



SANJEEV KUMAR SHARMA

Designation: Senior Partner

Sanjeev.Sharma@sarafpartners.com

Expertise: Dispute Resolution- Litigation and Arbitration, Insolvency & Restructuring

Education: B.Com. LL.B., University of Delhi; Diploma in Labour Laws, Indian Law Institute, New Delhi; Diploma in Personal Management and Industrial Relations

Bar Admission: Bar Council of Delhi; Delhi High Court Bar Association; International Bar Association; Chartered Institute of Arbitrators

Awards and Recognitions:

- Awarded '**Litigation Star**' for Dispute Resolutions - Commercial and transactions by Benchmark Litigation Asia Pacific 2023
- Awarded '**India Lawyer of the Year**' by Benchmark Litigation Asia Pacific Awards 2023
- Recognised as '**Distinguished Practitioner**' in Dispute Resolution practice by Asialaw Profiles 2023.

Overview: Sanjeev has extensive experience of over 25 years in handling litigation (both civil and criminal) and arbitration matters. He regularly appears before various courts, tribunals and forums all over India.

Sanjeev has vast experience of handling arbitrations, both domestic as well as international, across various industry sectors such as construction, infrastructure, engineering, real estate, energy, oil & gas, technology, steel and hospitality. He is widely recognized as an industry leader and is adept at handling contractual and commercial disputes, suits, writ petitions, corporate disputes, labour/employment related disputes/opinions, white collar crime matters, criminal review/ quashing petitions, insolvency matters and securitization & debt recovery matters. Sanjeev is an expert in the niche fields of Insolvency laws, Environment Protection Laws and Data Protection laws.

Based on his experience and versatility, he was appointed by O. P. Jindal Global University, the number one private university in India, as "Honorary Adjunct Professor of Law & Professor of Corporate Legal Practice at Jindal Global Law School" in 2020.

Expertise: An illustrative list of matters handled by Sanjeev is as below:

DATA PROTECTION AND PRIVACY

- Advising a unicorn website on the legality of web-scraping as a base for their business model in India, given technology and privacy laws in India.
- Advising media houses on the use of Personal Sensitive Information on public forums.
- Advising a film production house on the necessary measures to be taken to ensure compliance with data protection provisions under Criminal laws in India, and the Information Technology law in India.
- Handling “take-down” complaints and legal notices related to content, on behalf of a leading social media website and responding thereto within statutory time-frames.

ARBITRATION

- Representing a leading hospitality company (as the Claimant) in all of its major ad-hoc domestic commercial arbitration proceedings, including proceedings seated in Gujarat, Odissa, West Bengal, Maharashtra and Kerala and handling incidental court proceedings across the country seeking interim measures of protection for the same.
- Representing an Australian company (as the Claimant) in relation to a Mumbai-seated ad-hoc international commercial arbitration dispute relating to the architecture sector.
- Successfully represented a Spain based company specializing in executing turnkey projects (the Petitioner) in proceedings for the constitution of different tribunals for multiple domestic and international arbitration disputes arising out of the composite economic transaction.
- Successfully represented an Italian steel company (the award holder) in proceedings before the Supreme Court and the High Court of Bombay for the enforcement and execution of a Geneva-seated foreign award.
- Successfully represented a South Africa based investor (as the Respondent) in a Delhi-seated domestic commercial arbitration under the UNCITRAL arbitration rules, concerning disputes relating to the exercise of a ROFR clause in a stake sale, of Mumbai International Airport Limited, over INR 12 billion.
- Represented a reputed automotive part manufacturer (as the Respondent) in a Delhi-seated domestic commercial arbitration under the ICC Rules (2012), wherein the Respondent’s jurisdictional objection was allowed and costs of USD 65,000 were awarded in favour of the Respondent.
- Represented an Indian company (as the Claimant) in a Mumbai-seated ad-hoc domestic commercial arbitration relating to the construction sector, wherein claims of INR 1050 million were allowed and counterclaims of INR 6500 million were dismissed.

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- Successfully represented a leading textile manufacturer and supplier (as the Respondent) in a Singapore-seated international commercial arbitration, under the ICC Rules (2012), arising out of a sale and purchase agreement.
 - Represented a reputed company specializing in design and supply of bulk handling systems (as the Respondent) in proceedings for the annulment of a domestic award.
 - Advised a Japanese company, at the pre-arbitration stage, in relation to a treaty claim against the Republic of India.
 - Successfully represented an Abu Dhabi based company (as the Respondent) in proceedings requesting for an anti-arbitration injunction against London-seated SIAC arbitration.

LITIGATION:

- Representing a leading restaurant aggregator and food delivery start-up in disputes relating to its services and products, before high courts in India.
- Representing an Italy based company, a minority shareholder, in a petition assailing acts of oppression and mismanagement before the National Company Law Tribunal, Mumbai.
- Representing a multinational advertising and public relations group in its insolvency disputes before National Company Law Tribunals across India and commercial suits before different courts in India.
- Represented a leading Indian housing finance company and a reputed real estate developer and builder in their consumer disputes before consumer forums and insolvency disputes before National Company Law Tribunal.
- Represented a leading global events and marketing company before Enforcement Directorate, New Delhi.
- Represented a leading bank in disputes pertaining to Securitisation and Reconstruction of Financial Assets and Enforcement of Security Interest Act and Recovery of Debts due to Banks and Financial Institutions Act.
- Successfully represented leading manufacturer and supplier of heavy construction materials in employment and dealership disputes before forums in Delhi, Chandigarh and Kerala.
- Successfully represented a reputed engineering and design firm in its insolvency dispute before National Company Law Appellate Tribunal.
- Successfully represented a leading aviation company and a corporate diagnostic laboratory in disputes before forums across India.
- Successfully represented a leading packaged mineral water manufacturer in its various litigations including assailing an order whereby it was not allowed to draw water by borewell.

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- Successfully represented directors of a multinational construction conglomerate in criminal proceedings initiated by a former employee who had levelled sexual harassment charges against them.