

**BEFORE THE ADJUDICATING OFFICER  
SECURITIES AND EXCHANGE BOARD OF INDIA  
SETTLEMENT ORDER  
(Application No. 7045/2022)**

**On the application submitted by  
Pawan N Agarwal (PAN- AABPA4115D)  
[Settlement Order No.: SO/GG/VP/2023-24/7045]**

**Settlement Order in the matter of complaint by Finsec Law Advisors Ltd  
against Mr. Pawan Agarwal**

---

1. Securities and Exchange Board of India (hereinafter referred to as “**SEBI**”) received complaint from Finsec Law Advisors Ltd alleging that Pawan N Agarwal and 2 others, have violated the provisions of SEBI (PFUTP) Regulations, 2003 by engaging in Front Running/ Mirror trading of trades of its clients Aequitas.
2. Pursuant to receipt of the above complaint, an investigation was carried out by SEBI to ascertain whether any of the entities mentioned in the said complaint have violated the provisions of SEBI (PFUTP) Regulations, 2003 and SEBI (Stock Broker and Sub Broker) Regulations, 1992. Pursuant to the investigation, it was observed that Pawan N Agarwal (hereinafter referred to as “**Applicant**”) had violated the provisions of Section 12(A)(c) of SEBI Act and Regulation 3(a), 3(d) and 4(1) of PFUTP Regulations.

3. Upon conclusion of investigation, SEBI initiated adjudication proceedings and appointed me as the Adjudicating Officer vide order dated November 16, 2021, under Section 15-I of the SEBI Act and Rule 3 of SEBI (Procedure for Holding Inquiry and Imposing Penalties) Rules, 1995 (hereinafter referred to as '**Adjudication Rules**') read with Section 19 of the SEBI Act to inquire into and adjudge under Section 15HA of the SEBI Act for the alleged violations of provisions of Section 12(A)(c) of SEBI Act and Regulation 3(a), 3(d) and 4(1) of PFUTP Regulations.
4. Thereafter, a Show Cause Notice dated April 22, 2022 (hereinafter referred to as '**SCN**') was served on the Applicant in terms of the provisions of Rule 4 of the Adjudication Rules read with Section 15-I of the SEBI Act requiring the Applicant to show cause as to why an inquiry should not be held against him in terms of Rule 4 of Adjudication Rules read with Section 15-I of SEBI Act, and penalty, if any, should not be imposed on Applicant under Rule 5 of the Adjudication Rules and under Section 15 HA of SEBI Act for the aforesaid alleged contraventions done by the Applicant.
5. The Applicant vide email dated June 20, 2022, informed that the Applicant has filed a Settlement Application under the SEBI Settlement Regulations. The Internal Committee (hereinafter referred to as '**IC**') in its meeting held on February 02, 2023, deliberated and recommended the settlement amount of ₹ 44,20,000/- (Rupees Forty Four Lakh Twenty Thousand only) as the indicative amount. Thereafter, Applicant vide Revised Settlement Terms ('**RST**') dated April 28, 2023, proposed a settlement amount ₹ 44,20,000/- (Rupees Forty Four Lakh Twenty Thousand only) towards a full and final settlement of alleged default contained in the SCN.

6. Subsequently, the High Powered Advisory Committee on Settlement (hereinafter referred to as '**HPAC**') considered the proposed settlement terms on March 09, 2023, and recommended the settlement of instant proceedings upon payment of ₹ 44,20,000/- (Rupees Forty Four Lakh Twenty Thousand only) towards settlement charges. The Panel of Whole Time Members of SEBI approved and accepted the said recommendation of the HPAC on April 24, 2023, and the same was communicated to the Applicant on April 28, 2023. Pursuant to the same, Applicant vide its e-mail dated May 22, 2023, informed SEBI about the remittance of the settlement amount, the receipt of which has been confirmed.
  
7. Therefore, in view of the acceptance of the settlement terms by the Panel of Whole Time Members and receipt of the settlement amount by SEBI, the instant proceedings initiated against the Applicant vide Show Cause Notice dated April 22, 2022, is disposed of, as per approved settlement terms mentioned above in terms of Section 15JB of SEBI Act read with Section 19 of SEBI Act read with Regulation 23(1) of the Settlement Regulations.
  
8. This order is without prejudice to the right of SEBI to take enforcement actions, in terms of Regulation 28 of the Settlement Regulations, including restoring or initiating the proceedings in respect to which the settlement order was passed against the Applicant, if:
  - a. any representation made by the Applicant in the settlement proceedings is subsequently found to be untrue; or

b. the Applicant breaches any of the clauses/conditions of undertakings/ waivers filed during the current settlement proceedings.

9. This settlement order is passed on the 04<sup>th</sup> of July 2023 and shall come into force with immediate effect.

10. In terms of Regulation 25 of the Settlement Regulations, copies of this order are being sent to the Applicant and also published on the SEBI website.

**Date: July 04, 2023**

**Place: Mumbai**

**GEETHA G**

**ADJUDICATING OFFICER**

