



Advocates  
& Solicitors

# Snapshot Dispute Resolution: Arbitration



## About PSL

PSL Advocates & Solicitors is a new-age boutique law firm offering specialised legal services to leading Indian and multi-national corporations, Sovereign States, Financial Institutions, Government Instrumentalities including Public Sector Undertakings, Royal Families and Individuals.

PSL (formerly known as PAMASIS Law Chambers) was renamed in 2017 and has been consistently recognized and awarded by various international and national directories. The team at PSL comprises of a group of dynamic counsels with rich experience who come across as a close-knit group that really value their relationships with clients. PSL offers its expertise in areas of International Arbitration, Litigation, Insolvency & Bankruptcy, White Collar Crimes, Tax and Corporate Advisory.

The Firm is committed towards delivering bespoke and pragmatic solutions to its clients in short turnaround time. PSL has advised and represented clients from a wide range of industrial sectors including Aviation, Banking, Automotive, Food, Hospitality, Real Estate, Retail, Defence, Infrastructure, Manufacturing, Electricity, Power, Telecom and Oil & Gas. PSL's practice is unique because the partners' experience spans across vast areas of practice.'

PSL has uniquely positioned itself to adeptly handle a wide spectrum of complex matters in various areas – from domestic to cross border disputes and advisory, with passion and motivation. Our practice areas have lawyers who have intellectual depth, expertise, and geographic scope to successfully resolve a varied range of legal issues while also retaining the advocacy inhouse and not outsourcing it to external counsels. The team at PSL is composed of experienced professionals of high reactivity. Our dedication to understanding the client and the cases along with the importance given to availability and adaptability is consistently appreciated by the clients.

PSL boasts of a culture driven on the strength of knowledge, research and innovation, highlighted by the constant pursuit of subject matter expertise and excellence in advocacy. Lawyers at PSL keep pace with international best practices and constantly implement the use of innovative technology for effective results. The firm has taken strides in this sphere by strategically investing in and developing artificial intelligence (AI) based applications for an unparalleled client experience and accuracy in research and due diligence.

## Dispute Resolution: Arbitration

PSL Advocates & Solicitors has significant experience in advising and representing clients in Domestic, International and Bilateral Investment Treaty Arbitrations including arbitration related court litigation including enforcement proceedings. Our lawyers have thorough experience in assisting parties in every aspect of international and domestic arbitration and other forms of alternative dispute resolution. The firm advises on full spectrum of international and domestic arbitration, including drafting of an arbitration agreement, selection of arbitral seat as well as arbitral institute, appointment and challenge of arbitrators, conducting evidentiary hearings and final arguments, assisting in enforcing of arbitral awards or taking recourse against the same.

Through its diverse arbitration practice, especially in the infrastructure and construction sector, our lawyers are adept and equipped in handling complex disputes pertaining to extension of time claims, variation and price escalation claims, bank guarantee, wrongful termination and recovery claims et al., in various jurisdictions. Our domestic and international arbitration practice ranges from high value contractual disputes in various industry sectors including, but not limited to, Real Estate & Infrastructure, Power & Energy, Technology and Software and matters arising out of Joint Ventures, Shareholders Agreement and General Commercial Transactions. Its advice and services are tailored to meet the needs of each client, drawing on the collective knowledge of the firm in arbitration and allied commercial laws.

The firm also provides advice and assistance during the pre-arbitration stage to determine the applicability and enforceability of the Rules of Arbitration. The arbitration practice has lawyers and experts who have hand on experience of conducting arbitrations under Rules of SIAC, ICC, DIFC, LCIA, DIAC, ICADR and ad hoc arbitrations. We are proficient in conducting arbitrations in all major cities in India, and in foreign seats including Singapore, Paris, Oslo and Dubai.

