

28.08.2024
Item No.1
PG/KS
Ct. No.1

**M.A.T. 992 of 2024
With
IA No. CAN 1 of 2024
MPS Greenery Developers Limited
Versus
Securities and Exchange Board of India & Ors.**

Ms. Sahana Pal

..... For the Appellant

Mr. Prasanta Kumar Dutt

Mr. Susanta Kumar Dutt

Mr. Syamantak Banerjee

.....For the SEBI

1. Learned advocate for the appellant submits that the appellant has given instruction to him to withdraw this appeal.
2. It is prayed by the learned advocate for the appellant that the issue as to whether the matter relates to a Ponzi Scheme may be kept open so that the appellant may be able to canvass the same before the Hon'ble Special Division Bench. Such issue is kept open and the appeal stands dismissed as withdrawn.
3. Written instruction given by the appellant to the learned advocate vide a letter dated 20th August, 2024 is kept on record.
4. Learned advocate for the appellant is permitted to file his Vakalatnama as it is a changed brief.
5. No costs.
6. Urgent photostat certified copy of this order, if applied for, be furnished to the parties expeditiously upon compliance of all legal formalities.

**(T.S SIVAGNANAM)
CHIEF JUSTICE**

(HIRANMAY BHATTACHARYYA, J.)