

Bangladesh Securities and Exchange Commission
Enforcement Division
Enforcement Department
Market, Market Intermediaries, and Other Affairs Section
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নং-বিএসইসি/এনফোর্সমেন্ট/৩৯৫৮/২০২৫/ ৮৪

তারিখঃ ২৯ জানুয়ারি ২০২৬

The City Bank Ltd.

BO ID # 1204500000803683

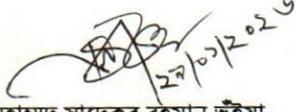
City Brokerage Limited

Flat # 4/D, Taj Casilina (3rd Floor) SW (I) 4, 25 Gulshan Avenue, Gulshan-1
Dhaka-1212

বিষয় : আদেশ।

কমিশনের আদেশ নং-বিএসইসি/এনফোর্সমেন্ট/৩৯৫৮/২০২৫/ ৮৩ তারিখ: ২১ জানুয়ারি ২০২৬ এর সত্যায়িত অনুলিপি আপনার অবগতি ও প্রয়োজনীয় ব্যবস্থা গ্রহণের জন্য এতদসঙ্গে সংযুক্ত করা হলো।

বাংলাদেশ সিকিউরিটিজ অ্যান্ড এক্সচেঞ্জ কমিশনের পক্ষে,



মুহাম্মদ সাদেকুর রহমান ভূইয়া
সহকারী পরিচালক (এনফোর্সমেন্ট)

ই-মেইল- msrahman@sec.gov.bd

অবগতির জন্য অনুলিপি:

১. চেয়ারম্যান মহোদয়ের দপ্তর, বিএসইসি।
২. পিও টু সকল কমিশনার, বিএসইসি।
৩. পিও টু নির্বাহী পরিচালক, এনফোর্সমেন্ট, বিএসইসি।
৪. পিও টু নির্বাহী পরিচালক, আইসিটিডি, বিএসইসি।
৫. নির্বাহী পরিচালক, এমআইএডি, বিএসইসি।
৬. পিও টু পরিচালক, এনফোর্সমেন্ট, বিএসইসি।

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তারিখঃ ২১ জানুয়ারি ২০২৫

আদেশ

যেহেতু, Securities and Exchange Ordinance, 1969 এর Section 2 (cc) সোতাবেক “কমিশন” অর্থ বাংলাদেশ সিকিউরিটিজ অ্যান্ড এক্সচেঞ্জ কমিশন যা বাংলাদেশ সিকিউরিটিজ অ্যান্ড এক্সচেঞ্জ কমিশন আইন, ১৯৯৩-এর অধীনে গঠিত;

যেহেতু, বাংলাদেশ সিকিউরিটিজ অ্যান্ড এক্সচেঞ্জ কমিশন- এর সার্ভেইল্যান্স নোট- BSEC/Surveillance/2024-1135/350/394 dated November 20, 2024 -এ প্রদত্ত ক্ষমতাবলে ঢাকা স্টক এক্সচেঞ্জ লিমিটেড- এর তদন্ত দল ২৫-০৬-২০২৪ থেকে ১৬-১১-২০২৪ পর্যন্ত সময়ের জন্য Agni Systems Ltd. (AGNISYSL) এর শেয়ার লেনদেনের তদন্ত (investigation) কার্যক্রম পরিচালনা করেছে এবং কমিশনে এ সংক্রান্ত একটি প্রতিবেদন দাখিল করেছে। তদন্ত প্রতিবেদন থেকে অন্যান্যের মধ্যে নিম্নলিখিত বিষয়গুলি উপস্থাপিত হয়:

Observations- 1:

After analyzing documents, it is observed that The City Bank Ltd. (Client code # C082 of City Brokerage Limited) was the top buyer and Md. Sanowar Khan (Client code # J1441 of Jamuna Bank Capital Management Limited and code # FC1988 of FAS Capital Management Limited) was the 3rd and 10th top buyer of AGNISYSL share, respectively, from 25-06-2024 to 18-11-2024. It was observed that the aforesaid clients were involved with the following accounts through which they traded shares of “AGNISYSL” during the investigation period.

