



বাংলাদেশ সিকিউরিটিজ অ্যান্ড এক্সচেঞ্জ কমিশন

জীবন বীমা টাওয়ার (১৫, ১৬, ১৭ ও ২১তম তলা), ১০ দিলকুশা বা/এ, ঢাকা-১০০০, বাংলাদেশ।

নং-বিএসইসি/এনফোর্সমেন্ট/২২০১/২০১৪/২০১

তারিখঃ ১৩ জুলাই ২০১৫ ইং

আদেশ

যেহেতু, কমিশন এর আদেশ নং BSEC/Surveillance/2014-0840/427 dated 9th November 2014 এর মাধ্যমে একটি তদন্ত কমিটি গঠিত হয় এবং উক্ত তদন্ত কমিটির দাখিলকৃত প্রতিবেদন অনুযায়ী findings and contraventions নিম্নরূপ:

Quote

“----12. As per Rule 8A (1) every member shall maintain a consolidated customers' account in his name with any scheduled bank only for the deposit of the money received from and for, and payment of money to and for, the customers. Thus it is implied that amount payable to clients should be available all times in the consolidated customers' bank account. From the Net Capital Balance throughout the month of July 2014 of PFI Securities Limited, it appears payable to clients' of Tk.21,31,61,474 and cash in hand & at bank of Tk.2,79,24,080 of the said stock-broker. Mentionable that cash in hand & at bank includes cash in hand, operational bank accounts and consolidated customers' bank account. After adjusting receivable from Clearing House and payable to Clearing House, net payable to clients' are as follows:

Receivable from Clearing House	Tk.55,16,594
(-) Payable to Clearing House	(Tk.16,01,083)
Net receivable (Payable)	Tk. 39,15,511
+ Payable to clients'	Tk. 21,31,61,474
Net Payable to clients'	Tk.21,70,76,985
Cash in hand & at bank	Tk. 2,79,24,080

Difference amount use for their own purposes Tk.18,91,52,905

Under the above context, PFI Securities Limited has used the said clients' fund for their own purposes and earned income by employing the said unlawful tactics for their self interest.

Contravention: Through the aforesaid activities **PFI Securities Limited** has contravened আচরণ বিধি 6 under সিকিউরিটিজ ও এক্সচেঞ্জ কমিশন (স্টক ডিলার, স্টক ব্রোকার ও অনুমোদিত প্রতিনিধি) বিধিমালা, ২০০০ এর বিধি ১১.

13. During 15th July to 16th November 2014 PFI Securities Limited total bought 22,89,400 shares whose value Tk.25,19,58,640 average rate Tk.110.05 and sold 12,25,800 shares whose value Tk.17,17,76,320 average rate Tk.140.13 through their dealer account and clients' account. Mentionable that IPO size of SPCL for 1,26,80,000 shares. Trade details of dealer account and sister concerns of PFI Securities Limited are appended below:

PFI Securities Limited (Dealer A/C-307)

Date	Shares bought	Average price
05/11/14	1200	202.90
10/11/14	57800	228.74
11/11/14	24000	227.30

Total buy 83,000

PFI Securities Limited Employee Provident Fund (1234)

Date	Shares bought	Average price
09/11/14	50000	239.90

Total buy 50,000



বাংলাদেশ সিকিউরিটিজ অ্যান্ড এক্সচেঞ্জ কমিশন

জীবন বীমা টাওয়ার (১৫, ১৬, ১৭ ও ২১তম তলা), ১০ দিলকুশা বা/এ, ঢাকা-১০০০, বাংলাদেশ।

Prime Finance First Unit Fund (1120)

Date	Shares sold	Average price
15/07/14	400	36.91
16/07/14	2200	39.58
17/07/14	5000	42.99
20/07/14	7000	49.19

Prime Finance second Unit Fund (1120)

Date	Shares sold	Average price
15/07/14	600	36.91
16/07/14	2600	39.55
17/07/14	5000	43.83
20/07/14	7000	49.19

Prime Finance Capital Management Limited (1170)

Date	Buy quantity	Average Price	Sale Quantity	Average Price
07/20/2014	36,200	49.67		
07/21/2014	63,800	51.16		
07/22/2014	10,000	56.62		
07/24/2014	0	0.00	11,000	58.58
08/04/2014	50,000	62.63		
08/06/2014	50,000	72.76		
08/07/2014	100,000	78.39		
08/10/2014	30,000	89.38		
10/20/2014	63,400	98.30		
10/23/2014	174,800	130.75		
10/27/2014	12,200	158.22		
10/29/2014	20,000	191.08		
11/03/2014	47,600	185.57		
11/05/2014	0	0.00	48,000	202.49
11/06/2014	0	0.00	50,000	220.16
11/09/2014	0	0.00	50,000	239.42
11/10/2014	114,400	219.24		
11/11/2014	17,800	225.77		
11/12/2014	0	0.00	107,000	241.81
11/13/2014	100,000	264.13		
11/16/2014	0	0.00	40,000	286.03
11/17/2014	0	0.00	50,000	310.98
Total buy	8,90,200	Total sale	4,55,000	

