are held as Benami with the Jobalia family and prayed for their recovery. Instead she admits to having held a meeting with the members of the Jobalia family and tried to settle the attached assets without the knowledge of the Custodian or the orders of Special Court, which is a gross violation of the provisions of the Act. It also appears that only when negotiations with the Jobalia family failed then she filed the present MA.

17. I say that amendment to the application filed by the applicant is for inclusion of two more members of the Jobalia family as Respondent no 10 and Respondent no. 11 for recovery of shares held by them. I say that 750 Shares of Kalpana Jobalia that are brought into the present Miscellaneous Application by way of an amendment appear to be Benami Shares in as much as the Income Tax Department had in Miscellaneous Petition no. 99 of 1998 filed an Affidavit dated 10th September 1999 where the chart annexed to that affidavit shows 750 shares of Hero MotoCorp of Folio no. 136969 of Kalpana N. Jobalia as Benami. I say that these 750 shares of Hero MotoCorp were already brought to the notice of the Hon'ble Special Court which passed its order dated 8th April 2003 directing recovery of the Benami shares. I say that Kalpana N. Jobalia was also not a party to the said MP 99 of 1998. Accordingly, orders have already been passed by the Hon'ble Special Court in respect of these 750 Shares of Hero MotoCorp in the name of Kalpana Jobalia. I say that the applicant has also made Jayesh Jobalia as party respondent by way of an amendment. However the said Jayesh Jobalia was neither a party in MP 99 of 1998 nor does his name found mention in the affidavit dated 10th September 1999 filed



by the Income Tax Department in MP 99 of 1998. As these 750 Shares of Hero MotoCorp were part of MP 99 of 1998 the same are attached property and needs to be transferred to the Custodian. As per the affidavit of Respondent no. 2 the Shares have been transferred to the IEPF by the Company and therefore IEPF authorities need to transfer/handover these Shares along with dividend to the Custodian, being attached property.

18. I say that there are many allegations against the Custodian made by the Applicant in various paragraphs of the subject Application. I deny every such allegation as if each of these were specifically set out and traversed. I should not be deemed to have accepted any of the allegations, statements and insinuations made by the Applicant in the subject Application merely because each paragraph of the said Application is not specifically dealt with. I say that given the facts and circumstances set out above, I do not need to make a para-wise response to the Application and the further Affidavit dated 27th September 2023 filed by the Applicant.

19. I crave leave to file a further affidavit if and when I may be advised or when directed by this Hon'ble Court.

Drafted by J. Chandran)
 Advocate)
 Bombay High Court)

Settled by Hormaz C. Daruwalla)
 Senior Advocate)
 Bombay High Court)



1011

Solemnly affirmed in Mumbai)
This 26th day of March 2024)

Sub

Before me,

Shilpa Bhate & Associates

[Signature]

Advocates for the Custodian

Verification

I, Seema V. Kudva, of Mumbai, Indian Inhabitant, Under Secretary in the Office of the Custodian above named, solemnly declare that what is stated in the foregoing paragraph is true to my knowledge.

Solemnly affirmed in Mumbai)
This 26th day of March 2024)

Sub

Before me,

Shilpa Bhate & Associates

[Signature]

Advocate for the Custodian

[Signature]
26/03/2024

Deepak S. Bhalerao
Assistant Registrar
Special Court (TORTS), Bombay

Solemnly declared/affirmed/sworn on <u>26th</u> day of	
<u>March 2024</u>	
20	before me by
<u>Seema Kudva</u>	Deponent, who is
identified by Mr/Mrs./Ms. <u>Shilpa Bhate</u>	
Advocate for <u>Custodian</u>	
(<u>[Signature]</u>)	
Attesting Officer	
Note: (I) Seen Power of Attorney Authority Letter dated _____ and it is stated to be in force.	

Seen Original PAN Card / Adhar Card / Election Card / Driving License / I-Card.	
bearing No.	<u>103</u>
Issued by	<u>W02</u>
For Verification	

Sr. No. 19.
Date 26/03/2024
Sign. [Signature]



Annexure - "A"
26/9/2021 1012

Office of the Custodian
The Special Court (TORTS) Act, 1992
Department of Financial Services,
Ministry of Finance, Government of India,
10th Floor, Nariman Bhawan, 227, Vinay K. Shah Marg,
Nariman Point, Mumbai 400 021.
Phones: 22022251, 22856780, 22833007 Fax: 022-22810357
E-mail: custodian.mumbai@yahoo.com