### Our Experience:

- ✓ Representing a reputed road construction company in a multi-billion arbitration claim pertaining to extension of time and price escalation against NHAI before a three-membered arbitral tribunal.
- ✓ Advised the Russian Federation in USD 50 Billion arbitral award enforcement in India.
- ✓ Representing an EPC Contractor in arbitration proceedings against its sub-contractor for claiming damages on account of negative change in scope of work amounting to approx. Rs. 30 Crore.
- ✓ Representing an Indian SPV against a State owned Road Development Corporation and the State before an arbitral tribunal constituted by the Indian Council of Arbitration as well as in Court proceedings.
- ✓ Representing an Indian SPV in enforcement proceedings and defending an approx. Rs. 200 Crore Arbitral Award arising out of an Infrastructure Project.
- ✓ Representing a Toll Operator of a National Highway in defending an arbitral award wherein the toll operator has been awarded an extension of approx. 3 years to the concession agreement.
- ✓ Successfully represented a leading Infrastructure Company against NHAI and secured an Arbitral Award of Rs. 300 Crores.
- ✓ Successfully represented a leading Construction Company in Arbitration Proceedings against a State Highway Authority and secured an Arbitral Award in excess of Rs.250 Crore.
- ✓ Representing the Toll Operator of a prominent National Highway in arbitral proceedings against the National Highway Authority of India.
- ✓ Advised and assisted a major state owned Russian power generator in ICC arbitration.
- ✓ Representing a logistics and warehouse management company in a multijurisdictional shareholder dispute against a Japanese company and its erstwhile Singapore subsidiary in a USD 36 million arbitration.
- ✓ Represented a major Indian corporation against an Indian Government public sector in infrastructure in an arbitration where claim is in excess of USD 125 Million.
- ✓ Representing a statutory body in a multi million arbitration pertaining to eviction of an entity from DABH Airport, Indore due to non-payment of license fee and occupational charges and consequential damages.
- ✓ Representing the Master Franchisee in a dispute with the franchisor of a leading beverage brand.
- ✓ Represented and advised the Claimant on supply of a defective machine as a result of Respondent's gross negligence and inapplicability of limitation of liability clauses in such cases under the Norwegian Law.
- ✓ Advised on a shareholders' dispute involving multiple parties spanning over three jurisdictions, i.e. India, Japan and Singapore.
- ✓ Represented a leading conglomerate against the Uttar Pradesh State Highway Authority where we successfully conducted an arbitration involving a dispute of USD 20 Million.

## Dispute Resolution: Arbitration

- ✓ Represented an Indian company against Karnataka State Highway Authority in court related arbitration proceedings before the Hon'ble High Court of Karnataka.
- ✓ Represented an Indian Company involved in import and processing of Almonds in successfully invoking the "*force majeure clause*" (COVID-19) for contracts with exporters based out of various jurisdictions in the USA.
- ✓ Representing a reputed road construction company in a multi-billion arbitration claim pertaining to extension of time and price escalation against NHAI before a three-membered arbitral tribunal.
- ✓ Advised and represented in a high profile ad hoc domestic arbitration arising out of a breach of contract between parties, for failure to perform and consequent non-payment by a party.
- ✓ Advising and representing an MNC in arbitration against the respondent Public Sector Undertaking in relation to dispute arising due to unlawful levy of liquidated damages and non-clearance of final dues.
- ✓ Representing various power and infrastructure companies in their arbitration against the government and private counter parties in ad-hoc and institutional domestic and international commercial arbitrations.
- ✓ Representing an Indian construction joint venture in an ad hoc arbitration against a state-owned entity.
- ✓ Representing an Indian public company in an arbitration against a Telecom Infra Technology vendor in a dispute where interesting questions arise.
- ✓ Represented and advised a leading media house in a Section 9 – interim measure before the Hon'ble High Court of Delhi.
- ✓ Representing a FMCG Company wherein a government entity approached and entered into an agreement for the supply of goods.
- ✓ Representing government department in proceedings against private entities having been awarded work under tenders in respect of government owned infrastructure.
- ✓ Representing government department in respect of the services provided for upgrading streetlights during the CWG games in Delhi NCR.
- ✓ Successfully secured a stay of Bank Guarantee of INR 20 crores and sustained the utilization of monies in an unprecedented order. Dispute was fought in Telangana District Court, High Court, Supreme Court and NCLT.
- ✓ Successfully represented a leading engineering company in a multi jurisdictions USD 4.3 billion-dollar arbitration in relation to core infrastructure technology development project.
- ✓ Successfully, represented, acted and advised one of the France's biggest Road and Toll construction company on their India related multimillion-dollar disputes and acquisitions.
- ✓ Acted as an arbitrator in a Doha seated complex infrastructure arbitration. Appointed by the ICC Court of Arbitration, Paris.
- ✓ Represented a Municipal Corporation in Arbitration Proceedings against a Company engaged in the business of manufacturing electrical equipment in a dispute qua proper functioning and monitoring of streetlight in City.
- ✓ Representing a leading engineering and manufacturer contractor in a multi crore arbitration on levy of liquidated damages for delay.
- ✓ Advising a hydroelectric and engineering company in a multi-million-dollar SIAC dispute arising out of an infrastructure contract executed in Rwanda.

