



Federal Court of Australia

District Registry: New South Wales

Division: General

No: NSD285/2024

AUSTRALIAN SECURITIES AND INVESTMENTS COMMISSION

Plaintiff

KRISHNAKUMAR SITARAM AGRAWAL and another named in the schedule

Defendant

ORDER

JUDGE: JUSTICE LEE

DATE OF ORDER: 19 March 2024

WHERE MADE: Sydney

PENAL NOTICE

**TO: KRISHNAKUMAR SITARAM AGRAWAL and
SHASHIKUMARI KRISHNAKUMAR AGRAWAL**

IF YOU (BEING THE PERSON BOUND BY THIS ORDER):

- (A) REFUSE OR NEGLECT TO DO ANY ACT WITHIN THE TIME SPECIFIED IN THE ORDER FOR THE DOING OF THE ACT; OR**
- (B) DISOBEY THE ORDER BY DOING AN ACT WHICH THE ORDER REQUIRES YOU NOT TO DO,**

YOU WILL BE LIABLE TO IMPRISONMENT, SEQUESTRATION OF PROPERTY OR OTHER PUNISHMENT.

ANY OTHER PERSON WHO KNOWS OF THIS ORDER AND DOES ANYTHING WHICH HELPS OR PERMITS YOU TO BREACH THE TERMS OF THIS ORDER MAY BE SIMILARLY PUNISHED.



THE COURT ORDERS THAT:

1. Until 31 August 2024 or until further order (whichever is earlier), pursuant to s 1323(1)(k) of the *Corporations Act 2001* (Cth) (**Corporations Act**), the first and second defendants be restrained from leaving or attempting to leave Australia.
2. Pursuant to s 1323(1)(j) of the *Corporations Act*, that the first and second defendants deliver up by 5pm on 19 March 2024, to the Sydney Registry of this Court:
 - (a) all passports in their names which are in their possession, custody or control; and
 - (b) any documents evidencing any travel arrangements made for the six (6) month period commencing from the date of this order;
 - (c) any copy in their possession, custody or control of any application in their name for a passport, replacement passport or other document permitting international travel made to the authorities of any country on or after the date the order enters into effect.
3. The obligation of the first defendant under Order 2(a) to deliver up his Australian passport, shall be satisfied by ASIC delivering the first defendant's Australian passport to the Sydney Registry of this Court.
4. The documents delivered up to the Sydney Registry of this Court pursuant to Order 2 and 3 above be held by the Registry until 31 August 2024 or until further order.
5. Until 31 August 2024 or until further order (whichever is earlier), the defendants be restrained from applying for the issue of an Australian or non-Australian passport or other document permitting international travel.
6. There be no order as to costs as between the plaintiff and the defendants.

AND THE COURT NOTES THAT:

7. ASIC has delivered to the Sydney Registry of this Court the Australian passport of the first defendant in accordance with Order 9 of the Orders made by Lee J on 14 March 2024.



Date that entry is stamped: 19 March 2024

Sia Lagos
Registrar



Schedule

No: NSD285/2024

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Second Defendant **SHASHIKUMARI KRISHNAKUMAR AGRAWAL**