

Before Abid Hussain, Executive Director/HOD (Adjudication-I)

In the matter of Show Cause Notice issued to AKD Securities Limited

Dates of Hearing

October 03, 2022

Order-Redacted Version

Order dated October 24, 2022 was passed by Executive Director/Head of Department (Adjudication-I) in the matter of AKD Securities Limited. Relevant details are given as hereunder:

Nature	Details
1. Date of Action	Show cause notice dated June 06, 2022.
2. Name of Respondent	AKD Securities Limited (the Company and/ or the Respondent).
3. Nature of Offence	Alleged contraventions of regulation 6(8) and 26(2) of the Listed Companies (Substantial Acquisition of Voting Shares and Takeovers) Regulations, 2017 (the Regulations) read with Section 126(3) of the Securities Act, 2015 thereof.
4. Action Taken	<p>Key findings were reported in the following manner:</p> <p>I have considered both the written and verbal submissions made by the Respondent and the relevant legal provisions as mentioned above and observed that the role of the Respondent in the instant matter was only the extent of MTO which was made the Acquirer. The MTO, although responsible for ensuring compliance with the Act and the Regulations governing the public announcement of intention/offer, cannot proceed to make public announcement of withdrawal of PAI in absence of communication received from their client/the Acquirer. The Respondent has provided evidence regarding their intimations to their client/ the Acquirer about the expiry of PAI which demonstrate the effort made on their part to ensure that all public announcements are made within the prescribed timeline of the Act and the Regulations. Further, keeping in view of the nature of the job of Respondent to act as a service provider to the client/the Acquirer, it cannot be held accountable for making the requisite public announcement for withdrawal of PAI in absence of instructions from the Acquirer.</p> <p>In view of the foregoing and submissions made by the Respondent and its Representatives, contraventions of the</p>

	provisions of regulation 6(8) and 26(2) of the Regulations cannot be established against the Respondent. Therefore, I, in terms of the powers conferred under Section 126 of the Act, hereby conclude the proceedings without imposing any monetary penalty or adverse order.
5. Penalty Imposed	
6. Current Status of Order	No Appeal has been filed by the respondent.