## Key Contact(s)



### Sandeep Bajaj

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Sandeep, a first-generation lawyer, started his practice in the year 2007 in Delhi. In this journey, he has advised clients ranging from private entities involved in various sectors (from power sector to hospitality industry) to Union of India and government agencies including Government of NCT of Delhi and Municipal Corporation of Delhi.

He has had the opportunity of dealing with the matters involving complex legal issues and has acquired expertise in numerous Civil and Corporate Laws. He founded the law firm PSL (earlier known as Pamasis Law Chambers) in the year 2012 from a small office at Delhi, Jangpura with 2 colleagues. Today, after a period of almost 8 years, PSL is a known and leading law firm with head office at Delhi and other offices at Mumbai, Chandigarh alongwith a reference office in China and has team strength of around 40+ legal counsels.

He regularly advises big corporate houses in India in respect of disputes involving billions of rupees. Under his leadership with the cohesive efforts with his other partners, the firm has in a short period has won several awards and has achieved many accomplishments.

He has had the privilege of honing his legal skills in a wide range of high stake commercial matters for top notch corporate houses on subjects ranging from commercial disputes, telecasting rights, shareholder's agreements, merger and amalgamation, corporate debt restructuring, medical negligence, health insurance, IPR issues, contractual disputes including in respect to securities, immovable property, land acquisition.

He has worked extensively on the subject of Insolvency and Bankruptcy Code, 2016 and is a part of legal team working in the matters where the interpretation of various provisions of the Insolvency and Bankruptcy Code, 2016 (since its promulgation) is under consideration before the Hon'ble Supreme Court of India as well as Hon'ble National Company Law Appellate Tribunal.

He has been advising various liquidators as well as Resolution Professionals, assisting them in the discharge of their duties and his uninterrupted experience has gained him wide reputation and he is considered as the expert in insolvency laws. He has been regularly advising leading financial institutions on the subjects of banking and lending disputes including guarantee disputes, pre-payment penalty, pre-paid instruments, injunctions, fraud, security claims, escrow account etc.

Sandeep was recognised as a Recommended Lawyer by Legal 500 Asia Pacific in Dispute Resolution: Arbitration category in the year 2020 and featured in the India Rising Stars List by Asian Legal Business in 2021.

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### Sameer Jain

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Sameer's practice primarily focuses on Domestic and International Commercial Arbitration along with corporate commercial litigation. Sameer has an Honors degree in law from International Trade and WTO from National Law University.

Member of the Chartered Institute of Arbitrators (CI Arb), Sameer has served as lead counsel in several matters involving intricate and complex legal issues, specifically in the areas of Arbitration, Corporate/ Commercial Disputes, Infrastructure, Taxation (Customs, Excise, Service Tax, VAT, GST and Direct Tax), Foreign Contribution Regulation, Bank Guarantee, Tenders, Land Laws. He has acted for various multinational corporations, foreign governments, high-profile individuals and royal families.