Ref No. 349/CUS/BOM/HHM/767/26-III

Date 5/07/2021

To

Mr. Samar Bhatia
DGM secretary,

Hero Moto Crop Ltd

The Grand Plaza, Plot No. 2,

Nelson Mandela Road, New Delhi-100 070

Sub: - Recovery of attached shares of notified party Smt Pratima. S, Mehta and Mr. Harshad. S. Mehta and Benami Shares belonging to Harshad Mehta family to transferred to IEPF

Ref: - This office letters no. 4560/CUS/BOM/HHM/767/26-II dated 31/03/2021 and no. 1270/CUS/BOM/HHM/767/26-III dated 19/05/2021 [copies enclosed]

Sir,

The (on certain shares of the Company has not been received so far. Now, it is requested to furnish the following particulars with the information)

[It is requested to furnish the following information, called for vide this letter dated 31/03/2021

1] As confirmed vide Company letter of 24th September-2020 that 150 shares of the Company under folio number HML-0124720 [2000 shares of Rs 2/- face value including Bonus issues] were registered in the name of the Harashad Shantilal Mehta jointly with Jyoti H Mehta. The shares remained statutorily attached with the Custodian as the said two joint holders of shares were notified by the Custodian on 08/06/1992 under the Special Court [Trial of Offences Relating to Transactions in Securities] Act, 1992. Therefore, the Company should not have transferred these shares and its accruals/ accretions to IEPF. Now, kindly furnish the copies of vouchers, challan and other relevant documents of transfer of shares and accruals /accretions. to IEPF enable us to claim the same from IEPF,

2] As regards the 204790 shares stated as kept in abeyance by the Company under folio number HML0888888 and HML 0999999, the particulars of the shares in the following format at par with the information on 36295 shares furnished by the Company vide letter of 26/06/2021 may be furnished for our further necessary action.

Sr. No	Name of shareholder with complete postal address as available on record of the Company	Folio Number	Certificate Number	Distinctive Numbers	Number of Shares	Date of issue of base shares	Name of Second/Third holder	Reason for keeping the shares in abeyance
1	2	3	4	5	6	7	8	9

13 sub

TRUE COPY
SHILPA BHATE & ASSOCIATES

1013

It is also requested to intimate whether the share certificates for 2, 04,790 are lying with Company or with shareholders.

THIS MAY KINDLY BE ACCORDED "PRIORITY"

Receipt of this communication may kindly be acknowledged

Yours Faithfully

SRK
(S. R. KOKIL)
Advisor

Copy to

Shri Ashwin S Mehta

Advocate of Harshad Mehta Family

32, Madhuli Apts, Dr. Annie Basant Road, Worli, Mumbai 400 018 *with*

[This has] reference to ^{to the} his letter dated 11/05/2021.

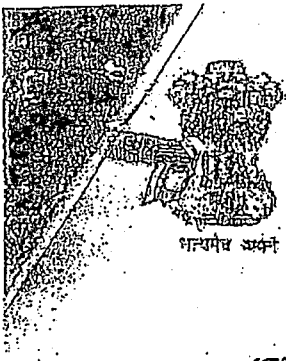
It is requested to refer ^{to the} Company letter dated 23/06/2021 stating the status of 36295 Benami ^{returned by the Benami} shares and take action as necessary for recovery of shares if it belong to HMG under the Hon^{ble}

Special Court.

SRK
(S. R. KOKIL)
Advisor

F/A

- F/B



86/3/2021

Annexure - 'B'

Office of the Custodian

The Special Court (TORTS) Act, 1992

Department of Financial Services,

Ministry of Finance, Government of India,

10th Floor, Nariman Bhawan, 227, Vinay K. Shah Marg,

Nariman Point, Mumbai 400 021.

Phones: 22022251, 22856780, 22833007 Fax: 022-22810357

E-mail: custodian.mumbai@yahoo.com

1014

Ref No. 518 /CUS/BOM/HHM/767/26-III

Date 05/08/2021

To

Mr. Neeraj Sharma
Company Secretary & Chief Compliance officer
Hero Moto Crop Ltd
The Grand Plaza, Plot No. 2,
Nelson Mandela Road, New Delhi-100 070

Sub: - Reminder to claim unpaid/unclaimed dividend of F Y 2013-2014-Final & 2014-2015
Interim of Company Hero MotoCrop Ltd / Transfer of shares to IEPF- Shri Harshad
Shantilal Mehta a notified party, folio no. HML0124720

Ref: - Company Hero MotoCrop Ltd letter no: R/HML/DIVNPO/2013-14 & 2014-15/2158 dated
20/05/2021 addressed to Shri. Harshad S Mehta and Company letter dated 24/07/2021 - F/C
Addressed to this office.

