

**IN THE SECURITIES APPELLATE TRIBUNAL
AT MUMBAI**

DATED THIS THE 03RD DAY OF NOVEMBER, 2025.

CORAM: Justice P. S. Dinesh Kumar, Presiding Officer
Ms. Meera Swarup, Technical Member
Dr. Dheeraj Bhatnagar, Technical Member

Appeal No. 458 of 2025

[Along with Misc. Application Nos. 1024 and 1138 of 2025]

BETWEEN:

Mr. Chakradhar Rajaram Bambardekar
Ashar Sapphire, Flat No. 1504,
15th Floor, Kolshet Road, Opposite D-Mart.
Kapurbavdi, Thane (West)- 400 607 ...Appellant

Mr. Kaustubh H. Giri, Advocate with Mr. Shardul A. Mhetre,
Advocate for the Appellant.

AND

Securities and Exchange Board of India
SEBI Bhavan, C4-A, G-Block,
Bandra Kurla Complex,
Bandra (E), Mumbai- 400 051 ...Respondent

Mr. Manish Chhangani, Advocate with Mr. Sumit Yadav,
Mr. Abhay Chauhan and Mr. Atul Agrawal, Advocates i/b The
Law Point for the Respondent-SEBI.

THIS APPEAL IS FILED UNDER SECTION 15T OF THE SEBI
ACT, 1992 TO SET ASIDE THE ORDER DATED 31.05.2023
(EX-A) PASSED BY THE AO, SEBI.

THIS APPEAL HAVING BEEN HEARD AND THE TRIBUNAL
MADE THE FOLLOWING:

ORDER

**Per: Justice P. S. Dinesh Kumar, Presiding Officer
(Oral)**

This appeal is directed against the order dated May 31, 2023 passed by the AO¹ of SEBI² imposing a penalty of Rs. 5 lakhs on the appellant for violation of Regulations 3(a),(b),(c),(d), 4(1) and 4(2)(a) of PFUTP³ Regulations, 2003.

2. We have heard Shri Kaustubh Giri, learned advocate for the appellant and Shri Manish Chhangani, learned advocate for the respondent.

3. Learned advocate for the appellant submitted that the appellant is a senior citizen. One Mr. Ashish Karekar employed with Moneyplex Securities Pvt. Ltd. and Mr. Viraj Chodankar, had induced the appellant to invest money with a promise of 5 to 7% returns on his investment in addition to brokerage commissions.

4. Based on their assurance, appellant had invested money. The impugned order is passed on May 31, 2023. This appeal is presented on October 08, 2025. The allegation against the appellant is that he has indulged in reversal trading of illiquid stock options of following scrips:-

¹ Adjudicating Officer

² Securities and Exchange Board of India

³ SEBI (Prohibition of Fraudulent and Unfair Trade Practices) Regulations, 2003.

Sr. No.	Contract Name	Avg. Buy Rate (Rs.)	Total Buy Volume (No. of units)	Avg. Sell Rate (Rs.)	Total Sell Volume (No. of units)	% of Non Genuine trades of Noticee in the contract to Noticee's Total trades in the Contract	% of Non Genuine trades of Noticee in the contract to Total trades in the Contract	% of Artificial Volume generated by Noticee in the contract to Noticee's Total Volume in the Contract	% of Artificial Volume generated by Noticee in the contract to Total Volume in the Contract
1.	JSWE15MAY 105.00PEW3	1.28	4000	0.05	4000	100	20	100	0.41
2.	SAIL15MAY6 0.00PEW3	0.9	24000	0.05	24000	100	32.43	100	1.06
3.	ALLD15MAY 80.00CE	0.75	16000	0.05	16000	100	47.06	100	2.56
4.	ANBK15MAY 80.00CE	1	12000	0.1	12000	100	24	100	0.8

It is submitted that appellant was not served with the show cause notice. The date of hearing was also not communicated to him and the impugned order is an *ex-parte* order.

5. Shri Manish Chhangani, learned advocate for SEBI submitted that the pleadings disclose that appellant's family had invested about Rs. 2.5 to 3 Crores. Appellant claims to have filed a complaint on January 30, 2017 before the BSE but the same is not pursued. He pleaded that there is no justification to condone the delay.

6. We have considered the rival contentions and perused the records. Allegation against the appellant is trading in illiquid options in the above scrips. Shri Manish Chhangani is right in his submissions that the appellant has pleaded in the memorandum of appeal that Rs. 2.5 to 3 Crores have been mobilized by the appellant and his family members. The complaint filed with the NSE prima facie shows that that the appellants were conscious of the facts and unauthorized

trading was being done in their accounts as back as in 2017. However, there are no supporting document such as any legal notice or police complaint against the above mentioned Ashish Karekar and Viraj Chodankar. To a pointed query made by us with regard to the counter party, Shri Manish submitted that a penalty of Rs. 5 lakhs has been imposed against the counter party vide order dated April 28, 2023.

7. It is not in dispute that pursuant to the impugned order the SEBI has recovered the penalty amount of Rs. 5 lakhs.

8. Keeping in view the fact that the appellant has indulged in mobilizing and investing Rs. 2.5 to 3 Crores and his family was conscious of the trades carried in their name, the contention that the appellant did not have any knowledge about the alleged trading by the said Ashish Karekar and Viraj Chodankar is wholly untenable.

9. The explanation given for condonation of 751 days delay is not satisfactory and it is accordingly dismissed. Consequently, the appeal stands dismissed. Pending interlocutory application(s), if any, stand disposed of.

No costs.

Justice P. S. Dinesh Kumar
Presiding Officer

Ms. Meera Swarup
Technical Member

Dr. Dheeraj Bhatnagar
Technical Member

03.11.2025
PK