

o/c

ASHWIN S. MEHTA

Advocate Bombay High Court

32, Madhuli, Dr. Annie Besant Road, Worli, Mumbai - 400 018.

Office No. 022 66519000, Mobile No. 9819917118, E-mail asm55@yahoo.com

Date: 29TH December, 2023

To,

1. SHILPA BHATE ASSOCIATES

Advocate for Custodian Respondent No. 1

217, 2nd Floor, Rex Chamber,

W.H. Marg, Ballard Estate,

Mumbai 400 001.

Email: shilpabhatelegal@gmail.com

SHILPA BHATE & ASSOCIATES

217, 2nd Floor, Rex Chamber,

W. H. Marg, Ballard Estate,

Mumbai - 400 001.

Reh 2:33 29/12/23

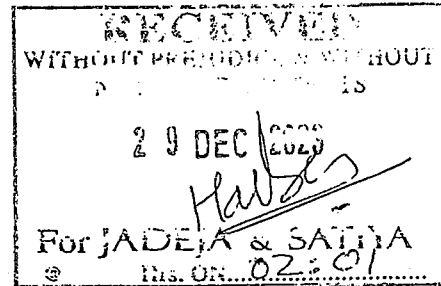
2. JADEJA & SATIA

Advocate for Respondent No. 2 & 3

1st Floor, Mistry Mansion,

107, M G Road, Fort,

Mumbai - 400 001.



3. JEHANGIR KHAJOTIA

Advocate for Respondent No. 5, 8.1 & 9.1

3rd Floor, Room No. 16, Radha Bhavan,

Nagindas Master Road,

Mumbai - 400 023.

Recd a copy with objections
1) The fact was in the knowledge of the Applicant but not considered the same at the time of filing the reset application on 10/12/23.
2) No order has been obtained from the Honble High Court to file additional affidavit.
3) The said additional affidavit is not maintainable.
4) Since it's served I am accepting with the above my best objections.
...APPLICANT

Dear Sirs,

REF: BEFORE THE SPECIAL COURT

MISC. APPLICATION NO. 10 OF 2023

SMT. JYOTI H MEHTA

V/s

THE CUSTODIAN & ORS.

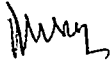
...RESPONDENTS

J. M. Khajotia
Adv for Res no 5
8.1, 9.1.
4/01/2023 at 2.7 P.M.

I am concerned for Applicant in the above Matter.

I am sending herewith copy of **ADDITIONAL AFFIDAVIT OF SMT JYOTI H. MEHTA, SOLE LEGAL HEIR OF LATE SHRI HARSHAD S. MEHTA DATED 29TH NOVEMBER 2023 (PAGE NO. 899 TO 959)** in the above matter by way of service upon you.

Thanking You
Yours truly,



(Ashwin S Mehta)
Advocate for Applicant

Encl: as above

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

MISC. APPLICATION NO.10 OF 2023

Jyoti H. Mehta

... Applicant

Vs

The Custodian & Ors.

... Respondents

**ADDITIONAL AFFIDAVIT OF SMT JYOTI H. MEHTA, SOLE LEGAL
HEIR OF LATE SHRI HARSHAD S. MEHTA**

INDEX

Exhibit	Particulars	Page Nos
	ADDITIONAL AFFIDAVIT OF SMT JYOTI H. MEHTA, SOLE LEGAL HEIR OF LATE SHRI HARSHAD S. MEHTA	899 - 916
A.	Copy of order of this Hon'ble Court dated 08.12.2023 permitting Respondent No.5 to file affidavit-in-sur-rejoinder.	917 -918
B.	Copy of letter dated 11.01.1995 addressed by the Custodian to Hero Honda Motors Ltd. in respect of benami shares.	919 -921
C.	Copy of letter dated 22.06.1995 addressed by the Custodian to Honda Motors Ltd. in respect of benami shares.	922 - 926
D.	Copy of letter dated 28.09.1999 addressed by the Custodian to Hero Honda Motors Ltd. informing them of further benami shares of Jobalias.	927 - 932
E.	Copy of letter dated 27.11.1999 addressed by MCS Ltd. to Suraj Sanghi Finance Ltd. regarding 50 shares of Hero Honda Motors Ltd. sold by Alpa Jobalia.	933 - 936
F.	Copy of letter dated 27.11.1999 addressed by MCS Ltd. to Venugopal Bang regarding 50 shares of Hero Honda Motors Ltd. sold by Alpa Jobalia.	937 - 940

G.	Copy of letter dated 02.12.1999 addressed by MCS Ltd. to Venugopal Bang regarding 50 shares of Hero Honda Motors Ltd. sold by Alpa Jobalia.	941 - 944
H.	Copy of letter dated 30.12.1999 addressed by MCS Ltd. to Rajesh Kumar T. Rander regarding 50 shares of Hero Honda Motors Ltd. sold by Alpa Jobalia.	945 - 948
I.	Copy of order dated 29.04.2000 of Chief Judicial Magistrate to Police Inspector, Bharuch regarding 200 stolen shares of Hero Honda Motors Ltd.	949 - 951
J.	Copy of letter of DSP dated 25.07.2020 to Custodian seeking information and documentary evidence on subject 200 shares of Hero Honda Motors Ltd.	952 - 953
K.	Copy of letter dated 01.08.2000 addressed by Custodian to DSP seeking complete details.	954
L.	Copy of letter dated 11.08.2000 addressed by DSP in reply to Custodian's letter dated 01.08.2000.	955
M.	Copy of letter dated 06.10.2000 addressed by Custodian to DSP.	956
N.	Copy of letter dated 11.10.2000 addressed by DSP to Custodian.	957
O.	Copy of letter dated 12.10.2000 addressed by Custodian in reply to DSP's request for enclosures not received.	958
P.	Copy of letter dated 04.07.2023 addressed by KfinTech to Kalpana Jobalia to proceed in the matter as per the order of Hon'ble Court.	959

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

MISC. APPLICATION NO.10 OF 2023

Jyoti H. Mehta

... Applicant

Vs

The Custodian & Ors.

... Respondents



**ADDITIONAL AFFIDAVIT OF SMT JYOTI H. MEHTA, SOLE LEGAL
HEIR OF LATE SHRI HARSHAD S. MEHTA**

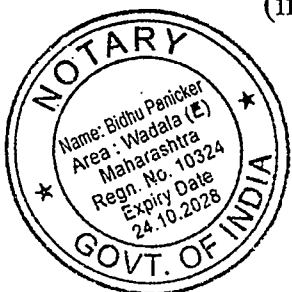
I, Smt Jyoti H. Mehta, adult Indian inhabitant, residing at 32, Madhuli, Dr. Annie Besant Road, Worli, Mumbai 400 018 state on solemn affirmation as under.

1. I say that after filing the present application on 27.02.2023, Respondent No.2, Hero Honda Motors Ltd. filed their affidavit-in-reply on 01.09.2023 and Respondent No.5, Shri Nirav Jobalia filed his affidavit-in-reply on 29.09.2023. I say that thereafter I have filed my separate rejoinders to both the above affidavits-in-reply on 01.12.2023. I say that the Custodian who has been joined as Respondent No.1 has chosen not to file any affidavit-in-reply though earlier he has addressed 2 letters to the company, first being a letter dated 19.05.2021 to seek complete details regarding 36,295 benami shares, a copy of which is enclosed at Exhibit II to my application and the second letter dated 05.07.2021 was in regard to 150 shares standing in the of Harshad Shantilal Mehta and the Custodian also sought break-up of 2,04,790 shares kept in abeyance by the company under Folio No.HML0999999, the copy of which letter is enclosed at Exhibit KK to my application. In the second letter, the Custodian once again sought

information on 36,295 benami shares in a proforma. I say that Respondent No.5 have now sought time to file a sur-rejoinder seeking to deal with new facts and this Hon'ble Court was pleased to permit the same and the copy of order of this Hon'ble Court dated 08.12.2023 is enclosed at **Exhibit A**. I say that Respondent No.5 has been granted time to file the said sur-rejoinder on or before 03.01.2024 with a copy to be served to the Applicants and Custodian but the same has yet not been served.

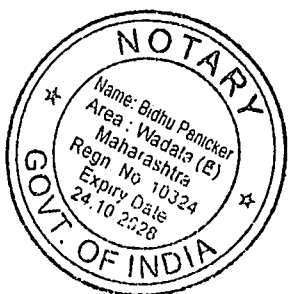
2. I say that from the pleadings that have taken place both Hero MotoCorp Ltd. and Jobalias have denied my valid claim albeit by taking patently illegal and factually incorrect stand and in order to achieve their *mala fide* objects they have suppressed and withheld from this Hon'ble Court material facts and evidence in their possession by acting in collusion with each other so as to cover up their patently illegal acts. On the other hand, I expected the Custodian to support my claim for recovery of the attached shares and the accruals from Hero MotoCorp Ltd. since the same constitutes a part of his statutory duties. I say that during past 32 years of our notification, the Custodian has not been providing to us the notified persons all the facts, documents and details and copies of correspondence exchanged by him with companies and third parties in relation to our attached assets even though we are entitled to the same. I say that under the Torts Act, notified persons are not divested of the ownership of their assets and therefore the Custodian has a duty to keep them fully informed in respect of all the facts and documents relating to their attached assets. I say that the Custodian has a duty to provide all the above facts and documents to the respective notified entities for the following amongst other reasons:

- (i) Because the notified entities have not been divested of their right, title and interest in their assets.
- (ii) Because this Hon'ble Court by order dated 19.04.1995 in MA No.585 of 1994 has held that the Custodian is not the "representative



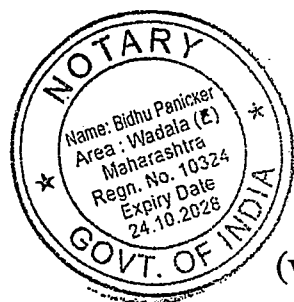
assessee” of the notified entities and the notified entities notwithstanding their notification, are required to discharge their statutory obligations under the Income Tax Act like drawing the books of account, filing the returns of income on oath, contesting the claims of revenue on them etc. I say that this would be possible only if the Custodian makes available to us all the facts, data, details and documents and copies of correspondence relating to our attached assets to each one of us on an ongoing basis.

- (iii) Because this Hon’ble Court by an order dated 20.02.1995 in MA 107 of 1993 has held that the notified persons are expected to discharge their obligations which are not affected by their notification and consequent attachment of their assets. The above order of this Hon’ble Court can be complied with by the notified persons only if the Custodian keeps them totally abreast about all the facts, documents, data and transactions that take place pertaining to their attached assets.
- (iv) Because the Custodian has time and again been urging that the notified entities should also pursue recovery of their attached assets particularly since the Custodian does not have first-hand knowledge in relation to all the transactions. This stand of the Custodian however is denied by the notified entities since after the Custodian has assumed responsibility and taken complete charge of their assets and all the records and because notification has cast a legal disability on them the Custodian is cast a duty to take every step to protect, preserve and augment their attached assets. This stand of the Custodian is also denied since the Custodian has been ‘tooth and nail’ opposing any release of monies from the attached accounts of notified entities to defend their legal interest including for contesting false claims on notified entities as also for causing recovery of attached assets. The notified entities can defend their legal interest only if they are allowed



to engage services of Advocates and Counsels and fees are paid from out of the attached assets.

- (v) Because the Custodian has been falsely claiming that he has been providing all the details, documents and copies of letters to the notified entities though in practice it is found to be untrue. In fact, the evidence now being brought on record by me in the form of correspondence exchanged by the Custodian will conclusively establish that he has not been marking copies of his letters to the notified entities and thereby keeping them completely in dark. The Custodian does not function with transparency and accountability and thereby denies the notified entities any opportunity of defending their legal interest and which includes recovery of attached assets.
- (vi) Because even after repeated grievances made by the notified entities and assurances given by the Custodian that all the data, documents and details would be made available by the Custodian to respective notified entities but yet the same is made available only sporadically and after repeated follow-ups and requests for granting inspection of records. That efforts of notified entities to secure the data and documents under RTI Act, 2005 are also thwarted by the Office of the Custodian.
- (vii) Because the Custodian has a vested interest in withholding all the facts and documents from the notified entities so that they do not discover the lapses deliberately or otherwise committed by the Custodian in managing their attached assets. That this affidavit would conclusively establish that but for my relentless efforts, crucial facts and documents lying in exclusive possession of the Custodian would not have emerged on the record of the present proceedings.
- (viii) Because the notified entities have secured orders from this Hon'ble Court directing the Custodian to supply all the data and documents to



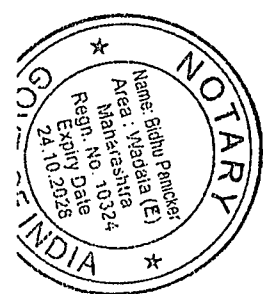
the respective notified entities, including in proceedings in MA 8 of 2016. However, the orders passed by this Hon'ble Court are yet not being complied with by the Custodian which has weakened the applications filed by notified entities for recovery of their attached assets.

3. I say that notwithstanding above, in fact this Hon'ble Court has already directed the Custodian to trace and recover each and every attached benami shares belonging to Mehtas as also their sale proceeds in case such benami shares have been sold in the market and therefore the Custodian in the present case had both the duty and obligation to assist in recovery of aforesaid 36,295 benami shares but such assistance has not been forthcoming and hence the need to file the present additional affidavit. I have in my application already given complete particulars of proceedings in respect of benami shares and orders passed by this Hon'ble Court in them in Exhibit C to my application and also enclosed copies of the following orders in my application:

- (i) Order dated 19.10.1993 in MA 194 of 1993 at Exhibit N to my application
- (ii) Order dated 13.03.1997 in MA 194 of 1993 and MA 53 of 1994 at Exhibit U to my application.
- (iii) Order dated 08.04.2003 in MP 99 of 1998 which is at Exhibit G to my application.