Sir,

With reference to Company Hero MotoCorp Ltd letter No. R/HML/DIVIDEND/2013-
2014-15/2158 dated 20/05/2021 [copy enclosed] addressed to notified party Harshad S Mehta - F/A
and received by Smt Jyoti H Mehta the legal heir and wife of the said deceased notified party, it
is stated that, the 2000 shares for which the dividend amounts remain un-claimed are registered
in the name of the notified party Harshad Shantilal Mehta under folio number HML0124720 as
confirmed by the Company vide letter dated 24/11/2020. Therefore, the Company / RTA should
have remitted the dividend sums due to the attached Bank Account of the notified party or D.D.
drawn in the name of the notified party and forwarded to this office for crediting the proceeds in
the attached Bank Account of Harshad Shantilal Mehta Maintained by this office as per Special
Court [TORTS] Act, 1992 provisions.

2] The office of the Custodian being an organization under Government of India, Ministry of
Finance, we are exempted from execution of Indemnity Bond for claiming unclaimed dividend
sums. However, letter of under- taking if required, can be furnished on receipt of requisite form
from the Company / RTA.

3] Company /RTA is therefore, requested to remit all the unpaid/unclaimed dividend sums
from the year 2013-2014 to 2019-2020 final held by the Company/ RTA on the subject 2000 - F/D.
shares of the Company Hero MotoCrop Ltd including Rs 19,000/- [Rs 13,000/- + 6,000/-] to this
office. The Bank particulars of the attached Bank Account of Harshad Shantilal Mehta, are
furnished below for crediting unpaid dividend sums as well as all the dividend sums kept by the
Company electronically under intimation to this office.

29 sub

TRUE COPY

SHILPA BHATE & ASSOCIATES

Particulars

1015
Name of the Bank & Branch address -- State Bank of India, N M Wadia Building, M G Road
Branch, Fort, Mumbai 400001

Attached Bank Account name and number- Custodian A/c Harshad Shantilal Mehta
Account No. 54025433026. MICR Code 400002431. IFSC Code SBIN0020634

Copy of Bank statement for the month of March /2021 is enclosed for your reference.

4] With reference to the Company letter of 29/07/2021, it is requested to forward a detailed statement of 978772 shares transferred to IEPF highlighting the 2000 shares that belonged to the Harshad. S. Mehta and also furnish similar year wise statement of dividend amounts from the year 2003-2004-final to 2012-2013 transferred to IEPF to enable us to submit our application to IEPF pointing out the 2000 shares and dividend sums for refund. - F/C, FLD.

THIS MAY KINDLY BE ACCORDED "PRIORITY"

Receipt of this communication may kindly be acknowledged

Yours Faithfully

(S. R. KOKIL)

Advisor

Encl -As above

Copy to

1] The Registrar

Karvy Fintech Private Ltd

Karvy Selenium, Tower-B-Plot No. 31 & 32,

Financial District, Gachibowli, Nanakramguda,

Serilipatnam, Hyderabad -500 032 Telangana

(Unit-Hero MotoCorp Ltd)

for similar action as stated above .

2] Smt. Jyoti H Mehta

32, Madhuli Apts; Dr. Annie Basant Road, Worli, Mumbai 400 018

for information with reference to her letters dated 10/07/2021

3] Shri Ashwin S Mehta

Advocate for HMG

32, Madhuli Apts, Dr. Annie Basant Road, Worli, Mumbai 400 018

Please refer to Company Hero MotoCrop Ltd letter dated 29/07/2021 addressed to this office and copy to you and your letter dated 10/07/2021. The shares of the Company stated as kept in abeyance vide folio no. HML0888888 & HML 0999999 if belong to HMG, requisite application for recovery of shares may be filed in the Hon'ble Special Court at your end. F/LB

(S. R. KOKIL)

Advisor

7

**BEFORE THE SPECIAL COURT
CONSTITUTED UNDER THE
SPECIAL COURTS (TRIAL OF
OFFENCES RELATING TO
TRANSACTIONS IN
SECURITIES) ACT, 1992**

MISC. APPLICATION NO. 10 OF 2023

Jyoti H. Mehta Applicants

Versus

The Custodian & Anr. ... Respondents

AFFIDAVIT IN REPLY ON BEHALF OF
THE RESPONDENT NO.1 THE CUSTODIAN

Dated this 26th day of March, 2024

Shilpa Bhate & Associates
Advocates for the Custodian
Room No.217, 2nd Floor,
Rex Chamber, W. H. Marg,
Ballard Estate,
Mumbai 400 001.