BO ID	Client Code	Client Name	Name of TREC Holder/DP	
1204500000803683	C082	The City Bank Ltd.	City Brokerage Limited	Single account
1605120069527917	J1441	Md. Sanowar Khan	Jamuna Bank Capital Management Limited traded through BRAC EPL Stock Brokerage Limited	Portfolio Manager for investment in the Capital market of City Bank PLC, with effect from June 10, 2024, by the bank.
1604630060647405	FC1988	Md. Sanowar Khan and Md. Anwer Parvez Khan	FAS Capital Management Limited traded through Khwaja Equity Services Limited	Wife of Mr. Md. Sanowar Khan
1201820074929350	H049	Mst. Asmaul Husna	BRAC EPL Stock Brokerage Limited	Brother of Mr. Md. Sanowar Khan
1604630073941167	FC2074	Md. Anwer Parvez Khan	FAS Capital Management Limited traded through Khwaja Equity Services Limited	

It is found that the City Bank Ltd., Md. Sanowar Khan, Mst. Asmaul Husna and Md. Anwer Parves Khan conducted transactions in the public market in 68 (Sixty-Eight) trading days during the period. In contrast, during the period, from the public market, their total buy quantity was 28,070,205 (Two Crore Eighty Lacs Seventy Thousand Two Hundred Five). The total Sale quantity was 20,517,427 (Two Crore Five Lacs Seventeen Thousand Four Hundred Twenty-Seven).

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After reviewing the trade monitoring data from the Surveillance Department of DSE, it was found that The City Bank Ltd. and its associates were heavily involved in trading shares of AGNISYSL, conducting a series of transactions which affected the share prices on multiple dates.

Summary of the trade by The City Bank Ltd. and associates (both DSE & CSE):

Summary																
Block Buy			Block Sale			Total Buy			Total Sale			Cost of Shares Sold		Stock Position		
Qty	Price (W.Avg.)	Amount	Qty	Price (W.Avg.)	Amount	Qty	Price (W.Avg.)	Amount	Qty	Price (W.Avg.)	Amount	Price (W.Avg.)	Amount	Qty	Price (W.Avg.)	Amount
3797490	33.72	128060627.60	9905569	35.03	347007989.20	31,867,695.00	33.98	1082806361.60	30,422,996.00	33.95	1032843684.30	33.91	1031767264.18	1638638	34.85	57113225.20

Gain and Loss by The City Bank Ltd., and associates from 25.06.2024 to 18.11.2024 (both DSE & CSE):

Realized Capital gain(loss)per unit	0.04	Average Sale Price - Average Cost Price
Realized Capital gain(loss)%	0.10%	Gain (loss) Per Unit/Cost Per Unit
Realized Capital gain(loss)TK	1,076,420.12	Total Sale Quantity x Gain (loss) Per Unit
Closing Price (18-11-2024)	28.80	Closing Price of Last Investigation Date
Unrealized gain(loss) per unit	-6.05	Closing Price of Last Investigation Date - Average Price of Stock Position
Unrealized gain(loss) %	-17.37%	Unrealized gain (loss) per unit /Average Price of Stock Position
Unrealized gain(loss) TK	(9,920,450.80)	Quantity of Stock Positon x Unrealized gain (loss) per unit

As per DSE trade data, it was observed that THE CITY BANK LTD., Md. Sanowar Khan and associate(s) bought 31867695 shares and sold 30422996 shares of AGNISYSL from both public and block markets during the period from 25-06-2024 to 18-11-2024. With the said BO account(s), THE CITY BANK LTD., Md. Sanowar Khan and associate(s) traded 17.74% shares of AGNISYSL and realized a capital gain of Tk. 1,076,420.12 from the trading of AGNISYSL shares during the investigation period.