Under the above context, PFI Securities Limited directly with their own accounts and indirectly through their sister concerns and clients' account created extreme buy pressure of SPCL share in the market and completed their purchase of major part of the tradable shares from the market and freezing the same, by which created supply shortage of tradable share compare to demand. As a result price of the said share go up shortly and reached at Tk.338.80 on 18/11/2014. This was the main reason to increase the price of Shahjibazar Power Company Limited abnormally from Tk.36.50 to Tk.338.80 during the referred period. As such, PFI Securities Limited and their sister concerns have been creating artificial market by employing unlawful tactics for their self interest and made huge amount of unrealized and realized capital gain.



বাংলাদেশ সিকিউরিটিজ অ্যান্ড এক্সচেঞ্জ কমিশন

জীবন বীমা টাওয়ার (১৫, ১৬, ১৭ ও ২১তম তলা), ১০ দিলকুশা বা/এ, ঢাকা-১০০০, বাংলাদেশ।

Contravention: Through the aforesaid activities **PFI Securities Limited** has contravened আচরণ বিধি 6 and 7 under সিকিউরিটিজ ও এক্সচেঞ্জ কমিশন (স্টক ডিলার, স্টক ব্রোকার ও অনুমোদিত প্রতিনিধি) বিধিমালা, ২০০০ এর বিধি ১১.

14. As per Rule 8A (1) every member shall maintain a consolidated customers' account in his name with any scheduled bank only for the deposit of the money received from and for, and payment of money to and for, the customers. Thus it is implied that amount payable to clients should be available all times in the consolidated customers' bank account. From the Net Capital Balance as on 30th October 2014 of PFI Securities Limited, it appears amount payable in the ordinary course of dealing in securities of Tk.18,92,66,879 and cash in hand & at bank of Tk.8,41,09,565 of the said stock-broker. Mentionable that cash in hand & at bank includes balances of cash in hand, operational bank accounts and consolidated customers' bank account. In this connection, PFI Securities Limited has used clients' fund of Tk.10,51,57,314 for their own purposes and earned income by employing the said unlawful tactics for their self interest.

Contravention: Through the aforesaid activities **PFI Securities Limited** has contravened আচরণ বিধি 6 under সিকিউরিটিজ ও এক্সচেঞ্জ কমিশন (স্টক ডিলার, স্টক ব্রোকার ও অনুমোদিত প্রতিনিধি) বিধিমালা, ২০০০ এর বিধি ১১.

15. As per Commission's Directive No SEC/CMRRCD/2009-193/135 dated September 30, 2012 the member of stock exchanges may extend maximum limits of credits facilities to their approved clients on 1:0.5 basis i.e. 50% of clients' margin/deposit. Thus no member shall be permitted deficit arising from transactions 50% of clients' equity. But, PFI Securities Limited permitted debit balance (deficit) excess of highest limit 50% of clients' equity. Mentionable that PFI Securities Limited allowed SPCL as margin able security although Commission declared SPCL as non margin able security. As on 25th November 2014 few clients list (who buy and held SPCL share) are stated below whose debit balance exceed the maximum limit:

Client Code	Name	Quantity of SPCL	Debit Balance (Taka)	Equity
H511	Zillur Rahman	43800	27136741	-10558765
528	Shahidul Islam	16000	22309331	8487613
D519	Hajera Khanom	10000	10364227	-7624906
1552	Rezaul Karim Chow.	26600	8006088	-1392256
1100	Shankar Kumar Saha	20000	6426453	1914209
1620	Abul Kalam Eajdani	41000	3177023	-641181
D560	Pinki Das	48600	2644565	1867026

Contravention: Through the aforesaid activities **PFI Securities Limited** has contravened Commission's Directive NoSEC/CMRRCD/2009-193/135 dated September 30, 2012.

20. Trading of shares of Shahjibazar Power Company Limited (SPCL) has been commenced at the stock exchanges on 15th July 2014. After listing, first phase during 15th July 2014 to 10th August 2014, share price SPCL increased by 144% (from Tk.36.50 to Tk.89.20) where as DSEX Index had been increased by 3.85% (from 4362.78 to 4530.83). Thus, the share price of the company increased 37 times more than the increase of DSEX Index. Thus, the first phase price increasing trend of SPCL seemed manipulative and significant. Due to abnormal price hike and Commission's investigation, Exchanges suspended the trading of SPCL shares from 11th August 2014 for the greater interest of investors and capital market. During the first phase, directly the following clients' created extreme buy pressure of the said share in the market and completed their purchase of major part of the