

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

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**SETTLEMENT ORDER**

**in Settlement Application bearing No. 4249/2020**

**filed by Mr. Hemant V. Barve [PAN: AAKPB0160E]**

**in the matter of DCB Bank Limited**

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1. Mr. Hemant V. Barve (hereinafter referred to as “applicant”) had filed a settlement application in terms of the SEBI (Settlement Proceedings) Regulations, 2018 (hereinafter referred to as the “Settlement Regulations”) proposing to settle, without admitting or denying the findings of fact and conclusions of law, through a settlement order, the pending enforcement proceedings under Sections 11(4A) and 11B(2) of the SEBI Act, 1992 initiated vide Show Cause Notice bearing No. SEBI/HO/IVD/ID7/PJ/OW/P/2020/14275 dated September 03, 2020 for the alleged violation of Clause 8 of Minimum Standards for Code of Conduct to regulate, monitor and report trading by insiders specified in Schedule B read with Regulation 9(1) of the SEBI (Prohibition of Insider Trading) Regulations, 2015.
2. SEBI had conducted an investigation in respect of the insider trading activities of certain entities in the scrip of DCB Bank Ltd. (hereinafter referred to as the “DCB”) for the period September 19, 2015 to October 13, 2015 (hereinafter referred to as the “investigation period”). It was observed during the investigation that DCB on October 13, 2015 announced to the stock exchanges that it plans to add 150+ branches to its already existing 160 branches. The said information was considered as Unpublished Price Sensitive Information (hereinafter referred to as the “UPSI”) and the period of UPSI was September 19, 2015 to October 13, 2015. The applicant was the company secretary of DCB. The applicant despite being aware of the fact that the insiders were in possession of UPSI, approved their applications of pre-clearance of proposed trades. Accordingly, the proceedings referred to in paragraph 1 were initiated against the applicant.

3. Pursuant to the receipt of the settlement application, the authorized representatives of the applicant deliberated upon the settlement terms with the Internal Committee of SEBI on December 31, 2020. Thereafter, the applicant vide letter dated January 15, 2021 proposed the revised settlement terms to settle the proceedings that were initiated against him.
4. The High Powered Advisory Committee (hereinafter referred to as the “HPAC”) in its meeting held on January 25, 2021 considered the proposed settlement terms by the applicant and recommended the case for settlement upon payment of ₹14,87,500/- (Rupees Fourteen Lakh Eighty Seven Thousand and Five Hundred only) as settlement amount.
5. The applicant vide UTR No. SCBLR22021021500005290 remitted of ₹14,87,500/- (Rupees Fourteen Lakh Eighty Seven Thousand and Five Hundred only) the amount as settlement amount for the settlement of the proceedings as detailed in para 1 above and intimated the same to SEBI vide letter dated February 16, 2021. The receipt of the same was confirmed upon verification.
6. In view of the above, in exercise of the powers conferred under Section 15JB of the Securities and Exchange Board of India Act, 1992 and in terms of Regulations 23 read with Regulation 28 of the Settlement Regulations, it is hereby ordered that the pending enforcement proceedings for the alleged default as discussed in paragraph 1 above are settled *qua* the applicant as per the following terms;
  - i. SEBI shall not initiate enforcement action against the applicant for the said default;
  - ii. this order disposes of the enforcement proceedings initiated by SEBI for the default as mentioned above in respect of the applicant; and
  - iii. passing of this Order is without prejudice to the right of SEBI under regulation 28 of the Settlement Regulations to take enforcement actions including continuing proceedings against the applicant, if SEBI finds that:

- a. any representation made by the applicant in the present settlement proceedings is subsequently found to be untrue;
  - b. the applicant has breached any of the clauses/ conditions of undertakings/ waivers filed during the present settlement proceedings; and
  - c. there was a discrepancy while arriving at the settlement terms.
7. This settlement order is passed on this 16<sup>th</sup> day of March, 2021 and shall come into force with immediate effect.
8. In terms of Regulation 25 of the Settlement Regulations, a copy of this order shall be sent to the applicant and also be published on the website of SEBI.

Sd/-  
**S.K. MOHANTY**  
**WHOLE TIME MEMBER**

Sd/-  
**ANANTA BARUA**  
**WHOLE TIME MEMBER**