Post his graduation from National Law University (NLU), Jodhpur, and completion of a course on Contract Negotiation from Goldman Sachs University, Sameer worked with some of the best organizations in the country such as Goldman Sachs, Ernst & Young and Luthra & Luthra Law Offices.

Sameer has authored various papers and article and is a member of the ICC Commission on Arbitration and ADR, Paris and also form part of the core-committee of ICC's India Arbitration Group. He also actively represents clients from Russia, Israel and Japan. Sameer has recently been appointed on the Board of Advisors of Arbitration & Corporate Law Review.

Sameer was recently appointed as the YAF Representative of International Chambers of Commerce for India (2019-21). Sameer is also acting as an arbitrator in a complex multi-jurisdictional ICC Arbitration relating to infrastructure dispute seated in Doha. Sameer has been recognized as the Litigation Star and Dispute Resolution Start by Benchmark Litigation 2020 and 2019 respectively, Leading Individual in Legal 500 Asia Pacific for Dispute Resolution: Arbitration for 2021, 2020 and 2019 respectively, and Top 30 Disputes Lawyer in India by Asia Legal Business 2020.

Sameer has acted for Siemens AG and India, Vinci Concessions, Jass Toll and Abhijeet Group amongst others in complex infrastructure disputes against NHAI, PGCIL, State & Central Governments.

## Key Contact(s)



### Siddharth Jain

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Siddharth practices in all fora, from Trial Courts to the Supreme Court, and deals with civil, corporate and commercial disputes. His expertise stems from his years of experience in various nature of cases, along with his strong command over drafting.

Siddharth was instrumental in obtaining an order for the creation of the post of Cabinet Secretary in the State of Uttar Pradesh, over and above the already existing post of Chief Secretary. Later, Siddharth worked with the leading law firms, namely, Singhanian & Partners and Fox Mandal & Associates and contributed significantly to their corporate and litigation practice before moving to Delhi.

Siddharth completed his LL.B. (Hons) course from Lucknow University, India after which he started practising in the Lucknow Bench of the High Court of Judicature at Allahabad. He practised both on the State and private sides of the practice, conducting cases in the field of corporate law, negotiable instruments, employment laws and arbitration.

In his free time, Siddharth loves indulging himself in his hobbies which include piano, reading and photography.

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### Anuj Jhaveri

Partner

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Anuj Jhaveri is a legal professional and a Litigation Partner at PSL Mumbai. He has specialized in white-collar criminal offenses such as fraud, insider trading, non-compliance, and embezzlement. He has also represented numerous clients in arbitrations and civil cases related to property disputes, bankruptcy proceedings, and insolvency claims. Over the past eight years, he has represented Corporate Executives, Institutional clients, and corporate defendants in cases under the jurisdiction of the Economic Offences Wing (EOW).

After his completion of B.A. LLB (Hons.) degree from the Institute of Law at the Nirma University, Ahmedabad, Gujarat (class of 2012), Anuj has previously worked with some of the most noteworthy legal firms in the country, including a three-year stint as a Counsel on the Criminal side at the Chambers of Subodh Desai and almost four years as an associate with M/s. Federal & Rashmikant, Advocates & Solicitors, Mumbai.



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### Angad Sandhu

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Angad Sandhu has a rich experience in the dispute resolution practice of the firm. Angad is known for his in-depth knowledge on the subject of arbitration and is trusted for saving multimillion dollars of clients by his winning arguments in courts.

Clients repose immense faith in his expert advice and hard work as he has been able to render results in their favor. He is considered a go to man in Alternative Dispute Resolution, ad hoc and institutional arbitration, arbitration related court proceedings, writ petitions, recovery suits. He has closely worked on arbitrations involving disputes arising out of Highway Construction Agreements, Concession Agreements, Consultancy Service Agreements, Dealership Agreements, Lease Agreements, and Agreements for supplying and laying Optic Fiber Cables etc. also he has wide experience of handling varied litigation matters under different branches of law.

Angad has appeared in multimillion dollar arbitrations conducted under the rules of the ICC, SIAC, LCIA and the Dubai International Arbitration Centre. He also regularly advises large corporations in the negotiation and closing of cross border contracts.