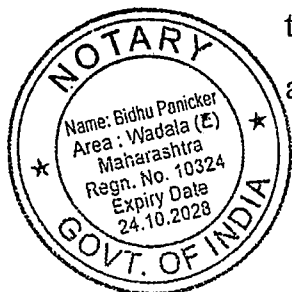
I say that the above orders conclusively establish that the Custodian has the duty and obligation to trace and recover every benami shares and the sale proceeds in case they have been sold.

4. I say that besides above, in my affidavit-in-rejoinder dated 01.12.2023 to



the affidavit-in-reply of Shri Nirav D. Jobalia I have already averred in Para 18 that the Custodian and Hero MotoCorp Ltd. are bound to be directed by this Hon'ble Court to bring on record of the present proceedings copies of the correspondence exchanged by and between them and their STA since they have a duty to come clean before this Hon'ble Court. I am aggrieved that the Custodian has chosen not to file any reply and support my present application and so far as Hero MotoCorp Ltd. is concerned, they have deliberately and consciously filed false and misleading affidavits 'on oath' and it has consciously suppressed several material facts and evidence in its possession. I say that the object of Hero MotoCorp Ltd. and the Jobalias is to work in collusion with each other by suppression of material facts and evidence in their possession. I say that the Custodian who has a duty to bring the facts and evidence in his possession on record of the present proceedings but has also failed to do so. I say that Shri Nirav Jobalia has filed false and baseless affidavit-in-reply as would get conclusively established through the present additional affidavit being filed by me. I say that in the interest of justice this Hon'ble Court may permit me to file the same and take it on record since the same will unravel the truth which has been deliberately suppressed and withheld from this Hon'ble Court in order to obtain a favourable order.

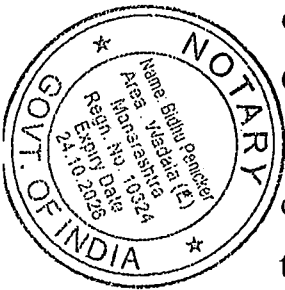
5. I say that the Custodian has in his exclusive possession substantial facts and evidence on which basis he ought to have recovered the subject 36,295 shares of Hero MotoCorp Ltd. but as alleged by me the Custodian is deliberately not recovering the attached properties belonging to Mehtas. I say that in the present case after I made the efforts to track down the attached shares transferred to IEPF, both standing in the name of Mehtas as also benamidars, I addressed the following letters to the company with the copies marked to the Custodian containing requests to recover the attached shares with accruals but the Custodian except addressing couple



of letters to Hero MotoCorp Ltd. has not taken the steps required to be taken by him. The particulars of letters addressed by me are as follows:

- (i) Letter dated 30.09.2020 in respect of 3,875 shares standing in the names of Mehtas (Exhibit H to my application).
- (ii) Letter dated 27.11.2020 in respect of 32,480 benami shares (Exhibit AA to my application).
- (iii) Letter dated 14.01.2021 in respect of 36,295 benami shares (Exhibit DD to my application).

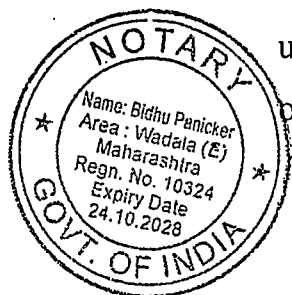
6. I say that the Custodian is already aware that the Jobalias have all been declared benami shareholders of Mehtas in respect of 10 companies and after HSM filed his affidavits he has already handed over the benami shares which stood registered in the names of Jobalias in above companies and the particulars of which are already disclosed by me in my letter dated 14.01.2021 which is enclosed at Exhibit DD to my application. I say that since the Custodian is fully aware of the above facts, no sooner I addressed several letters and brought the facts of pending recovery to the knowledge of the Custodian he had a duty and obligation to come before this Hon'ble Court to take its orders for dealing with the attached assets as required u/s 3(4) of the Torts Act. I say that admittedly he failed to do so for a period of 3 years from the time I addressed the first letter on 30.09.2020. I say that the Custodian had the duty to act even in terms of law laid down by this Hon'ble Court under its order dated 18.08.2016 in MA 24 of 2016 in MA 244 of 2003 (Exhibit D) in terms of which every attached shares and accruals transferred to IEPF are recoverable as no such transfer is permissible in law. I say that from the material facts and evidence already found in possession of the Custodian he had a duty to recover the attached shares with accruals standing in the name of Jobalias after the Income Tax department filed their affidavit in September 1999 in MP 99 of 1998 filed



by the Custodian before this Hon'ble Court precisely for pressing and recovering hitherto untraced benami shares and accruals. I say that the I.T. department furnished 'on oath' particulars of benami shares of Hero MotoCorp Ltd. found registered in the name of Alpana N. Jobalia, Kalpana N. Jobalia and Nirav D. Jobalia but since the Custodian did not take any steps to recover the above benami shares the same came to be transferred to IEPF together with accrued shares and dividends on them.

7. I say that only because of the failure of the Custodian and violations committed by Hero MotoCorp Ltd. the benami shares got transferred into IEPF and taking advantage of this fact and because of passage of several years that Shri Nirav Jobalia filed false claims of recovery of benami shares in collusion with Hero MotoCorp Ltd. who deliberately assisted in above illegal efforts of Shri Nirav Jobalia. I say that since Shri Nirav Jobalia succeeded in securing release of shares from IEPF together with all accruals thereon that he is now falsely claiming that the subject shares were not ever declared to be benami holdings of HSM. I say that the Custodian had a duty and obligation to place on the record of the present proceedings all the facts and evidence in his exclusive possession since it would conclusively establish that the subject shares are benami shares belonging to HSM and therefore the accruals on them also constitute attached property. I say that the failure of the Custodian to bring on record the crucial facts and evidence in his possession is only a part of series of illegal acts deliberately committed by the Custodian to prevent recovery of every attached property belonging to us.

8. I say that in the aforesaid facts and circumstances when all the Respondents have been acting as an adversary and creating impediments in recovery of our attached assets, I sought assistance of the person who had earlier undertaken inspection of records in the Office of the Custodian in respect of benami shares and discovered from the records substantial material,



copies of which were offered to him in the said inspection. I say that until a week ago I had not perused or examined the copies of above material that was offered in inspection by the Custodian and had I perused through the same earlier I would have certainly brought the same on the records of the present proceedings. I say that the enormity of files and records and paucity of staff and other resources has inadvertently resulted in my not being able to marshal all the facts and evidence in our possession and introduce them in my application. I say that I had nothing to gain but everything to lose by not fortifying my case by placing all the facts and evidence on the record of the present proceedings and therefore wish to make amends at the first available opportunity by filing this additional affidavit. In the circumstances, I humbly request to permit me to place a copy of this additional affidavit immediately on record and an advance copy of this sworn affidavit is being served upon all the Respondents.

9. In support of my above contentions, I also rely upon Regulation 16 of the Regulations framed by this Hon'ble Court u/s 9A of the Torts Act which provides for the following:

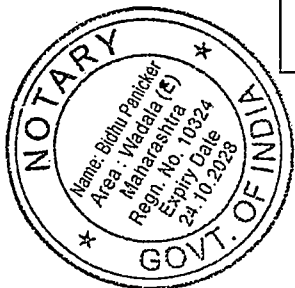
Regulation 16: *"In the event of documents being in the possession of some third party including the Custodian or the C.B.I. or the I.T. Department, the party relying on them should simultaneously with the filing of the pleading make a written Application for production of those documents in Court and for enabling inspection to be given thereof. On such Application appropriate Orders, for inspection by all parties, will be passed. The fact of the document being in possession of the Custodian and/or the C.B.I. or the Income Tax department, will under no circumstances excuse a party from filing pleadings, including the Affidavit with list of documents, within the time aforesaid."*



10. I say that instead of filing an application and availing the remedy to seek directions from this Hon'ble Court on Hero MotoCorp Ltd. and the Custodian to bring all the facts and evidence on record of the present proceedings, I deemed it appropriate and expedient as also a part of my duty to place all the facts and evidence in my possession on the records of the present proceedings particularly since the Respondents are deliberately failing to do so. I am pleased to narrate all the facts and describe all the evidence obtained from the Office of the Custodian through inspection, save and except one letter addressed by KfinTech, the STA of Respondent No.2.

11. I say that the Custodian and Hero MotoCorp Ltd. through their STA had exclusive possession of the following documents which were not brought on record by them and therefore I am placing the same and the description of the same is given as under:

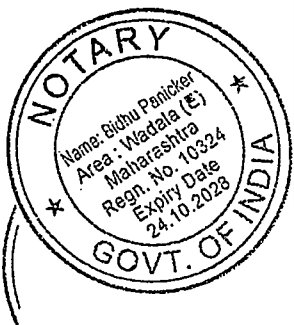
Date	Description
11.01.1995	Custodian addressed a letter to R2 w.r.t. updating list of benami shares as disclosed by HSM on 09.08.1994 and called upon it to verify and confirm the benami shareholdings and comply with the instructions given in the letter dated 09.03.1994 and letter dated 18.04.1994 in respect of shares not forming part of HSM's affidavit dated 20.02.1994. The details of 800 benami shares standing in the name of Nilesh D. Jobalia were enclosed with the letter and a copy of this letter is enclosed at Exhibit B . R2 was called upon to also point out discrepancies, if any, noticed may be informed to the Custodian. That similar letter addressed in case of Larsen & Toubro Ltd. is already brought on record by me.
22.06.1995	Custodian addressed a letter to R2 on the directions of Hon'ble Special Court in respect of benami shares and the list of such parties in whose names the shares were purported to be registered in the books of R2 were made available to the Custodian. It was clearly conveyed that u/s 3(3) of the Torts Act, there is simultaneous attachment of



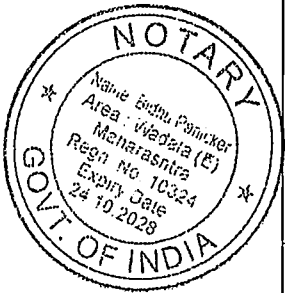
	<p>property which constructively vests with the Special Court and which included one or the other properties belonging to notified persons although in benami names which are deemed attached. The particulars of benami shares sold by benamidars was also sought and a copy of this letter is enclosed at Exhibit C. That similar letter addressed in case of Larsen & Toubro Ltd. is already brought on record by me.</p>
28.09.1999	<p>Custodian addressed a letter to R2 forwarding a copy of affidavit filed by the Income Tax department in September 1999 in MP 99 of 1998 stating that on investigation and detection by the department, further persons viz. Jobalias holding benami shares of HSM in Hero Honda Motors Ltd. have been brought to light which may be declared as attached property. The department disclosed in Annexure 1 to their Affidavit the following shares:</p> <ol style="list-style-type: none"> 750 shares in the name of Alpa N. Jobalia bearing Folio No.136968 750 shares in the name of Kalpana N. Jobalia bearing Folio No.136969 100 shares in the name of Nirav D Jobalia bearing Folio No.136970 700 shares in the name of Nirav D Jobalia bearing Folio No.136972 <p>Custodian called upon Hero Honda Motors Ltd. to verify and confirm that above shares still stand as above and called upon to take note of the details furnished by the I.T. Department. The company was asked to make submissions before Hon'ble Special Court on correctness of above in hearing in first week of October 1999 by filing their reply and furnishing copy to Custodian and others. The copy of the above letter is enclosed at Exhibit D.</p>
27.11.1999	<p>MCS Ltd. addressed a letter to Suraj Sanghi Finance Ltd. in respect of 50 shares of Hero Honda Motors Ltd. forwarding copy of the share certificate and Transfer Deed executed by Alpa N. Jobalia as received for transfer. That above 50 shares constituted bonus of 1998 against benami holdings of HSM being subject matter of MA 99 of 1998 pending before the Special Court. MCS acknowledged that Custodian under his letter dated 28.09.1999 furnished the affidavit of I.T. Department. MCS was directed that it cannot take any action. MCS therefore advised the party to take up the matter with the Special Court. Copy of above</p>



	letter (with Certificate and TD) is enclosed at Exhibit E .
27.11.1999	MCS Ltd. addressed a letter to Venugopal Bang in respect of 50 shares of Hero Honda Motors Ltd. forwarding copy of the share certificate and Transfer Deed executed by Alpa N. Jobalia as received for transfer. That above 50 shares constituted bonus of 1998 against benami holdings of HSM being subject matter of MA 99 of 1998 pending before the Special Court. MCS acknowledged that Custodian under his letter dated 28.09.1999 furnished the affidavit of I.T. Department. MCS was directed that it cannot take any action. MCS therefore advised the party to take up the matter with the Special Court. Copy of above letter (with Certificate and TD) is enclosed at Exhibit F .
02.12.1999	MCS Ltd. addressed a letter to Venugopal Bang in respect of 50 shares of Hero Honda Motors Ltd. forwarding copy of the share certificate and Transfer Deed executed by Alpa N. Jobalia as received for transfer. That above 50 shares constituted bonus of 1998 against benami holdings of HSM being subject matter of MA 99 of 1998 pending before the Special Court. MCS acknowledged that Custodian under his letter dated 28.09.1999 furnished the affidavit of I.T. Department. MCS was directed that it cannot take any action. MCS therefore advised the party to take up the matter with the Special Court. Copy of above letter (with Certificate and TD) is enclosed at Exhibit G .
30.12.1999	MCS Ltd. addressed a letter to Rajesh Kumar Tulsiram Rander in respect of 50 shares of Hero Honda Motors Ltd. forwarding copy of the share certificate and Transfer Deed executed by Alpa N. Jobalia as received for transfer. That above 50 shares constituted bonus of 1998 against benami holdings of HSM being subject matter of MA 99 of 1998 pending before the Special Court. MCS acknowledged that Custodian under his letter dated 28.09.1999 furnished the affidavit of I.T. Department. MCS was directed that it cannot take any action. MCS therefore advised the party to take up the matter with the Special Court. Copy of above letter (with Certificate and TD) is enclosed at Exhibit H .
29.04.2000	Copy of order of Chief Judicial Magistrate on Police Inspector, Bharuch to examine and investigate the complaint of Priti Chetanbhai Dalal against Alpa Nilesh Jobalia within 30 days. The accused had sold between August 1999 to December 1999 under 4 transactions 200 shares of Hero Honda Motors Ltd. It was alleged that the 2

