

**BEFORE THE ADJUDICATING OFFICER
SECURITIES AND EXCHANGE BOARD OF INDIA, MUMBAI**

SETTLEMENT ORDER

**In terms of Regulation 15 (1) of SEBI (Settlement of Administrative and Civil
Proceedings) Regulations, 2014**

(On the Application Nos. 3068/2016 and 3069/2016 filed by B.S. Securities and
Brijmohan Sagarmal Capital Services Pvt. Ltd. respectively)

Settlement Order No: EAD-5/SVKM/01 & 02 /2016-17

1. Securities and Exchange Board of India (hereinafter referred to as '**SEBI**'), vide order dated June 11, 2015 initiated adjudication proceedings to inquire into and adjudge under section 15HB of the SEBI Act, 1992 against **B.S. Securities and Brijmohan Sagarmal Capital Services Private Limited** (hereinafter referred to as the '**Noticees**'), in the matter of Shiv- Vani Oil & Gas Exploration Services Limited for the alleged violation of the provisions of Clause A (2) of Code of Conduct for stock brokers as specified under Regulation 7 of SEBI (Stock Brokers and Sub- Brokers) Regulations, 1992 (hereinafter referred to as '**Broker Regulations**').
2. In this regard, a common Show Cause Notice dated October 13, 2015 (hereinafter referred to as '**SCN**') was served on the Noticee brokers, wherein it was alleged that Noticees have acted as both broker and counterparty broker of the clients while they indulged in synchronized trades on BSE & NSE and thereby violated the provisions of Clause A (2) of Code of Conduct for stock brokers as specified under Regulation 7 of SEBI (Stock Brokers and Sub- Brokers) Regulations, 1992.

3. Pending the adjudication proceedings, Noticees submitted Applications for Settlement of the proceedings bearing no. 3068/2016 and 3069/2016, in terms of Regulation 4 (2) of SEBI (Settlement of Administrative and Civil Proceedings) Regulations, 2014. (hereinafter referred to as '**Settlement Regulations**').
4. Thereafter, the Noticees had a meeting with the Internal Committee (IC) of SEBI on August 10, 2016, and vide letters dated August 12, 2016, proposed revised settlement terms to settle the charges mentioned above.
5. The settlement terms as proposed by the Noticees were placed before the High Powered Advisory Committee (HPAC) on November 07, 2016. The HPAC recommended that the matter may be settled on payment of ₹ 12,92,000/- (Rupees Twelve Lakh Ninety Two Thousand only) by each of the Noticees, towards settlement charges. The recommendation of HPAC were approved by a panel of the Whole Time Members of SEBI on December 20, 2016.
6. Accordingly, B.S. Securities remitted a sum of ₹ 12,92,000/- (Rupees Twelve Lakh Ninety Two Thousand only) vide Demand Draft no. 378766 and Brijmohan Sagarmal Capital Services Pvt. Ltd. also remitted a sum of ₹ 12,92,000/- (Rupees Twelve Lakh Ninety Two Thousand only) vide Demand Draft no. 378767 both dated January 17, 2017, drawn on Union Bank of India.
7. In view of the acceptance of the settlement terms as proposed by the Noticees by SEBI, the pending adjudication proceedings initiated against the Noticees vide the SCN dated October 13, 2015 needs be disposed of. Accordingly in terms of Regulation 15(1) of SEBI Settlement Regulations, 2014 the pending adjudication proceedings are disposed of pursuant to the acceptance of settlement terms by SEBI.

8. This order is without prejudice to the right of SEBI to take enforcement actions including commencing/ reopening of the pending proceedings against the applicants, if SEBI finds that:
- i. any representation made by the Noticees in the settlement proceedings are subsequently discovered to be untrue.
 - ii. the Noticees have breached any of the clauses/conditions of undertakings/waivers filed during the current settlement proceedings.
9. In terms of Regulation 17 of Settlement Regulations, 2014, a copy of this order is being sent to the Noticees and is published on the website of SEBI.

Date: February 20, 2017
Place: Mumbai

S. V. Krishnamohan
Chief General Manager &
Adjudicating Officer