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Soayib Qureshi is an Advocate-on-Record, Supreme Court of India, with expertise in Dispute Resolution, Arbitration, Corporate Structuring, Insolvency and Bankruptcy and Constitutional Issues.

He has advised and acted for clients in contentious matters before various forums, including arbitral tribunals relating to asset misappropriation and complex issues of breach of contract, invocation of bank guarantees, share-holder disputes across various sectors, criminal negligence, etc. He has an extensive experience in handling real-estate and financial transactions, with a strong track record of advising clients on complex arrangements across a wide range of key sectors for buyers, sellers and investors.

Soayib also involves himself in pro-bono work, with emphasis on protection of rights of the economically weaker section of the society through enforcement of remedies provided under the Constitution of India.

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### **Aakanksha Nehra**

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Aakanksha has expertise in corporate and commercial laws relating to Arbitration, Insolvency, Corporate Commercial Advisory, Corporate Debt Restructuring and Recovery proceedings.

She started her professional journey with a corporate office and thereafter with a litigation firm. She has represented clients before the Supreme Court of India and High Courts of various states and districts. She regularly appears before various tribunals across Delhi NCR and Mumbai has mastery in company matters, insolvency law and education laws and has been active stimulant for achieving settlements in various litigations.

Aakanksha has represented government as well as private organisations. She has represented clients in commercial advisory and litigation proceedings pertaining to intricate questions relating to financial frauds, acts of mismanagement, representing promoter and investor interest, representing professionals, promoters, resolution applicants, creditors and other stakeholders under the Insolvency and Bankruptcy Code, 2016.

Aakanksha has also dealt with companies resolving to spear head in the market of alternative energy including solar and hydel energy generation and also advises numerous promoters engaged in the business of e-commerce with respect to insurance, medical service, inter alia. She is involved in various pro-bono work involving the protection of the rights of the women at work-place and also those relating to medical negligence.

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### Suvigya Awasthy

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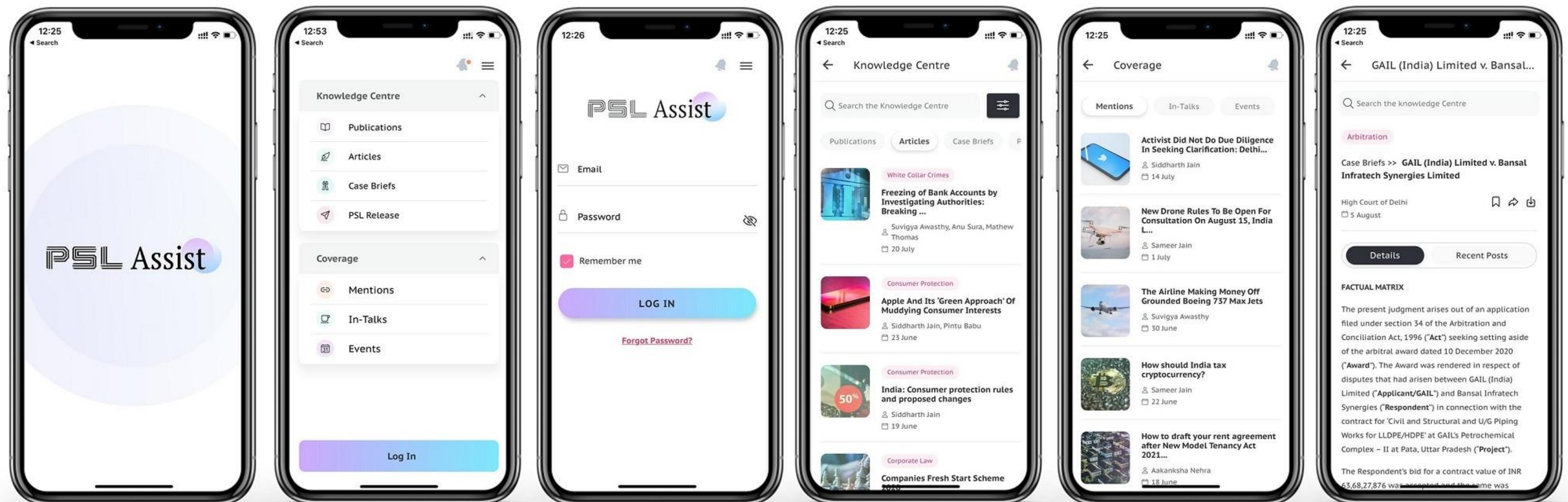
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Suvigya is currently engaged as an Associate Partner at PSL Advocates and Solicitors, New Delhi and leads the commercial arbitration practice at the firm. He holds a specialised Master of Laws in International Arbitration and Dispute Resolution from prestigious National University of Singapore. He has diverse experience in advising and representing domestic and international clients including major public institutions in a wide array of complex disputes before various legal fora. He has carved a niche in the field of domestic and international dispute resolution with strong focus on international commercial arbitration, insolvency and bankruptcy disputes, corporate frauds, and economic offenses defense. He regularly advises and represents clients in shareholders disputes, real-estate and infrastructure disputes, international sale of goods, as well as corporate litigation.