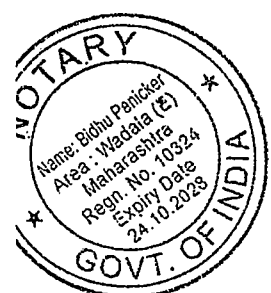


	accused had been having illegal custody of shares of HSM as stolen property and despite knowing that it was not saleable they mislead and sold the shares by falsely assuring the Complainant that she would get legal title to the shares and received a sum of Rs.1,70,214/- in bank accounts of accused. The copy of the order with the complaint is enclosed at Exhibit I .
25.07.2000	Dy. Superintendent of Police (DSP) of Bharuch addressed a letter to Custodian seeking information and documentary evidence in respect of criminal case registered by Bharuch Police by Smt Preeti Chetanbhai Dalal against Smt Alpa Jobalia and Shri Jayesh Jobalia who had sold 200 shares of Hero Honda Motors Ltd. When Complainant sent the shares for transfer, MCS Ltd. refused to transfer stating that the Special Court, Mumbai had initiated the enquiry for the same involving HSM. To investigate the matter a Police Inspector from Bharuch visited the Special Court and sought copies of relevant documents. He also discussed the matter with OSD in Custodian's office, Shri M.P. Purushu. The police raised 6 queries and sought the information and documentary evidence from the Custodian on the subject 200 shares. The accused Jobalias, told the Police that they have got cleared the shares from BSE and the Special Court. The Police therefore sought facts and evidence and a copy of their above letter is enclosed at Exhibit J .
01.08.2000	Custodian addressed letter to Dy. SP, Bharuch calling for information regarding 200 shares since the copy of complaint was not forwarded and even the name of the company was not provided and therefore complete details were sought and a copy of this letter is enclosed at Exhibit K .
11.08.2000	Dy. SP replied to Custodian's letter of 01.08.2000 and provided all the documents and information to him and urged to proceed further in the matter and a copy of this letter is enclosed at Exhibit L .
06.10.2000	Custodian replied to Dy. SP, Bharuch stating that as per affidavit of Dy. Commissioner of Income Tax in MP 99 of 1998 the subject shares were attached and informed to file an application before the Special Court for release of the shares from attachment. For other queries, Dy. SP was advised to refer to Hero Honda Motors and a copy of this letter is enclosed at Exhibit M .
11.10.2000	Dy. SP replied to Custodian and stated that the enclosure of



	the letter was not received and requested to send the same and the copy of this letter is enclosed at Exhibit N .
12.10.2000	Custodian replied to Dy. SP's letter dated 11.10.2000 clarifying that no enclosure was attached with the letter and the shares were attached by the Custodian and a copy of this letter is enclosed at Exhibit O .

12. I say that all the above facts and evidence are already in possession of the Custodian as also Hero MotoCorp and their then STA, MCS Ltd. I say that Hero MotoCorp was already informed and instructed by Custodian under his letter dated 28.09.1999 that benami shares of its company belonging to HSM were standing in the name of Alpana Jobalia, Kalpana Jobalia and Nirav D Jobalia and the I.T. Department had filed their Affidavit to that effect in MP 99 of 1998. Hero MotoCorp was already joined as party Respondent in above proceedings and was also called upon by Custodian to give its say and confirm the status of the above benami shares. I say that besides above, further material could be in possession of the Custodian and Hero MotoCorp Ltd. not to my knowledge and therefore this Hon'ble Court may be pleased to direct them to bring every material in respect of attached shares on the record of the present proceedings.
13. I say that thereafter MCS Ltd. the then STA has refused to transfer 200 shares of the company lodged with it by 3 parties on the ground that the subject shares were declared to be benami holdings of HSM and were the subject matter of Custodian's letter dated 28.09.1999 and MP 99 of 1998. It retained the original subject 200 shares and the Transfer Deeds. I say that despite above, in the present proceedings and to numerous letters addressed by me to Hero MotoCorp Ltd. it has falsely stated on oath that the company has never been informed of the above benami shares standing in the names of above 3 persons and that no order has been passed in their regard by Hon'ble Special Court. I say that the above false stand has been taken deliberately and consciously by Hero MotoCorp Ltd. as in violation of



Sec.3(4), 9A and 13 of the Torts Act it has dealt with the attached benami shares and accruals thereon and illegally transferred the same to IEPF. I say that after transferring the shares to IEPF with accruals thereon the said Hero MotoCorp Ltd. has then acted in collusion with all the benami shareholders including Jobalias and Nirav D Jobalia in particular by deciding and adjudicating on the issue of their ownership denying my legitimate claim and holding the title in favour of the Jobalias. I say that in order to cover up all the aforesaid conscious violations and its contumacious conduct Hero MotoCorp Ltd. has suppressed and withheld from this Hon'ble Court the above crucial facts and evidence already in its possession. I say that Hero MotoCorp Ltd. has consciously made the false statements hoping that the facts and evidence suppressed by it will never surface and I will never be able to discover the true and the complete facts. I say that fortunately and in nick of time I have discovered the above crucial facts and evidence so that the Respondents are not allowed to profit out of their own wrongs. I say that Hero MotoCorp Ltd. is guilty of a very serious offence of perjury and accordingly I humbly pray to this Hon'ble Court to proceed against the said company appropriately and particularly make it liable jointly and severally alongwith Nirav D Jobalia to make good the attached benami shares with all accruals thereon and further to levy interest on them @ 24% p.a. on the amounts of attached dividends and for the periods that they have remained unpaid to the Custodian.

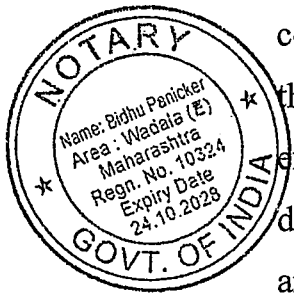
14. I say that it can be seen from several letters addressed by me to Hero MotoCorp Ltd. to explain them the effect of the provisions of the Torts Act and the law laid down thereunder but yet it has chosen to completely ignore the same with impunity and the company in fact threatened me that it will proceed to issue the shares to their other Claimants notwithstanding my claim on the same and the 2 letters addressed by Custodian to them as aforesaid. I say that Hero MotoCorp Ltd. is also a habitual offender and



guilty of transferring even the shares standing in the name of Mehtas and dividends of Crores on them to IEPF the particulars of which are already set out in my Application. I say that the company as large and as reputed like Hero MotoCorp Ltd. is bound to act investor friendly, bound to act in accordance with law and also fully comply with the provisions of the Torts Act and law laid down thereunder.

15. I say that despite seeing that Alpana Jobalia had dealt with and sold 200 shares of Hero MotoCorp Ltd. but yet instead of taking steps for recovery of the benami shares disclosed by the I.T. Department on oath in September 1999 the Custodian has chosen to advise Dy. SP through his letter dated 06.10.2000 to file an Application before this Hon'ble Court for release of shares from attachment knowing fully well that such attached shares can never be released from attachment by this Hon'ble Court. I say that since Alpana Jobalia never had the title in the subject shares of Hero MotoCorp Ltd. there was no question of Bharuch Police getting an order for release of shares from attachment. I say that instead of discharging his statutory duties the Custodian is more concerned and representing the interest of Bharuch Police by giving it the above unsolicited advice. I say that having committed such serious violations the Custodian is therefore not bringing the above crucial evidence on the record of this Hon'ble Court lest it will expose the Custodian of the said violations. I say that even after I have discovered the fact of pending recovery of attached shares from Jobalias and IEPF the Custodian does not seek to make any amends but wants to perpetuate the illegalities already committed by him.


16. I say that besides above on 04.07.2023 Kfintech the present STA of Hero MotoCorp Ltd. addressed a letter to Kalpana Jobalia in response to complaint lodged by her with SEBI for the shares held in the name of Jayesh D. Jobalia. It stated that the legal heirs of HSM have filed a case being MA 10 of 2023 before Hon'ble Special Court claiming the subject



shares as benami shares of HSM. Since the matter was sub-judice the request for issuance of duplicate cum transmission of shares cannot be considered as it will proceed in the matter as per the Court order and the copy of this letter is enclosed at **Exhibit P**. I say that the stand taken by Kfintech in their above letter is completely contrary to the stand taken by Hero MotoCorp Ltd. in the letters addressed by it to me and in the Affidavit-in-reply dated 01.09.2023 filed in the present proceedings. I say that even the above letter conclusively establishes all the allegations made by me against Hero MotoCorp Ltd.

17. I say that in the facts and circumstances stated above and in the interest of justice I humbly pray to this Hon'ble Court to take the present Additional Affidavit on record of the present proceedings. I say that I will not oppose if the Respondents are granted full and proper opportunity to deal with the contents of my present Affidavit keeping in with the principles of natural justices and fair play. I say that in view of what I have stated above all the reliefs prayed for by me may kindly be granted to me.

Solemnly affirmed at Mumbai)
this 29th day of December 2023)

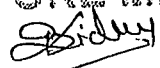

(ASHWIN MEHTA)
Advocate for the Applicant

Before me,

X


(Jyoti H. Mehta)
Applicant

BEFORE ME


BIDHU PANICKER
B.Com., LL.B.
ADVOCATE HIGH COURT
NOTARY (Govt. of India)
Res: 303, Sandeep Apt., Plot No. A/197,
Sector-20, Near Balaji Temple,
Nerul (W), Navi Mumbai, Maharashtra.

29 DEC 2023



VERIFICATION

I, Smt Jyoti H Mehta, Hindu, Adult, Indian Inhabitant, residing at 32, Madhuli, Dr. Annie Besant Road, Worli, Mumbai 400 018, do hereby declare that what is stated in the foregoing additional affidavit in Para Nos.1 to 17 are true to my own knowledge.

Solemnly declared at Mumbai)
dated this 29th December 2023)

X *J H. Mehta*
(Jyoti H. Mehta)
Applicant

X *Mur*
(ASHWIN MEHTA)
Advocate for the Applicant

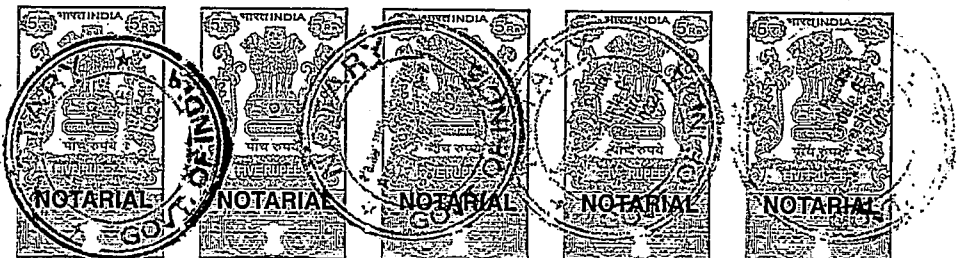
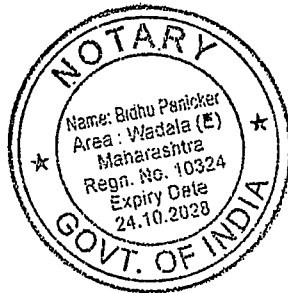
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BEFORE ME

Bidhu
BIDHU PANICKER
B.Com., LL.B.
ADVOCATE HIGH COURT
NOTARY (Govt. of India)
Res: 303, Sandeep Apt., Plot No. A/197,
Sector-20, Near Balaji Temple,
Nerul (W), Navi Mumbai, Maharashtra.

Notary Reg. Sr. No. 7881 / 2023
In Book No. VI

29 DEC 2023





IN THE SPECIAL COURT
[TRIAL OF OFFENCES RELATING TO TRANSACTIONS IN
SECURITIES] ACT, 1992

MISCELLANEOUS APPLICATION NO. 10 OF 2023

Jyoti H. Mehta

...Applicant

Vs.

The Custodian and Others

...Respondents

Mr. Ashwin Mehta, for Applicant.

Mr. Hormaz Daruwalla, Senior Counsel with Mr. J. Chandran
i/b Ms. Shilpa Bhate, for Custodian.

Mr. Jehangir Khajotia, for Respondent No. 5, 8.1 and 9.1.

CORAM:- N. J. JAMADAR, J.
Judge, Special Court

DATED:- 8th DECEMBER, 2023.