Sl. No	Client Name	Realized gain/loss (TK.)	Unrealized gain/loss (TK.)
1	THE CITY BANK LTD.	(15,543,961.93)	(9,939,422.35)
2	Md. Sanowar Khan	15,321,609.90	(411,196.40)
3	MST. ASMAUL HUSNA	1,482,711.20	-
4	Md. Anwer Parvez Khan	246,228.90	-

Findings-1:

As per section 17 of the Securities and Exchange Ordinance, 1969, "No person shall, for the purpose of inducing, dissuading, effecting, preventing or in any manner influencing or turning to his advantage, the sale or purchase of any security, directly or indirectly, -

(e) do any act or practice or engage in a course of business, or omit to do any act which operates or would operate as a fraud, deceit or manipulation upon any person, in particular-

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(v) directly or indirectly effect a series of transactions in any security creating the appearance of active trading therein or of raising of price for the purpose of including its purchase by others or depressing its price for the purpose of inducing its sale by others;"

It is evident that THE CITY BANK LTD. and associate(s) were involved directly and indirectly in a series of transactions of AGNISYSL shares with their aforesaid BO accounts in order to create the appearance of active trading and raising of the price of the said share.

Contravention(s)-1:

It appears that THE CITY BANK LTD., Md. Sanowar Khan and associate(s) have violated the following:

- **Section 17(e)(v) of the Securities and Exchange Ordinance, 1969**, by directly and indirectly effecting a series of transactions of "AGNISYSL" shares, creating the appearance of active trading therein, and raising the price of the said shares.

Observation-2:

After analyzing the trade pattern of the clients, the investigation team found that THE CITY BANK LTD. (BOID# 120450000803683) and associates were involved in trading of shares of "AGNISYSL" within the investigation period and these accounts are acting as counter party of each other for 1,581,878 shares of "AGNISYSL" on several dates in 23 howlas in the public and block market.

Findings-2:

As per section 17 of the Securities and Exchange Ordinance, 1969 (XVII of 1969), "No person shall, for the purpose of inducing, dissuading, effecting, preventing or in any manner influencing or turning to his advantage, the sale or purchase of any security, directly or indirectly, -

(e) do any act or practice or engage in a course of business, or omit to do any act which operates or would operate as a fraud, deceit or manipulation upon any person, in particular-

(ii) create a false and misleading appearance of active trading in any securities;"

It is found that THE CITY BANK LTD. and associates acted as counterparty of each other for 1,581,878 shares of AGNISYSL on several dates in 23 howlas in both public & Block market.

Contravention(s)-2:

It appears that THE CITY BANK LTD. (BOID# 120450000803683), Md. Sanowar Khan (BOID#1605120069527917 and 1604630060647405) and MST. ASMAUL HUSNA (BOID# 1201820074929350) has violated the following:

- **Section 17(e)(ii) of the Securities and Exchange Ordinance, 1969**, by executing trades that created a false and misleading appearance of active trading in securities.

যেহেতু, উপর্যুক্ত আলোচ্য বিষয়ে আইন ভঙ্গের কারণে কমিশনের এনফোর্সমেন্ট বিভাগ কর্তৃক আগস্ট ১৮, ২০২৫ ইং তারিখের বিএসইসি/এনফোর্সমেন্ট/৩৯৫৮/২০২৫/৯৪৫ স্মারকমূলে City Bank PLC কে সেপ্টেম্বর ৮, ২০২৫ ইং তারিখে কারণ প্রদর্শন সহ শুনানীতে উপস্থিতি হতে বলা হয়। শুনানীতে উপস্থিত হয়ে City Bank PLC এর পক্ষে Mr. Md.Shah Alam, SEVP, The City

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Bank PLC, Mr. Mohammad Shahazadul Alam, SAVP, The City Bank PLC; Mr. Md. Sanowar Khan, VP, The City Bank PLC নিম্নলিখিত বক্তব্য দাখিল করেন:

"Please be informed that City Bank's capital market portfolio was formerly managed by City Bank Capital Resources Limited (CBCRL), a wholly owned subsidiary of City Bank. Subsequently, Mr. Md Sanowar Khan was appointed as the capital market Fund Manager, effective June 10, 2024 given his experience in the capital market investment and analytical ability (see Attachment 1). He was granted the authority to oversee stock market trading activities, making him solely responsible for share trading and the securities analysis process.

In response to your query, we wish to present our reply for your consideration.

