

**BEFORE THE SECURITIES AND EXCHANGE BOARD OF INDIA
MUMBAI**

CONSENT ORDER

**ON THE APPLICATION SUBMITTED BY
M/s. JBS SECURITIES PRIVATE LIMITED**

**IN THE MATTER OF
M/s. ADANI EXPORTS LIMITED
(CONSENT APPLICATION NO. 166/2007)**

1. Securities and Exchange Board of India (SEBI) had conducted investigations to examine possible irregularities in trading in the shares of M/s. Adani Exports Limited for the period January 01, 1999 - March 31, 1999. The Investigations, *prima facie*, revealed that the applicant, M/s. JBS Securities Limited., a trading member of National stock Exchange of India Limited, indulged in structured deals, created artificial volumes and did not exercise due skill, care and diligence while trading in shares of M/s. Adani Exports Limited.
2. In view of the above findings, SEBI initiated enquiry proceedings under the SEBI (Procedure for Holding Enquiry by Enquiry Officer and Imposing Penalty) Regulations, 2002 alleging violation of provisions of the SEBI (Prohibition of Fraudulent and Unfair Trade Practices Relating to Securities Market) Regulations, 1995 and the SEBI (Stock Brokers and Sub Brokers) Regulations, 1992. Based on the enquiry report, it issued a show cause notice dated August 12, 2005. The applicant replied to the said show cause notice. An opportunity of hearing was granted, though the applicant did not avail of this.
3. While further proceedings in the matter were in progress, the applicant, vide letter dated September 19, 2007, proposed settlement of the said proceedings through a consent order. High Powered Advisory Committee appointed by SEBI considered the consent terms proposed by the applicant and recommended the case for settlement. As per the terms of settlement, the applicant shall pay Rs.15,00,000/- (Rupees fifteen lakh only) as

settlement charges. SEBI accepted the said terms of settlement and communicated the same to the applicant vide letter dated September 22, 2008.

4. For the sole purpose of settling the matter on hand and without admission or denial of guilt on the part of the applicant to the finding of fact or conclusion of the law, the applicant has remitted a sum of Rs. 15, 00,000 (Rupees fifteen lakh only) vide demand draft No. 778860 dated October 04, 2008 drawn on HDFC Bank Ltd., Mumbai towards settlement charges.
5. In view of the above, it is hereby ordered that this consent order disposes of the said enquiry proceedings pending before SEBI against the applicant in the matter of M/s. Adani Exports Limited.
6. This order is without prejudice to the right of SEBI to take enforcement action, including commencing / reopening of the pending proceedings against the applicant, if:
 - a. any representation made by the applicant in this consent proceedings is subsequently discovered to be untrue.
 - b. the applicant breaches any of the clauses/conditions of undertakings/waivers filed during this consent proceedings.
7. This consent order is passed on the 8th day of October, 2008 and shall come into force with immediate effect.

T. C. NAIR
WHOLE TIME MEMBER

M. S. SAHOO
WHOLE TIME MEMBER