PC:-

1. Heard the learned Counsel for the applicant.
2. The learned Counsel for the respondent No. 5 submits that copy of the affidavit-in-rejoinder has been served on respondent No. 5, on 5th December, 2023. There are certain averments in the affidavit-in-rejoinder, which warrant a traverse.
3. The learned Counsel for the respondent No. 5 seeks time to file an affidavit-in-sur-rejoinder.

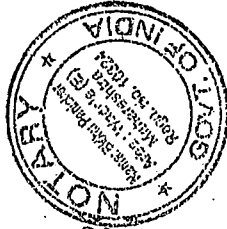


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22-SPMA-10-23.DOC

4. Let the affidavit-in-sur-rejoinder be filed on or before 3rd January, 2024 and copy served on the applicant and the Custodian.
5. Stand over to 5th January, 2024.

[N. J. JAMADAR, J.]



प्रतिरक्षक का कार्यालय OFFICE OF THE CUSTODIAN
 विशेष न्यायालय (प्रतिभूति संव्यवहार सम्बन्धी) THE SPECIAL COURT (Trial of offences relating to
 अपराध विचारण) अधिनियम, 1992 transactions in Securities) Act, 1992
 तीसरी मंजिल, बैंक ऑफ़ बरोडा भवन, 3rd Floor, Bank of Baroda Bhawan,
 16, पार्लियामेंट स्ट्रीट, 16, Parliament Street,
 नई दिल्ली-110001 NEW DELHI-110001
 दूरभाष : 3326836, 3327279, 3329231 Phones : 3326836, 3327279, 3329231
 फैक्स : 91 11 331-1665 FAX : 91 11 331-1665

Regd.

No. 28922 /CUS/ATT/MA-53/94/987(KW-6)

11.1.95

To
 The Company Secretary
 HERO HONDA MOTORS LTD.
 34 COMMUNITY CENTRE
 BASANT LOK, VASANT VIHAR
 NEW DELHI - PIN - 110057

Sir,

Sub: Updating list of benami shares submitted by Harshad S.Mehta to Special Court on 9th August 94

Harshad S.Mehta in his Affidavit dated 25th February 94 had submitted a list of benami share holding in various companies which was forwarded to you vide this office letter No.4151 /Cus/ Att/MA-53 Of 94/987-kw DATED 9TH/19th March 94.

He has now submitted an updated list of those shares to the Special Court on 9th August 94 (copy enclosed). You may kindly arrange to verify and confirm the share holdings indicated therein and discrepancies, if any, noticed may be pointed out to this office immediately.

You may also kindly arrange to note the instructions given in this office letter dated 9th/19th March 94 and furnish the additional information called for in this office letter No.285 / Cus/Att/MA-53/987 dated 15th /18th April 94 to this office immediately in respect of shares and folios which were not listed in his earlier affidavit of 25th February 94.

Yours faithfully,

(D.K.ROY CHOWDHURY)
 OFFICER ON SPECIAL DUTY

Encl: as above

TRUE COPY

Advt. No. 110001/110001/110001



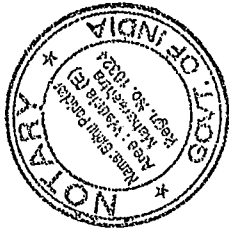
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HERO HONDA

SHARIBEN R SHETH
BHAVESH H MODI
SIPINBHAI D MODI
CHHAYA H MODI
DARSHANA BHUPENDRA AVALANI
DURLABHAJI KABABHAI MODI
HARESH SHANTILAL AVALANI
HARESH SHANTILAL AVALANI
HARSHUKHLAL D MODI
HARSUKHLAL D MODI
JAGDISH R SHETH
JAYPRAKASH R SHETH
KANCHANBEN R SHETH
MACHUBEN N MEHTA
MEENABEN H MODI
MEENABEN J SHETH
MEENABEN J SHETH
NAVINCHANDRA L MEHTA
NILESH D. JOBALIA
NILESH D. JOBALIA
NILESH H MODI
RAJANI D. MODI

137374 900
137311 750
137312 850
137313 750
136540 850
137314 750
136541 750
HH136541 70
137317 750
137318 100
137377 900
137378 900
137379 700
137298 850
137320 700
137381 700
437381 200
137301 850
136971 750
H136971 50
137322 750
137323 850

114



921

Page No. 29		137384	
		137385	
		137325	
		HH137325	
		136542 ✓	
		136543	
		137326	
		136544	
FIRST, HOLDER		FOLIO NO.	QUANTITY SECOND HOLDER
RAJESH R SHETH			850
RAMANIKLAL V SHETH			850
REKHABEN B MODI			700
REKHABEN B MODI			15
REKHABEN HARESH AVALANI			785
SARLABEN SHANTILAL AVALANI			800
SHANTABEN D MODI			750
SHANTILAL ODHAVJI AVALANI			700
** Subtotal **			20170



अभिरक्षक का कार्यालय
विशेष न्यायालय (प्रतिभूति संचयनहार सम्बन्धी
अपराध विचारण) अधिनियम, 1992
श्रीमती मंगल, बैंक ऑफ बड़ोदा भवन,
16, पार्लियामेंट स्ट्रीट,
नई दिल्ली-110001
दूरभाष : 3326836, 3327279

OFFICE OF THE CUSTODIAN
THE SPECIAL COURT (Trial of offences relating to
transactions in Securities) Act, 1992
3rd Floor, Bank of Baroda Bhawan,
16, Parliament Street,
NEW DELHI-110001
Phones : 3326836, 3327279

CONFIDENTIAL

दिनांक Dated the 22nd June, 1995

NO. 811/CUS/MA-297 OF 94(987-KW) :

To

The Company Secretary
Hevo Honda Motors Ltd.
34 Community Centre
Basant Lok - Vasant Vihar
New Delhi 110057.
Dear Sir,

On the directions of the Special Court (Trial of Offences Relating to Transactions in Securities - TORTS), Bombay, this Office has been informed that a large number of shares pertaining to your company, belonging to the Harshad Mehta Group (HMG) notified under the Special Court (TORTS) Act, 1992 have been registered in benami names by them. A list of such parties in whose names the shares have been purported to be registered in the books of your company, as made available to the Custodian is enclosed.

2. Under Sec.3(3) of the Special Court Act, all properties, movable or immovable or both, stand attached simultaneously with the issue of notification. As such all attached properties constructively vest with the Special Court. Where therefore, there is certainty that one or the other of the properties belong to the notified persons, although in benami names, they will be deemed attached.

3. The Custodian has also been informed that several of these shares so registered in benami names, have been sold in the market.

4. In order to have a proper perspective of the position, you are requested to urgently indicate the following:-

- (a) Confirmation of the fact that the shares indicated in the list are/were registered in the names of the parties mentioned therein. The date(s) from which the shares were so registered, may also be indicated;
- (b) Details of transfer in the name of the parties mentioned in the list and name(s) of brokers through whom the purchase was made as indicated in the transfer documents with the date of transfer; and

[- 2 -]

TRUE COPY

Muz

Advocate for the Applicant



: 2 :


(c) Transfers, if any, from the parties whose names are indicated in the list, details such as name(s) of transferee(s), number of shares, date of transfer, name(s) of brokers through whom transfers have taken place as indicated in the transfer documents, and Distinctive/Certificate Nos./Folio Nos.

5. Details at (a) less at (c) above, will indicate the position regarding the number of shares continuing to be registered in the names of the parties in the list.

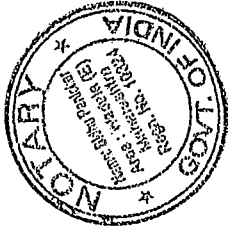
6. As these details will have to be produced to the Special Court in connection with pending applications before Court, an early reply is requested.

7. If possible, in addition to the signed reply to this Office, we may also be furnished the details on floppies.

Yours faithfully,


(K. ARAVAMUDHAN)
OFFICER ON SPL. DUTY

Enc: As above



924

** SCRIP -- HERO HONDA
HERO HONDA

DARSILANA D AVALANI

136540

850

3/5

0
0
0



925

314

Page No. 925

- 76 -

LIST OF HONORABLE MEMBERS
OF THE GROUP

NAME (1)	NAME OF THE HONORABLE MEMBER (2)	AGE IN 1980 (3)	AGE IN 1985 (4)
HERO HONDA	HARSHAD S. AVALANI	134541	880
HERO HONDA	PETTERAL H. AVALANI	136542	785
HERO HONDA	SANJAY H. AVALANI	136543	800
HERO HONDA	SHANTILAL AVALANI	136544	700
HERO HONDA	HILTON D. JODALIA	136971	800
HERO HONDA	HARSHAD H. MEHTA	137278	850
HERO HONDA	NAVJYOTI H. MEHTA	137301	850
HERO HONDA	CHAVESH H. MODI	137311	750
HERO HONDA	CHHAYA H. MODI	137313	750
HERO HONDA	DURLABHJI K. MODI	137314	750
HERO HONDA	HARSUKHLAL D. MODI	137317	750
HERO HONDA	HARSUKHLAL D. MODI	137318	100
HERO HONDA	MEEHABEN H. MODI	137320	700
HERO HONDA	MILESH H. MODI	137322	1600
HERO HONDA	RAJANI D. MODI	137323	880
HERO HONDA	RAJENDREN MODI	137325	715
HERO HONDA	SHANTA D. MODI	137326	750
HERO HONDA	SHANTIBEN R. SHETH	137374	900
HERO HONDA	JAGDISH R. SHETH	137377	900
HERO HONDA	JAYPRAKASH R. SHETH	137378	900
HERO HONDA	PANCHABEN R. SHETH	137379	700
HERO HONDA	HIRABEN J. SHETH	137381	900
HERO HONDA	RAJESH R. SHETH	137384	850
HERO HONDA	RAMNILAL V. SHETH	137385	880



926

3) L

- 77 -

LIST OF BENEFIT SHAREHOLDERS
OF HON GROUP

NAME OF THE SHAREHOLDER (1)	TO TO NO (2)
--------------------------------	-----------------

NO OF SHARES
(1)

20200

Subtotal 11



927

EXHIBIT - D

सत्यमेव जयते

अभिरक्षक का कार्यालय
विशेष न्यायालय (प्रतिभूति संव्यवहार सम्बन्धी
अपराध विचारणा) अधिनियम, 1992

9 वी मंजिल - नरिमन भवन,
227, विनाय के. शाह मार्ग,

नरिमन पॉइन्ट, मुंबई - 400 021.

दूरभाष : 2833007 - 2856780 फॅक्स : 022-2833007

OFFICE OF THE CUSTODIAN
THE SPECIAL COURT (Trial of offences
relating to transactions in Securities) Act. 1992.
9th Floor, Nariman Bhawan,
227, Vinay K. Shah Marg,
Nariman Point, Mumbai - 400 021.
Phone: 2833007-2856780 Fax: 022-2833007

No. 5013 /CUS/BOM/MP-99/98/PN/98 (236-MII) Dated the 19 September 27, 1999

Hero Honda Motors Limited,
34, Basant Lok,
Vasant Vihar,
New Delhi 110 057.

Dear Sirs,

Sub : Misc. Petition No.99 of 1998
Custodian Vs. Harshad S. Mehta & Ors.

Please find enclosed a copy of the Affidavit
filed by Respondent No.2, Shri V.K. Gupta, Dy. Commissioner of
Income Tax, Central Circle - 23, Mumbai, in the above matter.

In the Affidavit the Dy. Commissioner of Income
Tax, has listed further benami shares detected by the Income Tax
Department, complete details in respect of such shares detected
by the Income Tax Department in respect of your company has been
included in list annexed to Annexure-I to the Affidavit. You
are requested to verify and confirm that the said shares continue
to stand in the folio and in the name of the holder as indicated
by the Income Tax Department.

You are requested to take note of the details
furnished by the Income-Tax Department and make your submissions
as regards the corrections thereof before the Court when the above
matter reaches hearing before the Special Court during the 1st
week of October 1999. You are therefore requested to ensure that
your reply in the matter as filed before the Special Court and
copies furnished to us amongst others.

Yours faithfully

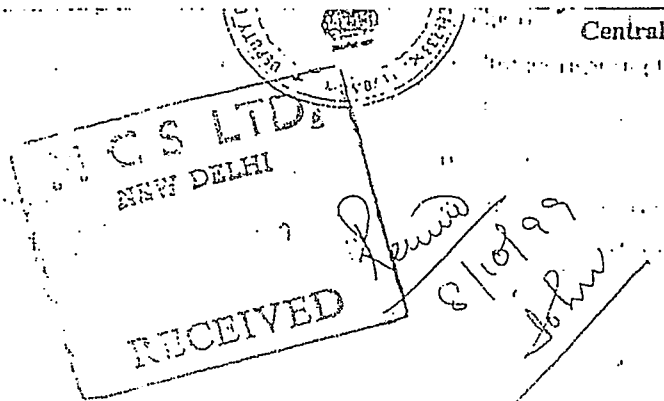
S. G. Srinivasan

(S.G. SRINIVASAN)

Officer on Special Duty

Encl: As above

Central Cir.213, Mumbai.



THUR 8/10/99

for

for



No.DCIT/CC-23/Spl.Court/99-2000

Office of the
Dy. Commissioner of Income-tax
Central Circle-23, 7th Floor,
Room No., 701, Old CGO Bldg. Annexe
M.K. Road, Mumbai-400 020.

Dated: 10.9.1999.


