

BEFORE THE SECURITIES AND EXCHANGE BOARD OF INDIA,  
MUMBAI

CONSENT ORDER

ON THE APPLICATION SUBMITTED BY

M/s. ATOZ CONSULTANTS PRIVATE LIMITED  
(PAN No.AAACA4696F)

IN THE MATTER OF  
M/s. KARISHMA FLORICULTURE LIMITED

(CONSENT APPLICATION NO. 530/2008)

1. Securities and Exchange Board of India (SEBI) had conducted investigations in respect of buying, selling and dealing in the shares of M/s. Karishma Floriculture Limited (hereinafter referred to as 'Karishma') during the period 1995-96. The investigations, *prima facie*, revealed that M/s. ATOZ Consultants Private Limited (hereinafter referred to as 'applicant') had acted as a sub-broker without having a valid registration for the purpose and executed trades. Therefore, it was alleged that the applicant had violated the provisions of Rule 3 of SEBI (Stock Brokers and Sub-Brokers) Rules, 1992 read with Section 12(1) of SEBI Act, 1992.
2. Pursuant to the said investigations, SEBI initiated proceedings under Section 11B of SEBI Act, 1992 read with Section 12 of SEBI Act, 1992 and Rule 3 of SEBI (Stock Brokers and Sub-Brokers) Rules, 1992 against the applicant. Thereafter, SEBI issued show cause notice No. IVD/NRO/03/KARISHMA/2003 – 04/AN/23662 dated May 20, 2005 to the applicant. While the proceedings pursuant to the same were in progress, the applicant, vide application dated February 4, 2008, proposed settlement of the said proceedings through a consent order in terms of SEBI Circular No. EFD/ED/Cir-1/2007 dated April 20, 2007. The applicant proposed revised consent terms vide letter dated December 10, 2008, whereby the applicant undertook to pay Rs.3,00,000/- (Rupees Three lakh only) towards



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settlement. The consent terms proposed by the applicant were placed before the High Powered Advisory Committee and the High Powered Advisory Committee, after deliberations, recommended that the case may be settled on the terms proposed by the applicant. SEBI accepted the said recommendations and communicated the same to the applicant vide letter dated September 3, 2009.

3. For the sole purpose of settling the matter on hand and without admission or denial of guilt on the part of the applicant, the applicant has remitted a sum of Rs.3,00,000/- (Rupees Three lakh only) vide Demand Draft No.051597 dated September 9, 2009 drawn on HDFC Bank Ltd., Mumbai.
4. In view of the above, it is hereby ordered that this consent order disposes of the said proceedings under Section 11B of SEBI Act, 1992 read with Section 12 of SEBI Act, 1992 and Rule 3 of SEBI (Stock Brokers and Sub-Brokers) Rules, 1992 against the applicant in the matter.
5. This order is without prejudice to the right of SEBI to initiate enforcement actions, including commencing or reopening of the proceedings pending against the applicant, if:
  - a. any representation made by the applicant in this consent proceeding is subsequently discovered to be untrue; or
  - b. the applicant breaches any of the consent terms or undertakings filed in this consent proceeding.
6. This consent order is passed on this day, the 9<sup>th</sup> of October, 2009.



*M. S. Sahoo*  
**M. S. SAHOO**

**WHOLE TIME MEMBER**

*K. M. Abraham*

**K. M. ABRAHAM**  
**WHOLE TIME MEMBER-**