

BEFORE THE SECURITIES AND EXCHANGE BOARD OF INDIA, MUMBAI

CONSENT ORDER

ON THE APPLICATION SUBMITTED BY
HEM SECURITIES LTD.

IN THE MATTERS OF
LUPIN LABORATORIES LTD., AFTEK INFOSYS LTD., SHONKH
TECHNOLOGIES INTERNATIONAL LTD., GLOBAL TRUST BANK LTD.,
ADANI EXPORTS LTD., HIMACHAL FUTURISTIC COMMUNICATIONS
LTD. AND GLOBAL TELESYSTEMS LTD.

(CONSENT APPLICATION NO. 593/2008)

1. SEBI had conducted investigation into the alleged irregularities in the trading in the shares of Lupin Laboratories Ltd., Aftek Infosys Ltd., Shonkh Technologies International Ltd., Global Trust Bank Ltd., Adani Exports Ltd., Himachal Futuristic Communications Ltd. and Global Telesystems Ltd. for separate investigation periods during 1999 - 2001. The investigation *prima facie* revealed that Hem Securities Ltd., located at 203, Jaipur Tower, M. I. Road, Jaipur-302001 (hereinafter referred to as the 'applicant'), a member (SEBI Regn No. INB 011069953) of the Bombay Stock Exchange Limited, violated the provisions of SEBI (Prohibition of Fraudulent and Unfair Trade practices relating to Securities Market) Regulations, 1995 and SEBI (Stock Brokers and Sub-brokers) Regulations, 1992.
2. Pursuant to the investigation, SEBI initiated two separate enquiry proceedings against the applicant under the SEBI (Procedure for Holding Enquiry by Enquiry Officer and Imposing Penalty) Regulations, 2002. Separate show cause notices dated July 09, 2003 and December 14, 2005 were issued to the applicant. The applicant replied to the said show cause notices vide letters dated October 10, 2003 and December 27, 2005 respectively. An opportunity of personal hearing was granted on March 17, 2006. However, the applicant sought adjournment twice and further the hearing was scheduled for September 7, 2006.
3. While the above proceedings were in progress, the applicant vide letter dated February 21, 2008 proposed settlement of the aforesaid proceedings through a consent order in terms of SEBI circular No. EFD/ED/Cir-1/2007 dated April 20, 2007. He proposed revised consent terms vide letter dated August 13, 2009. The High Powered Advisory Committee constituted by SEBI considered the consent terms proposed by the applicant and, after deliberations, recommended the case for settlement. Accordingly, the applicant shall pay Rs.90,00,000/- (Rupees ninety lakh only) towards settlement charges. SEBI accepted the said recommendations and communicated the same to the applicant vide letter dated December 22, 2009.

4. Accordingly, the applicant, without admitting or denying the charges, has remitted a sum of Rs. 90,00,000/- (Rupees Ninety Lakh only) towards settlement charges vide demand draft No.262551 dated December 29, 2009 drawn on Bank of India, payable at Mumbai.
5. In view of the above, it is hereby ordered that this consent order disposes of the enquiry proceedings pending against the applicant in the matters of Lupin Laboratories Ltd., Aftek Infosys Ltd., Shonkh Technologies International Ltd., Global Trust Bank Ltd., Adani Exports Ltd., Himachal Futuristic Communications Ltd. and Global Telesystems Ltd.
6. This order is without prejudice to the right of SEBI to initiate enforcement actions, including commencing or reopening of the proceedings pending against 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.
8. This consent order is passed on this day, the 8th of January 2010 and shall come into force with immediate effect.

M. S. SAHOO
WHOLE TIME MEMBER

K. M. ABRAHAM
WHOLE TIME MEMBER