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

To

1. The Custodian,
9th Floor, Nariman Bhavan,
227, V.K. Shah Marg,
Nariman Point,
MUMBAI-400 021.
2. Shri Harshad S. Mehta,
1205/06 Maker Chambers V,
Nariman Point,
MUMBAI-400 021.

Please find enclosed herewith a copy of affidavit filed in response to the above Misc.
application for your record and notice.




(V. K. GUPTA)
Dy. Commissioner of Income-tax
Central Cir. 213, Mumbai.

BEFORE THE SPECIAL COURT CONSTITUTED UNDER
THE SPECIAL COURT (TRIAL OF OFFENCES
RELATING TO TRANSACTIONS IN SECURITIES)
ACT, 1992, AT MUMBAI.



MISC. PETITION NO. 99 OF 1998

The Custodian

.....Petitioner

Vs.

Shri Harshad S. Mehta & Others

.....Respondents

AFFIDAVIT

1. I, Shri V. K. Gupta, Deputy Commissioner of Income Tax, Central Circle 23, Mumbai, having my office at 7th Floor, Old C. G. O. Complex Annexe, Maharshi Karve Marg, Mumbai 400 020, do hereby solemnly affirm and state as under:

2. That I have gone through the above mentioned petition filed by the Custodian appointed under the Special Court (Trial of Offences relating to Transactions in Securities) Act, 1992, and after considering the petition in detail, I state at the outset that the Respondent No. 2, viz., Assistant Commissioner of Income Tax, Central Circle 23, Mumbai, (now redesignated as Deputy Commissioner of Income Tax, Central Circle 23, Mumbai), has no objection to the Custodian's Application to this Hon^{ble} Court for declaration of all the shares/ securities standing in the name of individuals/ entities in the Exhibit 'G' of that application as 'Benami' shares of the Respondent No. 1. However, I say and submit that on investigation and detection by this Department, further holdings of benami shares of the Respondent No.1 have been brought to light, the list of which is appended herewith as Annexure 1. These shares had not been listed in the list of Benami shares of the Respondent



No.1 as filed in the earlier applications filed by this Department. Neither do these shares appear in the Exhibit "G" of the petition mentioned above; nor have they been disclosed by the Respondent No. 1 so far. Thus, these shares represent Benami holdings of the Respondent No. 1 which hitherto remained not accounted for.

3. I humbly state that under the circumstances the shares listed in Annexure 1 appended herewith be declared as Benami shares of the Respondent No.1 and therefore, be attached with such further orders as the petitioner has prayed for in connection with the Exhibit "G" of the above mentioned petition.

4. I state that Respondent No. 2 has investigated and will further investigate to discover shares / securities holdings, which according to the Respondent No. 2, are the Benami holdings of the Respondent No. 1 and will place before this Hon^{ble} Court for necessary orders.

5. I humbly state that the detection of Benami shares / securities is based on Benami names and / or addresses used by the Respondent No. 1 for receiving deliveries of these Benami shares / securities.

6. I humbly state that this Department has taken all due care and caution with full diligence to be accurate in respect of the names and corresponding folio numbers; however, the Department reserves its right for corrections, if necessary and required, from time to time.

Solemnly affirmed and declared

at Mumbai on this day of September, 1999.

Sd/-
Deponent

Advocate for the Respondent No. 2

Before me.

Special Court, Mumbai

Page 2



ANNEXURE : I

Sr	NAME	SCRIP	FOLIO	SHARES As Per Company
102	ALPAN JOBALIA	HERO HONDA	136968	750
103	KALPANA N JOBALIA	HERO HONDA	136969	750
104	NIRAV D JOBALIA	HERO HONDA	136970	100 10
105	NIRAV D JOBALIA	HERO HONDA	136972	700

236-m44, 236-m44

236-m44,



Central Govt. Advocate

Government of India,
Ministry of Law and Justice,
Department of Legal Affairs,
Aayakar Bhavan Annexe,
Mumbai-20

IN THE SPECIAL COURT CONSTITUTED UNDER THE
SPECIAL COURT (TRIAL OF OFFENCES RELATING TO
TRANSACTIONS IN SECURITIES) ACT, 1992 AT MUMBAI.

MISC. PETITION NO. 99 OF 1998

The Custodian

....Petitioner

Versus

Shri Harshad S. Mehta & Others

....Respondents

To,

The Officer on Special Duty
Special Court
Mumbai.

Sir/Madam

BE PLEASED to enter my appearance on behalf of the Applicant
above named in the above matter.

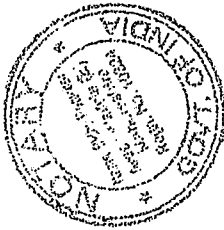
Dated this

day of

1999.

Yours faithfully,

(R. N. BANDYOPADHYAY)
ADVOCATE FOR THE APPLICANT



933

EXHIBIT - E**MCS LIMITED**SRIVENKATESH BHAVAN, 212-A, Shahpurjat, New Delhi-110 049
Telephone : 6494830 • Fax : 011-6494152MCS/HMPL/120365/99
17 November, 1999.

Adh/68

Smt. Sanghi Finance Ltd
17/21, Bombay Mutual Chamber,
Basement Ampalal Doshi Marg,
Fort, Mumbai 400023.Re: Hero Honda Motors Ltd - transfer of 50 shares, certificate
no.375298 bearing dist nos.33586556-605.

Dear Sir/Madam,

We are in receipt of the aforesaid share certificate alongwith
relevant transfer deed lodged by you for transfer in your favour.

In this connection, we wish to inform you that the above share
certificate(s) constitute the bonus shares issued by the company
during the year 1998 against the benami holdings of Harshad S
Mehra. Please note that the said shares are also subject matter
of Misc. application no. 99/98 pending before the SPECIAL COURT
bearing the title case "THE CUSTODIAN V/S HARSHAD S MEHRA &
OTHERS. Copy of the letter no. 5013/CJS/BOM/MP-98 PS-PN/26-11-98
dated 13.11.98 of the Office of the Custodian alongwith
affidavit of Deputy Commissioner of Income Tax filed in the
Special Court on the above matter is enclosed for your
reference.

In view of the above circumstance, we are sorry to inform you
that we cannot take any action pertaining to the alleged shares
and therefore, we are enclosing herewith photocopies of share
certificates as well as transfer deed for your reference.

Further, you may take up the matter with the Special Court
constituted under the Special Court (Trial of Offences relating
to transactions in securities) to protect your interest, if you
so desire.

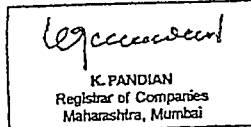
Thanking you,

Yours faithfully,
for MCS LIMITEDJOHN MATHEW
MANAGER.

Encl: as above.

TRUE COPY

17/11/1999



120365

Date of presentation to the Prescribed Authority

SHARE TRANSFEE FORM

(Pursuant to section 102(1A) of the Companies Act, 1953)

FOR THE CONSIDERATION stated below the "Transferor(s)" named do hereby transfer to the "Transferee(s)" named, the shares specified below subject to the conditions on which the said shares are now held by the Transferor(s) and Transferee(s) do hereby agree to accept and hold the said shares subject to the conditions aforesaid.

FULL NAME OF COMPANY HERO HONDA MOTORS LTD.	NAME OF THE RECOGNISED STOCK EXCHANGE WHERE DEALT IN, IF ANY
--	---

DESCRIPTION OF EQUITY/PREFERENCE SHARES		Consideration (in words)	
No. in Figures 50	Number in words FIFTY	Consideration (in figures) Rs. 60987.50	Sixty Thousand Nine Eighty Seven & Fifty paise only

Distinctive numbers	From 33586556	To 6605	Corresponding Certificate Nos. 375798		
---------------------	------------------	------------	--	--	--

TRANSFEROR(S) [SELLER(S)] PARTICULARS		Signature(s)	
Name(s) in Full Name(s) in Full Folio No. HH 136968			
1. ALPA N. TOBACIA		1. Alpa N. Tobacia	
2. _____		2. _____	
3. _____		3. _____	
4. _____		4. _____	

ATTESTATION. SIB no 7463 I, hereby attest the Signature of the Transferor(s) herein mentioned Signature Nishu N. Bank Name श्री इंडियन बैंक Address/Seal for INDIAN BANK Manager Please see overleaf instructions such Br		Signature of Witness Name & Address of Witness PATEL MANEJ O? D. I. GANWAL SERVING CENTRE 23, B. G. Trade Centre Panchbatti, BHARUCH-322 COL. Pin _____	
---	--	---	--

TRANSFEE(S) [BUYER(S)] PARTICULARS		Signature(s)	
Name(s) in Full 1. SURAJ SANGHI FINANCE LTD.		SURAJ SANGHI FINANCE LTD. 1. _____ 2. _____ 3. _____	

OCCUPATION	ADDRESS	FATHERS/HUSBANDS NAME
1. BUSINESS	19/21 Bombay Mutual Chambers	
2. _____	Basement, Ambalal Doshi Marg,	
3. _____	Fort, Mumbai - 400023	

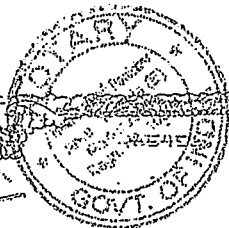
Transferee(s) existing Folio If any, in same Order of Names	Value of Stamps affixed
157800	Rs. 3057 -

DATED this 28th day of SEPT. One Thousand Nine Hundred Ninety Nine PLACE _____

For office use only:

Checked by _____
Signature tallied by _____
Entered in Register of Transfer No. _____
Approval Date _____

Folio _____ Company Code _____
SURAJ SANGHI FINANCE LTD.
1. _____
2. _____
3. _____



12/ 19

REGNO 38016



HERO HONDA MOTORS LIMITED

(Incorporated under the Companies Act, 1956.)

Registered Office : 34, Community Centre, Basant Lok, Vasant Vihar, New Delhi-110 057.

Dividend Entitlement Pro rata w.e.f. 28.09.98
For the Financial Year 1998-99

THIS IS TO CERTIFY that the person(s) named in this Certificate is/are the Registered Holder(s) of the within mentioned Share(s) bearing the distinctive number(s) herein specified in the above Company subject to the Memorandum and Articles of Association of the Company and that the amount endorsed hereon has been paid up on each such share.

EQUITY SHARES EACH OF	RUPEES	TEN
AMOUNT PAID UP PER SHARE	RUPEES	TEN

Regd. Folio No. HH 136968

Certificate No.

375298


Name(s) of Holder(s) ALPA N JOBALIA

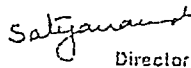
No. of Share(s) held FIFTY

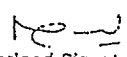
X50

Distinctive No.(s) 33586556- 33586605

GIVEN under the Common Seal of the Company at New Delhi. This 28th Day of September 1998



Chairman and Managing Director


Director


Company Secretary/Authorised Signatory

Note: No transfer of any of the Share(s) comprised in this certificate will be registered unless accompanied by this Certificate.



Continuation of front page (Herein enter the Distinctive numbers when the space on the front page is found to be insufficient)

Distinctive numbers	From	To			
Corresponding Certificate Nos.					

*** INSTRUCTIONS FOR ATTESTATION :**

Attestation, where required (thumb impressions, marks, signature difference, etc.) should be done by a Magistrate, Notary Public or Special Executive Magistrate or a similar Authority holding a Public Office and authorised to use the Seal of his office or a member of a recognised Stock Exchange through whom the shares are introduced or a manager of the transferor's bank.

NOTE : Names must be rubber stamped in a straight line. Chronological order should be maintained. Broker's Clearing Number should be stated when delivery is given by a Clearing Member Bank.

Name of Delivery Broker or Clearing Number	Date
D. T. Gandhi Servicing Centre, SEBI Regn. No. INS-010243713.	
GANDHI SECURITIES & INVESTMENT PVT. LTD.	
08 SEP 1999	
CLG. NO-114 BOMBAY SEBI REG. NO. HRD11125500	
GUPTA EQUITIES PVT. LTD. CLG. No 724/MUMBAI	
11 SEP 1999	
SEBI REG. NO. HRD11125500	
M. C. S. LTD. NEW DELHI	
6 OCT 1999	
RECEIVED	

POWER OF ATTORNEY PROBATE DEATH CERTIFICATE

LETTERS OF ADMINISTRATION

Registered with the Company

No. _____ Date _____

(Signature (not initials) of Broker, Bank, Company or Stock Exchange Clearing House)

† LODGED BY _____

FULL ADDRESS _____

SHARE CERTIFICATES TO BE RETURNED TO
(Fill in the name and address to which the Certificates are required to be returned)

NAME & ADDRESS _____

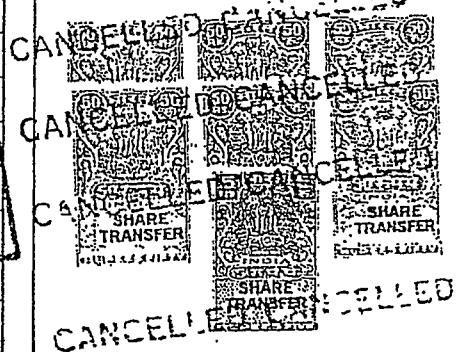
SURAJ SANGHI FINANCE LIMITED

19/21, BOMBAY Mutual Chambers,

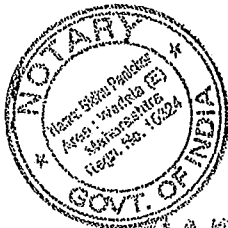
Extremum, Ambalal-Doshi Marg,

Fort, Bombay-400 023.