Contravention 1:

"The City Bank Ltd (BO ID #120450000803683) and its associates have violated the followings:

❖ Sections 17(e)(v) Securities and Exchange Ordinance, 1969 by directly and indirectly effecting a series of transactions of "AGNISYSL" shares creating the appearance of active trading therein and raising price of the said share"

The buy and sell information of City Bank's investment in AGNISYSL is given below.

Date	Buy		Sell		Remark
	Number of Unit Share	Weighted average Price	Number of Unit Share	Weighted average Price	
8-Jul-24	210,000	28.00	-	-	Regular Market
9-Jul-24	78,877	28.50	-	-	Regular Market
10-Jul-24	1,335,688	29.14	-	-	Regular Market
14-Jul-2024	-	-	421,625	29.37	Regular Market
25-Jul-2024	-	-	193,939	30.00	Block
25-Jul-2024	-	-	1,202,940	30.00	Block
28-Jul-24	778,848	34.91	-	-	Regular Market
29-Jul-24	1,740,509	34.34	-	-	Regular Market
1-Aug-24	152,100	32.90	-	-	Regular Market
7-Aug-24	1,044,446	32.89	-	-	Regular Market
1-Sep-24	596,761	33.37	-	-	Regular Market
4-Sep-24	2,501,130	33.59	-	-	Regular Market
11-Sep-2024	-	-	1,150,100	35.00	Regular Market
12-Sep-24	19,440	35.10	-	-	Regular Market
13-Sep-24	374,057	35.31	82,829	35.33	Regular Market

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17-Sep-24	200,000	35.74	-	-	Regular Market
22-Sep-24	1,680,000	35.95	-	-	Regular Market
30-Sep-24	1,000,800	34.19	-	-	Regular Market
07-Oct-2024	-	-	3,269,949	35.75	Regular Market
08-Oct-2024	-	-	44,167	35.30	Regular Market
08-Oct-2024	-	-	410,418	36.52	Regular Market
09-Oct-2024	-	-	3,100,000	37.60	Regular Market
9-Oct-24	1,205,024	41.03	-	-	Regular Market
14-Oct-24	394,835	38.80	-	-	Regular Market
15-Oct-24	512,335	37.45	-	-	Regular Market
16-Oct-24	2,177,684	36.08	-	-	Regular Market
21-Oct-2024	-	-	914,042	36.81	Regular Market
27-Oct-24	152,115	33.00	-	-	Regular Market
28-Oct-24	410,899	32.60	-	-	Regular Market
30-Oct-24	348,809	34.81	-	-	Regular Market
31-Oct-24	1,069,767	35.95	-	-	Regular Market
4-Nov-24	1,280	31.90	-	-	Regular Market
06-Nov-24	-	-	264,405	33.40	Regular Market
13-Nov-24	-	-	360,306	32.84	Regular Market
14-Nov-24	45,000	32.90	13,500	33.10	Regular Market
17-Nov-24	200,000	32.17	-	-	Regular Market
18-Nov-24	537,984	32.38	4,028,120	29.01	Regular Market

Table 1: Bank's trading list on AGNISYSL.

The trading activities conducted by the Fund Manager for City Bank (BO ID #1204500000803683) were executed based on his own analysis, discretion, and professional judgment. These transactions were made by the Fund Manager based on authority delegated to him and in compliance with the bank's policies and procedures that govern capital market investments (attachment-2). The bank has implemented a monitoring system to oversee trading activities, assess portfolio performance and identify any suspicious incidents, all of which are integral components of its enhanced due diligence initiatives.

Bank flagged block transactions executed by the Fund Manager, prompting the submission of justifications for these discretionary trading decisions. Additionally, during the monitoring of daily trading activities, the

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bank raised concerns regarding same-day buy-sell transactions carried out by the Fund Manager on November 18, 2024 (attachment-3). In both instances, the Fund Manager provided explanations for the trades in question.

