

BEFORE THE ADJUDICATING OFFICER

SECURITIES AND EXCHANGE BOARD OF INDIA

Consent Order. IVD-ID1/F&O-2005/AO/ DRK/ ASG/EAD-3/ CO-47-2009/8-2010

CONSENT ORDER

(Application No. 689 of 2008)

Application submitted by

CPR Capital Services Ltd.

(Stock Broker, NSE

SEBI Registration Number INB230876935)

in the matter of

Synchronised deals in the F&O Segment of the NSE.

1. Securities and Exchange Board of India (hereinafter referred to as “**SEBI**”), vide order dated December 18, 2007 initiated adjudication proceedings against CPR Capital Services Ltd., (hereinafter referred to as ‘**the Noticee**’) to inquire into and adjudge under Section 15HA and 15HB of the Securities and Exchange Board of India Act, 1992 (hereinafter referred to as the ‘**SEBI Act**’), the violations of the provisions of the SEBI (Stock Brokers and Sub-brokers) Rules and Regulations, 1992 and SEBI (Prohibition of Fraudulent and Unfair Trade Practices relating to Securities Market) Regulations, 2003 alleged to have been committed by the noticee in respect of its dealings in the futures and options segment of the National Stock Exchange of India Ltd. (hereinafter referred to as ‘NSE’) during the period from 1st February 2005 to 31st March 2005. Show Cause Notice No. A&E/BS/ASG/121841/2008 dated March 31, 2008 was served on the Noticee.

2. I was appointed as the Adjudicating Officer vide order dated December 10, 2008, under section 15 I of the SEBI Act read with Rule 3 of Securities and Exchange Board of India (Procedure for Holding Inquiry and Imposing Penalties by Adjudicating Officer) Rules, 1995.
3. Pending adjudication proceedings, the Noticee made an application on May 28, 2008 (Consent application Regn. No. 689 of 2008) and an undertaking in the format prescribed by SEBI for settlement in the matter in terms of SEBI Circular No. EFD/Cir.-1/2007 dated April 20, 2007. Pursuant to the said application the consent terms were settled at an amount of Rs.5,00,000/- (Rupees Five Lakhs only) towards settlement charges. The consent terms were placed before the High Powered Advisory Committee (hereinafter referred to as **"HPAC"**) on September 15, 2009 and the HPAC considered the facts and circumstances of the case, proposed settlement terms offered by the Noticee and the other material brought before the HPAC. HPAC after deliberations recommended the case for settlement on the consent terms proposed by the Noticee and the same was communicated to the noticee vide SEBI's letter dated February 23, 2010.
4. In terms of the proposal of the Noticee for the sole purpose of settling the matter on hand and without admission or denial of guilt on the part of the Noticee to the findings of fact or conclusions of law, the Noticee has remitted a sum of Rs. 5,00,000/- (Rupees Five Lakhs only) favoring SEBI vide Demand Draft No. 000355 dated March 13, 2010 drawn on ICICI Bank towards the terms of consent in the matter.
5. In view of the above, it is hereby ordered that:
 - i. this consent order disposes of the said adjudication proceedings initiated against the Noticee mentioned in para 1, and
 - ii. passing of this order is without prejudice to the right of SEBI to take enforcement actions including commencing / reopening of the pending proceedings against the Noticee , if SEBI finds that:

- a. Any representations made by the Noticee in the consent proceedings are subsequently discovered to be untrue.
 - b. The Noticee has breached any of the clauses / conditions of undertakings / waivers filed during the current consent proceedings.
6. This consent order is passed on the **23rd day of April, 2010** and shall come into force with immediate effect.
7. In terms of Rule 6 of Securities and Exchange Board of India (Procedure for Holding Inquiry and Imposing Penalties by Adjudicating Officer) Rules, 1995, copies of this order are being sent to CPR capital Services Ltd. and also to the Securities and Exchange Board of India, Mumbai.

Place: Mumbai

**D. RAVI KUMAR
CHIEF GENERAL MANAGER &
ADJUDICATING OFFICER**