SHARE TRANSFER STAMPS



† To be filled only if the documents are lodged by a person other than the Transferor



937

EXHIBIT - F**MCS Limited**

SRIVENKATESH BHAVAN, 212-A, Shahpurjat, New Delhi-110 049
Telephone : 6494830 • Fax : 011-6494152

MCS/HMML/120584/99
27 November, 1999.

Mr. Venugopal Bang,
U/o Ramkumar Venugopal
Masjid Manor, 2nd floor,
16 Homi Mody Street
Bombay 400023.

Re: Hero Honda Motors Ltd - transfer of 50 shares, certificate no.375300 bearing dist nos.33586656-705.

Dear Sir/Madam,

We are in receipt of the aforesaid share certificate alongwith relevant transfer deed lodged by you for transfer in your favour.

In this connection, we wish to inform you that the above share certificate(s) constitute the bonus shares issued by the company during the year 1998 against the benami holdings of Harshad S Mehta. Please note that the said shares are also subject matter of misc. application no. 29/98 pending before the SPECIAL COURT bearing the title case "THE CUSTODIAN V/S HARSHAD S MEHTA & OTHERS". Copy of the letter No. 5013/CUS/BOM/MP-99/98/PW/98(23a-ML) dated 25.9.99 of the Office of the Custodian alongwith affidavit of Deputy Commissioner of Income Tax filed in the Special Court on the above matter is enclosed for your reference.

In view of the above circumstance, we are sorry to inform you that we cannot take any action pertaining to the alleged shares and therefore, we are enclosing herewith photocopies of share certificate(s) as well as transfer deed for your reference.

Further, you may take up the matter with the Special Court constitute under the Special Court (Trial of Offences relating to transactions in securities) to protect your interest, if you so desire.

Thanking you,

Yours faithfully,
for MCS LIMITED

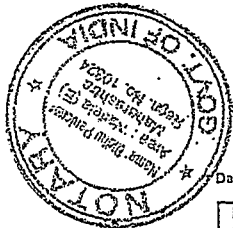
JOHN MATHEW
MANAGER.

cc: as above.

Regd. Office: SRIVENKATESH BHAVAN, Plot No. 27, Road No. 11, MIDC Area, Andheri (E), Mumbai
E-MAIL: srivenkateshbhavan@rediffmail.com WEBSITE: www.mcsnet.com

TRUE COPY

As per the above mentioned Applicant



938

K. PANDIAN
Registrar of Companies
Maharashtra, Mumbai



120584 ST-4
17/7/99

Date of presentation to the Prescribed Authority

SHARE TRANSFER FORM
(Pursuant to section 108(1A) of the Companies Act, 1956)

FOR THE CONSIDERATION stated below the "Transferor(s)" named do hereby transfer to the "Transferee(s)" named, the shares specified below subject to the conditions on which the said shares are now held by the Transferor(s) and Transferee(s) do hereby agree to accept and hold the said shares subject to the conditions aforesaid.

FULL NAME OF COMPANY
HERO HONDA MOTORS LTD.

NAME OF THE RECOGNISED STOCK EXCHANGE WHERE DEALT IN, IF ANY
Yes, Bombay Stock Exchange

DESCRIPTION OF EQUITY/PREFERENCE SHARES

No. in Figures	Number in words	Consideration (in figures)	Consideration (in words)
50	FIFTY	62800/-	Sixty two thousand eight hundred

Distinctive numbers	From	To	Corresponding Certificate Nos.
	33586656	6705	375300

TRANSFEROR(S) [SELLER(S)] PARTICULARS

Name(s) in Full Regd. Folio No. 44 136968 Signature(s) b1

1. ALPA N. TOBALIA 1. Alpa N. Tobalia

2. 2.

3. 3.

4. 4.

ATTESTATION

I, hereby attest the Signature of the Transferor(s) herein mentioned

Signature Name Y. Shrin. Shah Address/Seal

Signature of Witness Meh. 3

Name & Address of Witness Meh. Hotel 3

DT. GANDHI SERVICING 22, B. G. Trade Centre, Panchbati, BHARUCH-392 011. Pin

* Please see overleaf instructions

15836

TRANSFEE(S) [BUYER(S)] PARTICULARS

Name(s) in Full VENUGOPAL BANG Signature(s)

1. 1. Venugopal Bang

2. 2.

3. 3.

OCCUPATION	ADDRESS	FATHER'S/HUSBAND'S NAME
1. BUSINESS.	RAMKUMAR VENUGOPAL MASJID MANOR, 2ND FLR, 16, HOMI MODY STREET, BOMBAY-400 023.	BALARAM BANG
2.		
3.		

Transferee(s) existing Folio If any, in same Order of Names

Value of Stamps affixed Rs. 314/-

DATED this 21 day of 10 One Thousand Nine Hundred 99 PLACE BOMBAY

For office use only:

Checked by

Signature tallied by

Entered in Registrar of Transfer No.

Approval Date

Folio

Company Code

1. Venugopal Bang

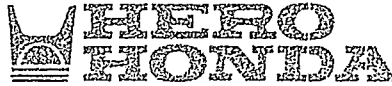
2.

3.



939

14/ 17 REGNO 32016

**HERO HONDA MOTORS LIMITED**

(Incorporated under the Companies Act, 1956.)

Registered Office : 34, Community Centre, Basant Lok, Vasant Vihar, New Delhi-110 057.

Dividend Entitlement Pro rata w.e.f. 28.09.98
For the Financial Year 1998-99

THIS IS TO CERTIFY that the person(s) named in this Certificate is/are the Registered Holder(s) of the within mentioned Share(s) bearing the distinctive number(s) herein specified in the above Company subject to the Memorandum and Articles of Association of the Company and that the amount endorsed hereon has been paid up on each such share.

EQUITY SHARES EACH OF	RUPEES	TEN
AMOUNT PAID UP PER SHARE	RUPEES	TEN

Regd. Folio No. HH 136768 Certificate No. 375300


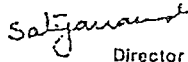
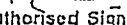
Name(s) of Holder(s) ALFA N JOBALIA

No. of Share(s) held FIFTY

**50*

Distinctive No.(s) 33526656- 33536705

GIVEN under the Common Seal of the Company at New Delhi, This 28th Day Of September 1998


Chairman and Managing Director
Director
Company Secretary/Authorised Signatory

Note: No transfer of any of the Share(s) comprised in this certificate will be registered unless accompanied by this Certificate.



941

EXHIBIT - G**MCS Limited**S. VENKATESH BHAVAN, 212-A, Shahpurjat, New Delhi-110 049
Telephone: 6494830 Fax: 011-6494152MCS/HHML/120583/99
2nd December, 1999.Mr. Venugopal Bang,
C/o Ramkumar Venugopal
Masjid Manor, 2nd floor,
16 Homi-Mody Street,
Bombay 400023.Re: Hero Honda Motors Ltd - transfer of 50 shares, certificate
no. 375850 bearing dist nos. 33609293-342.

Dear Sir/Madam,

We are in receipt of the aforesaid share certificate alongwith
relevant transfer deed lodged by you for transfer in your favour.

In this connection, we wish to inform you that the we have
received a letter No. 5343/CUS/BOM/HMG/MISSING SHARES /99 (1335-
13) dated 9th October, 1999 from the OFFICE OF THE CUSTODIAN THE
SPECIAL COURT (Trial of offences relating to transaction in
Securities) Act, 1992 alongwith a list regarding purchase of 8325
shares by notified parties (HARSHAD MENTA GROUP) subsequently
lost by them. (copy of the letter is enclosed for your reference).

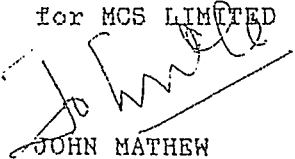
In their above letter they required from us/company the details
of accrued benefits such as dividend, bonus, right paid/issued in
respect of shares mentioned in aforesaid letter/list to be
submitted to the special court for necessary direction. Also as
per their letter all the shares held by the notified entities can
be dealt with only by the Custodian as per direction of the
Special Court.

Please note that the above share certificate(s) constitute the
bonus shares issued by the company during the year 1998
against share certificate No 3743 which is appearing in the
list sent by them.

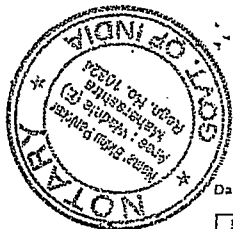
In view of the above circumstance, we are sorry to inform you
that we cannot take any action pertaining to the alleged shares
and therefore we are enclosing herewith photocopies of share
certificate as well as transfer deed for your further action.

Please note that the original shares are
detained with us

Thanking you,

Yours faithfully,
for MCS LIMITED
JOHN MATHEW
MANAGER

encl: as above.



942
J.C. PANDIAN
Registrar of Companies
Maharashtra, Mumbai



12058
S-779 321

Date of presentation to the Prescribed Authority

SHARE TRANSFER FORM

[Pursuant to section 108(1A) of the Companies Act, 1956]

FOR THE CONSIDERATION stated below the 'Transferor(s)' named do hereby transfer to the 'Transferee(s)' named, the shares specified below subject to the conditions on which the said shares are now held by the Transferor(s) and Transferee(s) do hereby agree to accept and hold the said shares subject to the conditions aforesaid.

FULL NAME OF COMPANY

HERO HONDA MOTORS HD.

NAME OF THE RECOGNISED STOCK EXCHANGE WHERE DEALT IN, IF ANY

1st, Bombay Stock Exchange

DESCRIPTION OF EQUITY/PREFERENCE SHARES

No. in Figures	Number in words	Consideration (in figures)	Consideration (in words)
50	FIFTY	62800/-	Sixty two thousand eight hundred

Distinctive numbers	From	To	Corresponding Certificate Nos.
	33609213	9342	375850

TRANSFEROR(S) [SELLER(S)] PARTICULARS

Name(s) in Full Regd. Folio No. HH 137757 Signature(s)

1. JAYESH D. JOBALIA

1. Jayesh D. Jobalia

2. _____

2. _____

3. _____

3. _____

4. _____

4. _____

ATTESTATION

I hereby attest the Signature of the Transferor(s) herein mentioned

Signature _____

Name Aswini Shah

Address/Seal _____



For: J.C. PANDIAN
Signature
158136

Signature of Witness

Name & Address of Witness

Mekta Hotel B

D.T. GANDHI SERVICING CENTRE
29, B. G. Trade Centre,
Panchbati, BHARUCH-392 001.
Pin _____

TRANSFEE(S) [BUYER(S)] PARTICULARS

Name(s) in Full Signature(s)

1. VENUGOPAL BANG

1. Venugopal Bang

2. _____

2. _____

3. _____

3. _____

OCCUPATION	ADDRESS	FATHER'S/HUSBAND'S NAME
1. BUSINESS	VENUGOPAL BANG H.S. JIN MANOHARWADI 15, P. M. H. S. STREET, BOMBAY-400 023.	BALARAM BANG
2. _____	_____	_____
3. _____	_____	_____

Transferee(s) existing Folio
If any. In same Order of Names

Value of
Stamps affixed

Rs. 314/-

DATED this 21 day of 10 One Thousand Nine Hundred 99

PLACE BOMBAY

For office use only:

Checked by _____

Signature tallied by _____

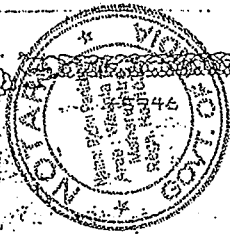
Entered in Register of Transfer No. _____

Approval Date _____

Folio

Company Code

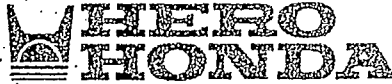
1. Venugopal Bang
2. _____
3. _____



943

15/ 22

REGNO 38040

**HERO HONDA MOTORS LIMITED**

(Incorporated under the Companies Act, 1956.)

Registered Office : 34, Community Centre, Basant Lok, Vasant Vihar, New Delhi-110 057.

Dividend Entitlement From date w.e.f. 28.09.98
For the Financial Year 1998-99

THIS IS TO CERTIFY that the person(s) named in this Certificate is/are the Registered Holder(s) of the within mentioned Share(s) bearing the distinctive number(s) herein specified in the above Company subject to the Memorandum and Articles of Association of the Company and that the amount endorsed hereon has been paid up on each such share.

EQUITY SHARES EACH OF

RUPEES TEN

AMOUNT PAID UP PER SHARE

RUPEES TEN

Regd. Folio No. HH 137757

Certificate No.

375250

Name(s) of Holder(s) JAYESH D JOBALIA

No. of Share(s) held FIFTY

₹250*

Distinctive No.(s) 33609293- 33609342

GIVEN under the Common Seal of the Company at New Delhi, This 28th Day Of September 1998

Chairman and Managing Director



Director

Company Secretary/Authorised Signatory

Note : No transfer of any of the Share(s) comprised in this certificate will be registered unless accompanied by this Certificate

Distinctive numbers	From					
	To					
Corresponding Certificate Nos.						

NOTE : Names must be rubber stamped in a straight line. Chronological order should be maintained. Broker's Clearing Number should be stated when delivery is given by a Clearing Member Bank.