It is important to note that Mr. Md Sanowar Khan did not disclose to City Bank the trading activities conducted in his personal capacity or those of his relatives. The Bank only became aware of these trading activities due to the observations made by the Commission in the show-cause notice dated 18.08.2025. Furthermore, the monitoring of independent personal or institutional trading activities falls outside the scope of the bank's capital market portfolio oversight. City Bank had no knowledge of or influence over the AGNISYSL trades in his or his relatives' accounts. We therefore request that the esteemed Commission consider the fact that if the bank had known about these trades, it would not have allowed the personal trades that the Fund Manager executed in his personal or associate accounts.

We would like to address the fact that out of all the transactions under consideration 41.1% of buy trades and 49.2% of the sell trades were done by Fund Manager in his own account and his related accounts without giving disclosure to bank. Unfortunately, bank did not have access to this information otherwise bank would have taken action against his personal trades.

	Buy quantity	Sell Quantity	Percentage of buy quantity	Percentage of sell quantity
The City Bank Ltd.	18,768,395.00	15,456,340	58.9%	50.8%
Fund Manager and family	13,099,300.00	14,966,656	41.1%	49.2%
Total	31,867,695.00	30,422,996	100.0%	100.0%

Table 2: Total AGNISYSL bought and sold by relevant accounts.

We would also want to bring kind attention of the Commission to the fact that City Bank's realized loss from the trades of AGNISYSL stood at BDT 15,543,961.93 during the investigation period while the Fund Manager, Mr. Sanowar Khan and his family members made a combined realized gain of BDT 17,050,550.00

Client name	Realized gain/(loss)	Unrealized gain/(loss)
The City Bank Limited	(15,543,961.93)	(9,939,422.35)
Md Sanowar Khan	15,321,609.90	(41,1196.40)
Mst. Asmaul Husna	1,482,711.20	-
Md. Anwer Parvez Khan	246,228.90	-

Table 3: Gain/(loss) of relevant accounts.

Based on the realized gains made by Mr. Sanowar Khan and his family members, it appears is apparent that the Fund Manager conduct trades in AGNISYSL where the Bank realized loss.

Given the measures undertaken by the bank to monitor capital market trading activities, as evidenced by the flags raised, and in light of the absence of any disclosures by the Fund Manager related to his personal or relatives trading activities, we firmly assert that Bank has not breached Section 17 (e)(v) of the Securities and Exchange Ordinance, 1969.

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Contravention 2:

"The City Bank Ltd. (BOID# 1204500000803683) and Md Sanowar Khan, (BO ID # 160512006952791) & BO ID # 1604630060647405), Mst. Asmaul Husna, (BO ID # 1201820074929350) have violated the following:

❖ Section 17 (e) (ii) of Securities and Exchange Ordinance, 1969 by executing trades that created a false and misleading appearance of active trading in securities."

Mr. Md Sanowar Khan has been serving as the Fund Manager for the Capital Market since June 10, 2024. All transactions associated with City Bank BO ID# 1204500000803683 have been executed under his discretion and judgment.

Commission has found that for 1,581,868 shares, City Bank and Fund Manger and his family members were counter parties. We would like to reiterate that transaction decisions were made by Fund Manager and City Bank did not know of these counterparty transactions were happening. It is crucial to note that while Mst. Asmaul Husna, (BO ID # 1201820074929350) is related to Mr. Sanowar Khan, any personal trading activities conducted by him or in conjunction with others remain outside the bank's monitoring framework. Furthermore, there has been no disclosure made to the bank by the Fund Manager regarding personal or associated trading activities that could be linked to the transactions in question, which reinforces the argument that the bank has acted within its regulatory obligations & we have informed BSEC through letter as on July 10, 2025.

In light of these circumstances, we firmly assert that City Bank has not violated Section 17 (e)(ii) of the Securities and Exchange Ordinance, 1969, as it has not engaged in trades that would create a misleading appearance of active trading in securities. We trust that the Commission will recognize the bank's diligent efforts to monitor capital market portfolio activities and consider the absence of disclosures related to personal and associated personnel trading activities.

