

**Dr. Kirit Somaiya, MP**

Chartered Accountant, Ph.D

**CHAIRMAN**

Parliamentary Committee on Energy



**Member Parliament Committees:**

- Public Accounts Committee
- Finance Committee
- Privilege Committee
- Protocol Committee
- Urban Consultative Committee

Ref No: KS./Mum./DO/5732/2015

Date : 9<sup>th</sup> June 2015.

Dear Sir, *Devendra Fadnavis*

Sub. : Scam of NSEL (National Spot Exchange)

Kindly pursue above issue on fast track basis to save the investors from monetary hardships.

Thanking You,

Yours,

**Dr. Kirit Somaiya MP**

Mr. Devendra Fadnavis,  
Chief Minister,  
Maharashtra State,  
Mantralaya, Mumbai.

Letter | submission to Hon. CM on 01/06/15, in-person, alongside Dr. Kirit S.

**NAARA**

**NSEL Aggrieved and Recovery Association**

Registered Office Address: Room No. 9, 1<sup>st</sup> Floor, Khatau Building, 8/10, Mody Marg, Fort,  
Mumbai – 400 001, Email ID - nselrg@gmail.com

[Registered under Bombay Public Trusts Act, 1950, bearing Registration No. E30842(M)]

09<sup>th</sup> June, 2015

Shri. Devendra Fadnavis  
Hon'ble Chief Minister,  
Maharashtra

**Re: The National Spot Exchange Limited (NSEL) Scam**

**Sub: Representation by INVESTORS body for expeditious action by the State.**

Respected Sir,

We are extremely obliged and grateful for granting us the opportunity to present our case to your good-self.

We are a Registered Investors Association, fighting the cause of recovery of the monies of NSEL Investors which has been fraudulently taken by & through NSEL, a National level electronic spot exchange, promoted by the Financial Technologies India Ltd. (FTIL) group. A brief about our Association and the present list of Investors, enrolled with our association is enclosed (**Annexure A & B**).

The Hon. Chief Minister would be aware that the matters related to NSEL is being investigated, attended to and represented at various forums viz.

- i. Economic Offences Wing (EOW), Mumbai
- ii. Enforcement Directorate (ED)
- iii. Central Bureau of Investigation (CBI): Specific to the two Public Sector Undertakings viz. MMTC & PEC.
- iv. The Hon'ble **MPID Court**, Sessions Court, Mumbai
- v. Competent Authority (CA) under MPID
- vi. The Ministry of Corporate Affairs (MCA) and the Company Law Board (CLB)
- vii. The Hon'ble Bombay High Court (BHC)

*It may be noted that the Maharashtra State Police, CBI and the ED has now been reported to be investigating the role of FTIL in its erstwhile group company, the Multi Commodity Exchange of India (MCX), with regard to allegations of siphoning of monies from MCX.*

**We humbly request your active intervention and support in expediting the recovery of the monies of NSEL Investors.**

**Liquidation / Disposal of Assets of Defaulters – Summary Status:**

It has been repeatedly stated in public domain that Rs.6000/- Crores of Assets viz. Shares, Properties, Plant & Machinery, Bank Accounts etc. of several Defaulters, including the Promoters / Directors of NSEL has been Secured and with approximately half of them Attached under the due process of the MPID Act.

- i. The MPID Court had issued some favourable orders for disposing the assets of Defaulters, who had consented for the same.
- ii. The CA had submitted proposal in select few cases to the High Court Committee and recently couple of Advertisements / Notices were issued. Those properties / Stocks are not more than Rs.30 Crores odd.
- iii. The Hon. High Court Committee (HCC), appointed by the Hon. Bombay High Court in September 2014 has recommended action to the Hon. Bombay High Court (BHC) with regard to certain defaulters.
- iv. The BHC has issued decrees against defaulters in couple of cases.
- v. Defaulters meanwhile have challenged the authority of the HCC and also challenged the applicability of the MPID Act, besides few of them seeking quashing of FIR.
- vi. The NSEL and FTIL (through its directors) too have challenged the applicability of the MPID Act in the BHC.

**It is painful for Investors to see that not a single asset has been sold and no monies realized whatsoever, as till the date of this representation.**