Name of Delivery Broker or Clearing Number	Date
D. T. Gandhi Servicing Centre, SEBL Regn. No. INS-010243413	
GANDHI SECURITIES & INVESTMENT PVT. LTD	
12 OCT 1979	
CLO. NO-144 (MIDIAN) SEB. REG. NO. INB010895530	
SHRIKANT G. MANTRI (SOM.) CL. No. 733/SEBI REG. No. INS 010028216	
SHRIKANT G. MANTRI (SOM.) CL. No. 738/SEBI REG. No. INB010023216	
M. C. S. LTD. NEW DELHI 23 OCT 1979	
RECEIVED	

POWER OF ATTORNEY PROBATE DEATH CERTIFICATE

LETTERS OF ADMINISTRATION

Registered with the Company

No. _____ Date _____

[Signature (not initials) of Broker, Bank, Company or
Stock Exchange Clearing House]

† LODGED BY _____

FULL ADDRESS _____
RANKUMAR VENUGOPAL,
MASJID MANOR, 2ND FLR,
16, HMT MODY STREET,
BOMBAY 400 023.

SHARE CERTIFICATES TO BE RETURNED TO
(Fill in the name and address to which the
Certificates are required to be returned)

NAME & ADDRESS _____

† To be filled only if the documents are lodged by a person other than the Transferee



945

EXHIBIT - H

SRIVENKATESH BHAVAN, 212-A, Shantipur, New Delhi-110 049
Telephone : 6494830 & Fax : 311-6494-52

MCS/HHML/121114/99
30th December, 1999



Rajeshkumar Tulsiram Rander
522 Cotton Exchange Bldg,
Kalbadevi Road, Mumbai 400002

Re: Hero Honda Motors Ltd - transfer of 50 shares, certificate no. 375302 bearing dist nos. 33586756 - 805.

Dear Sir/Madam,

We are in receipt of the aforesaid share certificate alongwith relevant transfer deed lodged by you for transfer in your favour.

In this connection, we wish to inform you that the above share certificate(s) constitute the bonus shares issued by the company during the year 1998 against the benami holdings of Harshad S Mehta. Please note that the said shares are also subject matter of misc. application no. 99/98 pending before the SPECIAL COURT bearing the title case "THE CUSTODIAN V/S HARSHAD S MEHTA & OTHERS. Copy of the letter No. 5013/CUS/BOM/MP-99/98/PN/98(236-M11) dated 28.9.99 of the Office of the Custodian alongwith affidavit of Deputy Commissioner of Income Tax filed in the Special Court on the above matter is enclosed for your reference.

In view of the above circumstance, we are sorry to inform you that we cannot take any action pertaining to the alleged shares and therefore, we are enclosing herewith photocopies of share certificate(s) as well as transfer deed for your reference.

Further, you may take up the matter with the Special Court constitute under the Special Court (Trial of Offences relating to transactions in securities) to protect your interest, if you so desire.

Thanking you,

Yours faithfully,
for MCS LIMITED

JOHN MATHEW
MANAGER.

encl: as above.

Regd. Office : SRIVENKATESH BHAVAN, Plot No. 27, Road No. 1, MIDC Area, Andheri, Mumbai - 400 052
E-MAIL: mcs@vsnl.com & mcs@vsnl.net WEBSITE: www.mcs.co.in

TRUE COPY

Associate for Production / Applicant



946

10/11/99
K. PANDIAN
Registrar of Companies
Maharashtra, Mumbai



121114 Jayesh T. Jadhav

Date of Presentation to the Prescribed Authority

SHARE TRANSFER FORM

(Pursuant to section 108(1A) of the Companies Act, 1956)

FOR THE CONSIDERATION stated below the "Transferor(s)" named do hereby transfer to the "Transferee(s)" named, the shares specified below subject to the conditions on which the said shares are now held by the Transferor(s) and Transferee(s) do hereby agree to accept and hold the said shares subject to the conditions aforesaid.

FULL NAME OF COMPANY
HERO HONDA MOTORS LTD.

NAME OF THE RECOGNISED STOCK EXCHANGE
WHERE DEALT IN, IF ANY
BOMBAY STOCK EXCHANGE

DESCRIPTION OF EQUITY/PREFERENCE SHARES

No. in Figures	Number in words	Consideration (in figures)	Consideration (in words)
50	FIFTY	52,550	Fifty Two Thousand Five Hundred Fifty.

Distinctive numbers

From	To
3358 6756	6805

Corresponding Certificate Nos. 375302

TRANSFEROR(S) [SELLER(S)] PARTICULARS

Name(s) in Full Regd. Folio No. HH 136968

Signature(s)

1. ALPA N. JOBALIA.

Signature of Witness

Name & Address of Witness

Mahar. T. B.

Mahar. Hetal G.

177 GANDHI SERVICING CENTRE
24-B, G. Trade Centre,
Panchbatti, BHARUCH-392-001.

Pin

ATTESTATION

I, hereby attest the Signature of the Transferor(s) herein mentioned

Signature For INDIAN BANK

Name

Address/Seal

SHAH A. S.

A-424.

Please see overleaf instructions.

TRANSFEE(S) [BUYER(S)] PARTICULARS

Name(s) in full

1. RAJESHKUMAR TULSI RAM RANDE

Signature(s)

1. R. T. Rander

OCCUPATION	ADDRESS	FATHER'S/HUSBAND'S NAME
BUSINESS	RAJESHKUMAR TULSI RAM RANDE	TULSI RAM R. RANDE
2.	502, COTTON EXCHANGE BUILDING	
3.	KALBADEVI ROAD, MUMBAI-400 002	

Transferee(s) existing Folio if any, in same Order of Names 158280

Value of Stamps affixed Rs. 262 = 75.

DATED this 30th day of NOV. One Thousand Nine Hundred Ninety Nine

PLACE Mumbai

For office use only:

Checked by

Signature taken by

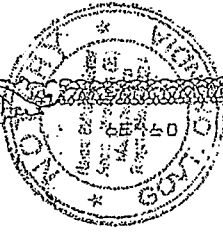
Entered in register of Transfer No.

Specimen Signature(s) of Transferee(s)

1. R. T. Rander

2.

3.



HERO HONDA MOTORS LIMITED

(Incorporated under the Companies Act, 1956.)

Registered Office: 34, Community Centre, Basant Lok, Vasant Vihar, New Delhi-110 057.

Dividend Entitlement Prorata w.e.f. 28.09.78
For the Financial Year 1978-79

THIS IS TO CERTIFY that the person(s) named in this Certificate is/are the Registered Holder(s) of the within mentioned Share(s) bearing the distinctive number(s) herein specified in the above Company subject to the Memorandum and Articles of Association of the Company and that the amount endorsed hereon has been paid up on each such share.

EQUITY SHARES EACH OF

RUPEES TEN

AMOUNT PAID UP PER SHARE

RUPEES TEN

Regd. Folio No. HH 136768

Certificate No.

375302

Name(s) of Holder(s) ALPA N JOBALIA

No. of Share(s) held FIFTY

***50*

Distinctive No.(s) 33586756- 33586805

GIVEN under the Common Seal of the Company at New Delhi: This 28th Day Of September 1978

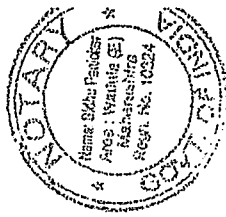


Chairman and Managing Director

Satyanand
Director

Company Secretary/Authorised Signatory

Note: No transfer of any of the Share(s) comprised in this certificate will be registered unless accompanied by this Certificate



949

EXHIBIT - I

Outward No.201/2000

Chief Judicial Magistrate Court
Bharuch
D-29-4-2000

To,
The Police Inspector
'A' Division Police Station,
Bharuch.

Subject: To report in the Preliminary Inquiry No.52/2000
after investigating under section-156(2) of The Cr.P.C.

This is to inform you that in the aforesaid preliminary inquiry, the complainant Priti Chetanbhai Dalal, Proprietor of D T Gandhi Servicing Centre has filed complaint against the accused persons i.e. No.1 Alpa Nilesh Jobalia and the other one, under sections – 406,420,471, 474 and 114 of IPC. The Honourable Court has ordered to inquire the matter u/s.156 (3). The Complaint is enclosed herewith; so investigate and report the same within 30 days.

By an Order

Clerk of The Court
Chief Judicial Magistrate Court

TRUE COPY

For the Respondent / Applicant



In The Court of Chief Judicial Magistrate, Bharuch

Criminal Complaint No. /2000

<u>Complainant</u>	<u>Age</u>	<u>Religion</u>	<u>Occupation</u>	<u>Residence</u>
Priti Chetanbhai Dalal, Proprietor of D.T. Gandhi- Servicing Centre.	32	Hindu	Business	29, B.G. Trade Centre, Panch Batti, BHARUCH.

Versus

<u>Accused</u>	<u>Age</u>	<u>Religion</u>	<u>Occupation</u>	<u>Residence</u>
1. Smt. Alpa Nilesh Jobalia	30	Hindu	Business	846, Muktinagar Society, BHARUCH
2. Jayesh Joblia	Adult	Hindu	Business	846, Muktinagar Society, BHARUCH

Complaint Under Section -406, 420, 471, 474 and 114 of The Indian Penal Code.

The complainant most respectfully submits to The Honourable Court as under :-

1. The Complainant is doing business as a Sub-Broker at the above-mentioned address since 1991 and is quite acquainted with the rules of The Bombay Stock Exchange.
2. That the accused persons earn through purchase and sell of shares of the different companies. During the period August-'99 to December-'99 they had come to the Complainant's office in person and had entered into transaction with the complainant for four deals relating to following particulars:
3. Date: 31-8-1999 First Deal:
Company: HeroHonda, Folio No.H.H.-136968,
Certificate No.375298, Distinctive No.33586556 to 33586605
Share price of each one: Rs.1267.40paise.
In this deal, through cheque No.460493, dated 16-9-1999 on the State Bank of India, Bharuch branch, the accused no.1 had obtained Rs.63,370.00paise from the Complainant by giving him trust and assurance.

In the same way - The Second Deal:

Date: 08-10-1999

Company: Hero Honda, Shares: 50,

Folio No.375300

Distinctive No.33586656 to 705



Price of each share: rs.1124.95paise.

The accused no.1 had also obtained Rs.56,247.50paise through cheque No.461399 dated 21-10-1999 of Bank on the India, Bharuch branch from the complainant in this deal.

In the Third deal:

Date:03-12-1999, Company – Hero Honda,

Share-50, Folio No.H.H.136968,

Certificate No.375302, Distinctive No.33586756 to 33586805

Price of each share:1011.95paise

The accused no.1 had also obtained Rs.50,597.50paise through cheque No.464509 dated 17-12-1999 on the Bank of India, Bharuch branch by way of trust and assurance.

Likewise accused no.2 had also entered into a deal on 08-10-'99 with the complainant, which comprises of 50 shares of Hero Honda bearing Folio No.HH137757, Certificate No.375850, Distinctive No.336099293, and price of each share was Rs.1129.85paise and he had obtained Rs.56,492.50paise from the complainant by a cheque No.461400 on Bank of India, Bharuch branch.

4. Thus, the accused no. 1 and 2 had obtained total amount of Rs.1,70,214.00 and Rs.56,492.00 from the complainant by giving such trust and assurance that all the shares are legal, clear and marketable. In fact when the complainant tendered these 200 shares to MCS limited for transfer, the same are found as bad delivery and involved in Harshad Mehta scam; and subsequently the said shares had been sent back.

5. Hence, the accused persons were fully aware of the fact that the above-mentioned shares have been involved in Harshad Mehta scam and that they were having illegal custody of the same. Accordingly, it was not possible for them to sell these shares as the buyers of the said shares would not get any title of these tainted shares; and even then the accused persons had given an assurance and trust to the complainant that she would get the legal title of these shares. The complainant, however, in good faith, relied and had paid the total amount of Rs.1,70,214.00 to the accused no. 1 and Rs.56,492.00 to the accused no.2. But the act of this nature is tantamount to criminal breach of trust, fraud and cheating. In fact, the accused persons have committed serious crime and violated the trust reposed in them.

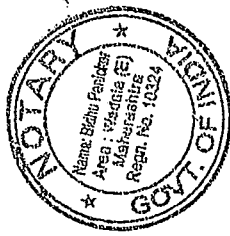
6. The accused persons, therefore, have committed cognizable non-bailable offences under sections-406,420,471,474 and 114 of Indian Penal Code,1860 and to this effect I am submitting and disclosing the fact that there is a strong prima-facie case against the accused persons and therefore pray you to issue non-bailable warrant for the arrest of the accused persons in accordance with the law.

I shall furnish all the necessary documents and witnesses as and when required.

My main witnesses are as follows:

1. Jayeshbhai Dalal, Bharuch
 2. Nehalbhahi Hingu, Jambusar, District-Bharuch
 3. Manager/Accountant, Bank of India, Bharuch branch
 4. Manish Kacharia, 66,Tamrinalne, Mumbai-400 023.
 5. MCS Limited – Shri Vynketesh Bhavan, 212-A, Sahapur Jat, new Delhi-110 047.
 6. Registrar, Harshad Mehta Court, High Court Building, Special Court, Mumbai-400 023.
- Date: 29-4-2000
Bharuch.

Complainant



952

EXHIBIT - J

From:
District Superintendent of Police
DSP Office, Bharuch - 392 001.
Date: 25-7-2000

To,
Office of the Custodian,
The Special Court (Trial of offences relating to transactions in Securities)
9th Floor, Nariman Bhavan,
227, Vinay K. Shah Marg,
Nariman Point, Mumbai - 400 021.

