

BEFORE THE ADJUDICATING OFFICER
THE SECURITIES AND EXCHANGE BOARD OF INDIA, MUMBAI
SETTLEMENT ORDER NO. EAD-7/BJD/NJMR/2/2018-19

SETTLEMENT ORDER

In respect of application no., 3410/2017

Submitted by Alankit Assignments Ltd., in the matter of Alankit Assignments Ltd.,

1. Securities and Exchange Board of India (hereinafter referred to as 'SEBI') has initiated Adjudicating proceedings against Alankit Assignments Ltd., (Noticee/Applicant) in the matter of Alankit Assignments Ltd., under Section 15HB of SEBI Act.
2. The undersigned has been appointed as Adjudicating Officer under Section 19 read with Section 15-I of Securities and Exchange Board of India Act, 1992 (hereinafter referred to as "SEBI Act") and Rule 3 of SEBI (Procedure for Holding Inquiry and Imposing Penalties by Adjudicating Officer) Rules, 1995 (hereinafter referred to as "the Adjudication Rules") vide order dated May 23, 2017 (communicated on October 11, 2017) to inquire into and adjudge the violations alleged to have been committed by Alankit Assignments Ltd.,
3. A Show Cause Notice reference no. EAD/BJD/NJMR/32031/2017 dated December 18, 2017 (hereinafter referred to as 'SCN') was issued to the Applicant/Noticee. It was alleged that Alankit Assignments Ltd., had failed to carry out actual settlement of funds & securities of active and inactive clients during the inspection period (i.e., from April 2012-13 to February, 2015) and thereby violated the provisions of SEBI Circulars ref. nos. (i) SEBI/MIRSD/SE/Cir-19/2009 dated December 3, 2009, (ii) SEBI/MIRSD/SE/Cir/01/2011 dated May 13, 2011 and Clause A (2) and A (5) of Code of Conduct for Stock Brokers specified under Schedule II read with Regulation 9 of SEBI (Stock Brokers and Sub-brokers) Regulations, 1992.

4. While the Adjudication proceedings were in progress, the Applicant/Noticee submitted an application for settlement of the Adjudication proceedings, in terms of SEBI (Settlement of Administrative and Civil Proceedings) Regulations, 2014 (hereinafter referred to “**Settlement Regulations**”).
5. The Applicant/Noticee vide its letter dated March 15, 2018 had proposed the revised settlement terms, which was considered by an Internal Committee (**IC**) of SEBI in its meeting held on March 15, 2018.
6. The settlement terms as proposed by the Applicant/Noticee were placed before the High Powered Advisory Committee (**HPAC**) in its meeting held on September 3, 2018. After considering the facts & circumstances of the case, material brought before it, the HPAC recommended that the aforesaid violations, in the facts of the case, may be settled on payment of ₹ 58,96,000/- (Rupees Fifty Eight Lakhs Ninety Six Thousand only) towards settlement terms as proposed by the Applicant/Noticee.
7. The recommendation of HPAC were approved by a Panel of the Whole Time Members of SEBI on October 12 & 16, 2018, which was communicated to the Noticee/Appellant through email on October 19, 2018. The Noticee/Applicant vide letter dated October 29, 2018 had submitted a demand draft bearing no. 106865 dated October 29, 2018 drawn on HDFC Bank for an amount of ₹ 58,96,000/- (Rupees Fifty Eight Lakhs Ninety Six Thousand only)) towards the settlement of actions in the instant matter.
8. Therefore, in view of acceptance of the settlement terms as proposed by the Noticee/Applicant and upon receipt of settlement amount by SEBI, the pending Adjudication Proceedings initiated against the Applicant/Noticee under the aforesaid SCN dated December 18, 2017, are hereby disposed of in terms of Regulation 15(1) of the Settlement Regulations.

9. This Order is without prejudice to the right of SEBI to initiate Enforcement actions including commencing / reopening of the pending proceedings against the Applicant/Noticee, if SEBI finds that:
- i. any representations made by the Applicant in the present settlement proceedings are subsequently discovered to be untrue.
 - ii. the Applicant has breached any of the clauses / conditions of undertakings / waivers filed during the present settlement proceedings.
10. This settlement order passed on October 31, 2018 shall come into force with immediate effect.
11. In terms of Regulation 17 of Settlement Regulations, a copy of this order is being sent to the Applicant/Noticee and for publication on the website of SEBI.

Date: October 31, 2018
Place: Mumbai

B J DILIP
Adjudicating Officer