

BEFORE THE SECURITIES AND EXCHANGE BOARD OF INDIA

SETTLEMENT ORDER

On Application No. 3117 of 2016

Filed by Mr. Sameer Gupta (PAN No. AACPG1590P)

In the matter of M/s Amulya Leasing and Finance Limited

1. Mr. Sameer Gupta (hereinafter referred to as 'applicant') filed an application dated July 21, 2016 in terms of the SEBI (Settlement of Administrative and Civil Proceedings) Regulations, 2014 ('Settlement Regulations'), proposing to settle, without admitting or denying the findings of fact and conclusions of law, through a settlement order, the pending adjudication proceedings initiated vide Show Cause Notice dated May 20, 2016 for making delayed public announcement under regulation 3(1) read with 3(3) of SEBI (Substantial Acquisition of Shares and Takeover) Regulations, 2011. The applicant has also *suo moto* sought for settlement for the delay in making disclosure as required under regulation 29(2) read with 29(3), regulation 30(2) read with 30(3) of SEBI (Substantial Acquisition of Shares and Takeover) Regulations, 2011 and regulation 13(4) read with 13(5) of SEBI (Prohibition of Insider Trading) Regulations, 1992.
2. The authorised representatives of the applicant had meeting with the Internal Committee of SEBI on October 13, 2017, wherein the settlement terms were deliberated. Thereafter, the applicant, vide letter dated October 17, 2017, proposed the revised settlement terms to settle the defaults mentioned above.
3. The High Powered Advisory Committee ('HPAC') in its meeting held on November 27, 2017 considered the settlement terms proposed and recommended the case for settlement upon payment of ₹24,28,188/- (Rupees Twenty Four Lakh Twenty Eight Thousand One Hundred Eighty Eight only) by the applicant towards settlement charges for the aforementioned defaults. The Panel of Whole Time Members of SEBI accepted the said recommendation of the HPAC and the same was communicated to the applicant vide e-mail dated January 04, 2018.
4. The applicant vide Demand Draft number no. 331601 dated January 15, 2018 drawn on Yes Bank has remitted ₹24,28,188/- (Rupees Twenty Four Lakh Twenty Eight Thousand One Hundred Eighty Eight only) towards the settlement charges.

5. Accordingly, the pending adjudication proceedings for the alleged defaults and the proceedings that could have been initiated for the defaults as discussed in paragraph 1 above, are settled qua the applicant as per the above terms, by way of this order and SEBI shall not initiate any enforcement action against the applicant for the said defaults.
6. In view of the above, in terms of regulations 15 and 19 of the Settlement Regulations, it is hereby ordered that:
- i. this order disposes of the said pending adjudication proceedings and the proceedings that may be initiated for the defaults in respect of the applicant as mentioned above and;
 - ii. passing of this order is without prejudice to the right of SEBI to take enforcement actions including commencing proceedings against the applicant, if SEBI finds that:
 - a. any representation made by the applicant in the present settlement proceedings is subsequently discovered to be untrue;
 - b. the applicant has breached any of the clauses/ conditions of undertakings/ waivers filed during the present settlement proceedings.
7. This settlement order is passed on this 30th day of January, 2018 and shall come into force with immediate effect.
8. In terms of regulation 17 of the Settlement Regulations, a copy of this order shall be sent to the applicant and shall also be published on the website of SEBI.

-Sd-

G. MAHALINGAM
WHOLE TIME MEMBER

-Sd-

MADHABI PURI BUCH
WHOLE TIME MEMBER