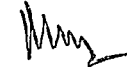
Subject: To obtain information and records regarding M.Case-
No.14/2000 of IPC Sections-406,420,471,474 and 114

Sir,

Pursuant to the above, I have to request you to provide the necessary information along with the documentary evidences in the matter as mentioned below:

1. That as per the M.Case registered at the Bharuch City A Division Police Station, the offences are recorded under sections-406,420,471,474 and 114 of the IPC. According to the facts, it is found that Smt.Priti Chetanbhai Dalal is doing business as a Sub-Broker at the 29, B.G.Trade Centre, Panchbatti, Bharuch and she has lodged a complaint in the Court that during the course of her business Smt.Alpa Jobalia and Jayesh Jobalia, both residing at 846, Muktinagar, Bharuch had entered into share transactions with her. About 200 shares were sold at different market rates and the complainant had made the payment to the accused persons by cheques. The total amount paid by the complainant is to the tune of Rs.2,26,706/-
2. After purchasing the shares from the accused persons the complainant i.e. Sub-broker had sent those shares to Mumbai for transfer with its respective buyers. But the shares were not transferred and one company named MCS Limited had informed the purchase parties that these shares could not be transferred because these have been involved in the Harshad Mehta scam and the Special Court of Mumbai has initiated the inquiry for the same.
3. To investigate the same the PSI of A Division Police Station, Bharuch City i.e. Mr.R.D.Solanki went to the Special court of Mumbai and asked for the information and the copies of the relevant documents. He had also discussed the matter with the officer on duty OSD Shri M.P.Persu and he told him that necessary documents will be furnished by them after receiving the letter from the DSP, Bharuch. I am, therefore, requesting you to provide the information on the points given below:

TRUE COPY

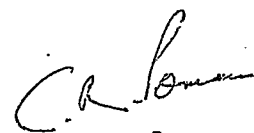

For District Superintendent / Applicant

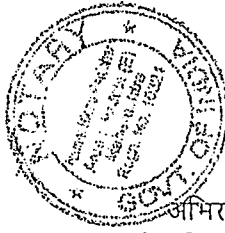
4. Points:

1. The Folio No. of the said shares of the accused persons are HH.136968, HH.136968, HH.136968, HH.137757 (each lot of 50 shares x 4 = 200 shares). The accused persons had got the Bonus shares, so it is necessary for us to have the information so as to who is the original owner of the shares? And from whom the accused persons had bought these shares?
2. Whether the above-mentioned shares are really involved in the Harshad Mehta scam?
3. As per the representation, these are stolen shares, so whether this is true? And if that be the case, what action has been taken till now?
4. The transactions of said shares have taken place between 31-8-1999 and 03-12-1999; so at this time what was the position of these shares? Whether these shares were genuine or not, needs clarification.
5. According to accused persons, these shares were acquired by them as Bonus shares. It is essential for us to know as to how these shares were acquired and where and in whose custody the original shares are lying.
6. As per the accused persons, the said shares have been cleared by them in person at the Bombay Stock Exchange and also in the Special Court. And so, it is necessary for us to have a detailed information in writing regarding the status of these shares and whether the accused persons have actually tried for the clearance of these shares, and if so at what stage the shares have been lying.

Pertaining to all the above points may kindly be furnished the information with documentary evidence.

Thanking you.


(C.R. PARMAR)
Distt. Supt. of Police.
DSP
Bharuch District



954

EXHIBIT - K



अभिरक्षक का कार्यालय
विशेष न्यायालय (प्रतिभूति संचयवहार सम्बन्धी
अपराध विचारणा) अधिनियम, 1992.

9 वी मंजिल - नरिमन भवन,

227, विनय के. शाह मार्ग,

नरिमन पॉइन्ट, मुंबई - 400 021.

दूरभाष : 202 2251 - 285 6780 - 283 3007

फैक्स : 022-283 3007

No. 3375 /CUS/BOM/MA-424/94/PN/97(236-M14)

OFFICE OF THE CUSTODIAN

THE SPECIAL COURT (Trial of offences
relating to transactions in Securities) Act. 1992.

9th Floor, Nariman Bhawan,

227, Vinay K. Shah Marg,

Nariman Point, Mumbai - 400 021.

Phone : 202 2251 - 285 6780 - 283 3007

Fax : 022-283 3007

August 1, 2000

District Superintendent of Police
DSP Office,
Bharuch 392 001.

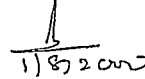
Sir,

Sub : To obtain information and records regarding M. Case-
No.14/2000 of IPC Sections-406,420,471,474 and 114.

Please refer to your letter No.10587 dated 25th July 2000 calling for information regarding 200 shares under Folio No.HH 136968 and HH 137757. Since we do not have a copy of the complaint we are unable to link our records. Your letter also does not indicate the name of the company whose shares are the subject matter of the complaint. You are therefore requested to furnish the details such as name of the company, name of the holder, folio no., certificate no., and distinctive no., etc., to enable us to trace the share certificates before we can furnish the information to you.

Yours faithfully

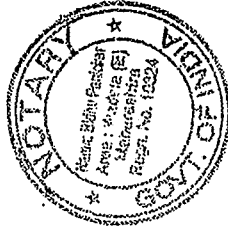
D.C.


(S.G.SRINIVASAN)
Officer on Special Duty

TRUE COPY



Advised to be returned to Applicant



NO GNH / 123 / 11681 / 2000
Office of the D.S.P.

Bharuch Dt - 19-8-2000
22

From:

District Superintendent of Police
DSP Office, Bharuch - 392 001.

Date: 11-8-2000

To,
Office of the Custodian
The Special Court (Trial of offences relating to transactions in Securities)
9th Floor, Nariman Bhavan,
227, Vinay K. Shah Marg,
Nariman Point, Mumbai - 400 021.

Re: Your letter no. 3375, Dated 1st August 2000

Sir,

With reference to the above, I am enclosing herewith all required documents for your perusal and request you to provide the necessary information along with the documentary evidences in the matter as mentioned below.

Besides, I also urge you to proceed further in the matter.

Thanking you.

Encl: As above.

Yours faithfully

(Signature)

DSP
BHARUCH

1152

TRUE COPY

Approved for Release by Special Agent in Charge



956

EXHIBIT - M

महामहोदय

अभिरक्षक का कार्यालय
विशेष न्यायालय (प्रतिभूति संव्यवहार सम्बन्धी
अपराध विचारणा) अधिनियम, 1992.

9 वी मंजिल - नरिमन भवन,

227, विनय के. शाह मार्ग,

नरिमन प्वाइन्ट, मुंबई - 400 021.

फ़ोन : 202 2251 - 285 6780 - 283 3007

फैक्स : 022-283 3007

OFFICE OF THE CUSTODIAN

THE SPECIAL COURT (Trial of offences
relating to transactions in Securities) Act, 1992.

9th Floor, Nariman Bhawan,

227, Vinay K. Shah Marg,

Nariman Point, Mumbai - 400 021.

Phone : 202 2251 - 285 6780 - 283 3007

Fax : 022-283 3007

No. 9881 /CUS/BOM/MA-424/94/PN/97(236-M44)

October 6, 2000

The District Superintendent of Police
DSP Office, Bharuch - 392 001.

Dear Sir,

Sub: Holding of shares in the names of
benamidars of Harshad S. Mehta.

As per affidavit by Dy. Commissioner of Income Tax,
Circle 23, 7th Floor, Room No. 701, Old CGO Building Annex, M.K. Road,
Mumbai - 400 020 in Misc Petition No. 99 of 1998 Special Court (TORTS)
Act, 1992, these shares are attached. You are requested to file an
application before the Special Court for release of the above shares
from attachment.

In respect of other points, you are requested to make
a reference to M/s. Hero Honda Motors Ltd.

Yours faithfully,

(Signature)
(S.G. SRINIVASAN)

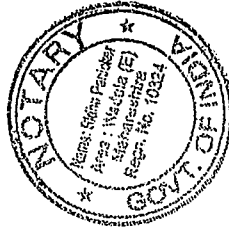
OFFICER ON SPECIAL DUTY

O/C

TRUE COPY

(Signature)

/Date: 10/10/2000 /Place: Mumbai /Applicant



957

EXHIBIT - N

1-OCT-2000 10:29

D.S.P. BARUCH

91 02542 40703 P.01

out NO-2366

Fax Message.022/2833007.

NO:GNH/RB/A/DN/SHARE/351//2000,
Office of the
District Supdt.of Police,
Bharuch, Gujarat, Dt: 11.10.2000.

To,

Shri S.G.Srinivasan,
Officer on Special Duty,
Office of the Custodian,
The Special Court (Trial of offences
relating to transactions in Securities)
Act, 1992,
9th Floor, Nariman Bhavan,
227, Vinay K. Shah Marg,
Nariman Point, Mumbai-400021.

Sub: Holding of shares in the names of
benamidars of Harshad S.Mehta.
Ref: Your letter No.9887/CUS/BOM/MA-
424/94/PN/97(236-M44), dt.6.10.2000.

Sir,

Kindly refer your letter under reference on the above mentioned
subject.

The enclosure as mentioned in the letter, is not received. Hence, it is
requested to send the same.

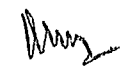
Yours faithfully,


(M.D. ANTANI)

District Supdt. of Police,
Bharuch. (Gujarat).

TOTAL P.01

TRUE COPY


Approved For: ~~_____~~ Applicant



958

EXHIBIT - O



अभिरक्षक का कार्यालय
विशेष न्यायालय (प्रतिभूति संव्यवहार सम्बन्धी
अपराध विचारणा) अधिनियम, 1992.

9 वी मंजिल - नरिमन भवन,

227, विनय के. शाह मार्ग,

नरिमन प्वाइन्ट, मुंबई - 400 021.

दूरभाष : 202 2251 - 285 6780 - 283 3007

फैक्स : 022-283 3007

No. 9994/CUS/BOM/MA-424/94/PN/97(236-M23)

OFFICE OF THE CUSTODIAN

THE SPECIAL COURT (Trial of offences
relating to transactions in Securities) Act, 1992.

9th Floor, Nariman Bhawan,

227, Vinay K. Shah Marg,

Nariman Point, Mumbai - 400 021.

Phone : 202 2251 - 285 6780 - 283 3007

Fax : 022-283 3007

October 12, 2000

The District Superintendent of Police,
DSP Office, Bharuch,
Gujarat - 392 001

Sub: Holding of shares in the names of
benamidars of Harshad S. Mehta

Sir,

Please refer to your fax message No.
GNH/RB/ADN/SHARE/351/2000 dated 11.10.2000 in the above matter.

In this connection, it is stated that no enclosures
were attached to this office letter No. 9887/CUS/BOM/MA-
424/94/PN/97(236-M44) dated 6.10.2000. It was mentioned in our letter
above that the shares were attached by the Custodian.

Yours faithfully,

o/c

(K.V. NATARAJAN)
Officer on Special Duty

TRUE COPY

For the Custodian



<https://www.kfintech.com>
+91 40 6716 2222, 7961 1000

COURIER

KFL/HML/DUPSC/TRM/104992AB/106552AB/107297/RBJ
Date: 04/07/2023

To
Kalpana Jobalia
Flat No. B-801
Arihant Avenue - C
Jamnagar Road
Near Nageshwar Temple
Ghanteshwar, Rajkot, Gujarat - 360006
M: 09426828762

Unit : Hero MotoCorp Ltd
Sub : Request for KYC updation and Duplicate cum Transmission of shares
Folio : HMLD137757

Dear Investor,

This is reference to your complaint Ref: SEBI/MP23/0000434/1, lodged with Security and Exchange Board of India for the shares held under the Folio No: HMLD137757 in the name of IAYESH D IOBALIA.

In this connection, we wish to inform you that the legal heirs of late Mr. Harshad Mehta have filed a case bearing Misc Application No.10 of 2023 before the Hon'ble Special Court (Trial of Offences Relating to Transactions in Securities), claiming the aforesaid shares as Benami shares of Harshad Mehta.

In view of the above, since the matter is sub-judice, your request for issuance of duplicate cum transmission of shares cannot be considered. We shall proceed in the matter as per the Court order.

Hence, we are returning the documents submitted by you

In case of further clarification, we request you to send us an email to enward.ris@kfintech.com.

Thanking you and assuring the best of our services.

Yours faithfully,
For KFIN TECHNOLOGIES LIMITED.

K. Raj
Authorized Signatory
Encl: Above

TRUE COPY

[Signature]
Advocate For Petitioner / Respondent / Applicant

KFin Technologies Limited
(Formerly known as KFin Technologies Private Limited)

Registered & Corporate Office:

Selenium, Tower B, Plot No- 31 & 32, Financial District, Nanakramguda,
Serilingampally Hyderabad Rangareddi, Telangana - 500032, India

CIN : 172400TG2017PLC117649

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

MISC. APPLICATION NO.10 OF 2023

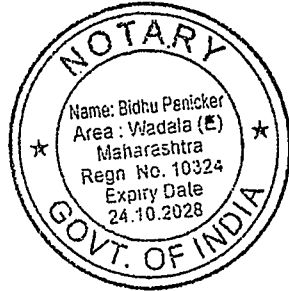
Jyoti H. Mehta ... Applicant

Vs

The Custodian & Ors. ... Respondents

**ADDITIONAL AFFIDAVIT OF SMT
JYOTI H. MEHTA, SOLE LEGAL HEIR
OF LATE SHRI HARSHAD S. MEHTA**

Dated this 29th day of December 2023



(Ashwin S Mehta)

Advocate for the Applicant
32, Madhuli, Dr. A B Road,
Worli, Mumbai-400 018.
Mobile: 98919917118.
Email:asm55@yahoo.com