After receiving recent BSEC enquiry letters, the bank issued show-cause letter to the Fund Manager and subsequently he has provided explanation (attachment-4). Additionally, the bank immediately removed Mr. Md Sanowar Khan from the capital market Fund Manager position, effective from August 19, 2025 (attachment-5). The bank has also initiated an internal enquiry through disciplinary proceeding against Mr. Md. Sanowar Khan, which is currently ongoing. The bank has also reviewed Investment Policy to introduce further rigid & ethical parameters on personal or associated trading activities (attachment-6). We also express to the esteemed commission our intention to be more careful in conducting bank trades so that trades do not violate BSEC regulations..."

যেহেতু, City Bank PLC - এর উপর্যুক্ত বক্তব্য থেকে প্রতীয়মান হয় যে, উপস্থাপিত অভিযোগসমূহ সঠিক, সেহেতু এক্ষেত্রে City Bank PLC -এর ব্যাখ্যা কমিশনের নিকট গ্রহণযোগ্য হিসেবে বিবেচিত হয়নি;

যেহেতু, City Bank PLC - এর উপর্যুক্ত কর্মকান্ডের ফলে Securities and Exchange Ordinance, 1969 এর 17(e)(ii), 17(e)(v) লংঘন করেছেন, যা সিকিউরিটিজ আইনের পরিপন্থী;

যেহেতু, City Bank PLC -এর উপর্যুক্ত কর্মকান্ড Securities and Exchange Ordinance, 1969 এর Section 22 অনুযায়ী শাস্তিযোগ্য অপরাধ;

মুহাম্মদ সাদেকুর রহমান ভূঁইয়া
সহকারী পরিচালক
বাংলাদেশ সিকিউরিটিজ মার্কেট অথরিটির কমিশন

Bangladesh Securities and Exchange Commission
Enforcement Division
Enforcement Department
Market, Market Intermediaries, and Other Affairs Section
www.sec.gov.bd

যেহেতু, সিকিউরিটিজ অ্যান্ড এক্সচেঞ্জ আইন ও বিধি-বিধান পরিপালনে আলোচ্য ব্যর্থতার জন্য, পুঁজিবাজারের শৃংখলা, স্বচ্ছতা এবং জনস্বার্থে আলোচ্য City Bank PLC কে অর্থদণ্ডে দণ্ডিত করা প্রয়োজন ও সমীচীন;

সকলকে, যেহেতু, কমিশন উল্লিখিত যাবতীয় বিষয় বিবেচনাপূর্বক, Securities and Exchange Ordinance, 1969 (Ordinance No. XVII of 1969) এর Section 22 [যা The Securities and Exchange (Amendment) Act, 2000 দ্বারা সংশোধিত] এ প্রদত্ত ক্ষমতাবলে-

- City Bank PLC কে Securities and Exchange Ordinance, 1969 এর Section 17(e)(ii) ভঙ্গের দায়ে ১.০০ (এক) লক্ষ টাকা অর্থদণ্ড ধার্য করল যা অত্র আদেশের ৩০ (ত্রিশ) দিনের মধ্যে 'বাংলাদেশ সিকিউরিটিজ অ্যান্ড এক্সচেঞ্জ কমিশন' এর অনুকূলে ইস্যুকৃত ব্যাংক ড্রাফট/পে-অর্ডারের মাধ্যমে জমা প্রদান করতে হবে, অন্যথায় সিকিউরিটিজ আইন মোতাবেক পরবর্তী আইনানুগ ব্যবস্থা গ্রহণ করা হবে। এছাড়াও, City Bank PLC কে Securities and Exchange Ordinance, 1969 এর Section 17(e)(v) ভঙ্গের দায়ে সতর্ক করা হলো।

বাংলাদেশ সিকিউরিটিজ অ্যান্ড এক্সচেঞ্জ কমিশনের আদেশক্রমে,

২০.০২.২০২৬
স্বঃ আলী আকবর
কমিশনার

বিতরণ:

১. The City Bank Ltd.

BO ID # 1204500000803683

City Brokerage Limited

Flat # 4/D, Taj Casilina (3rd Floor) SW (I) 4, 25 Gulshan Avenue, Gulshan-1

Dhaka-1212

মুহাম্মদ সাদেকুর রহমান ভূঁইয়া
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