He regularly appears before foreign and domestic seated Arbitration Tribunals administered by globally renowned international arbitral institutions including London Court of International Arbitration (LCIA), Singapore International Arbitration Centre (SIAC), International Chamber of Commerce (ICC), and Delhi International Arbitration Centre (DIAC) among others.

Prior to joining PSL, Suvigya was associated with the Chambers of eminent Senior Counsels in New Delhi and Chhattisgarh, where he gained thorough exposure dealing with a variety of big ticket and constitutionally significant matters. He also acted as a Junior Government Counsel for the State government before the High Court of Chhattisgarh.

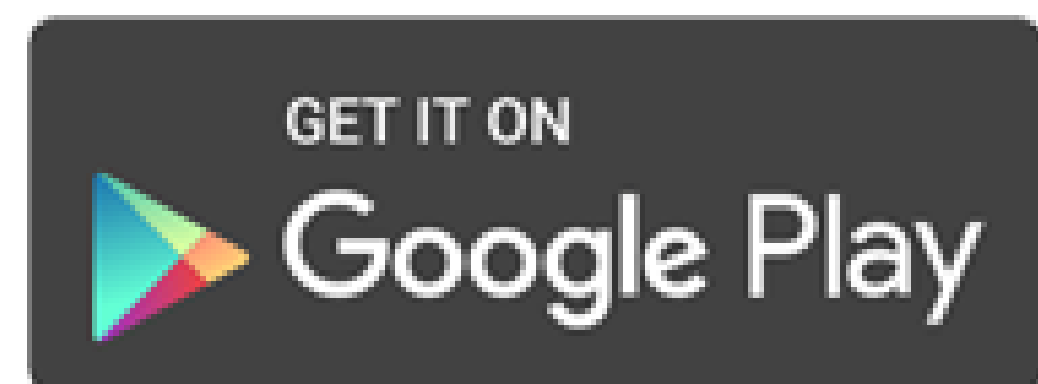
He is often invited to speak on contentious and emerging issues surrounding commercial arbitration and dispute resolution. He has keen interest in the evolving jurisprudence around the developments in commercial arbitration globally and significantly contributes articles in peer reviewed academic journals and online publications.



PSL Assist is an exclusive cloud-service software developed by PSL Advocates & Solicitors, which helps the firm in managing cases, legal assignments and client relationships. It empowers our team to be more efficient and enhances team collaboration as well as client and lawyer relationships. It serves as a virtual office, allowing the lawyers at PSL to allocate work, take notes, check hearing dates and keep tab on team’s work anywhere and anytime from an internet-enabled device.

The software also offers task management, scheduling, time tracking, accounting, and document management. PSL’s tech-driven approach is not only limited to developing software, but also to ensure that the clients are equally equipped and able to use the same. The tech-team gives live support to the clients whenever they wish to check their case status, set up a meeting online, or to make the digital payments.

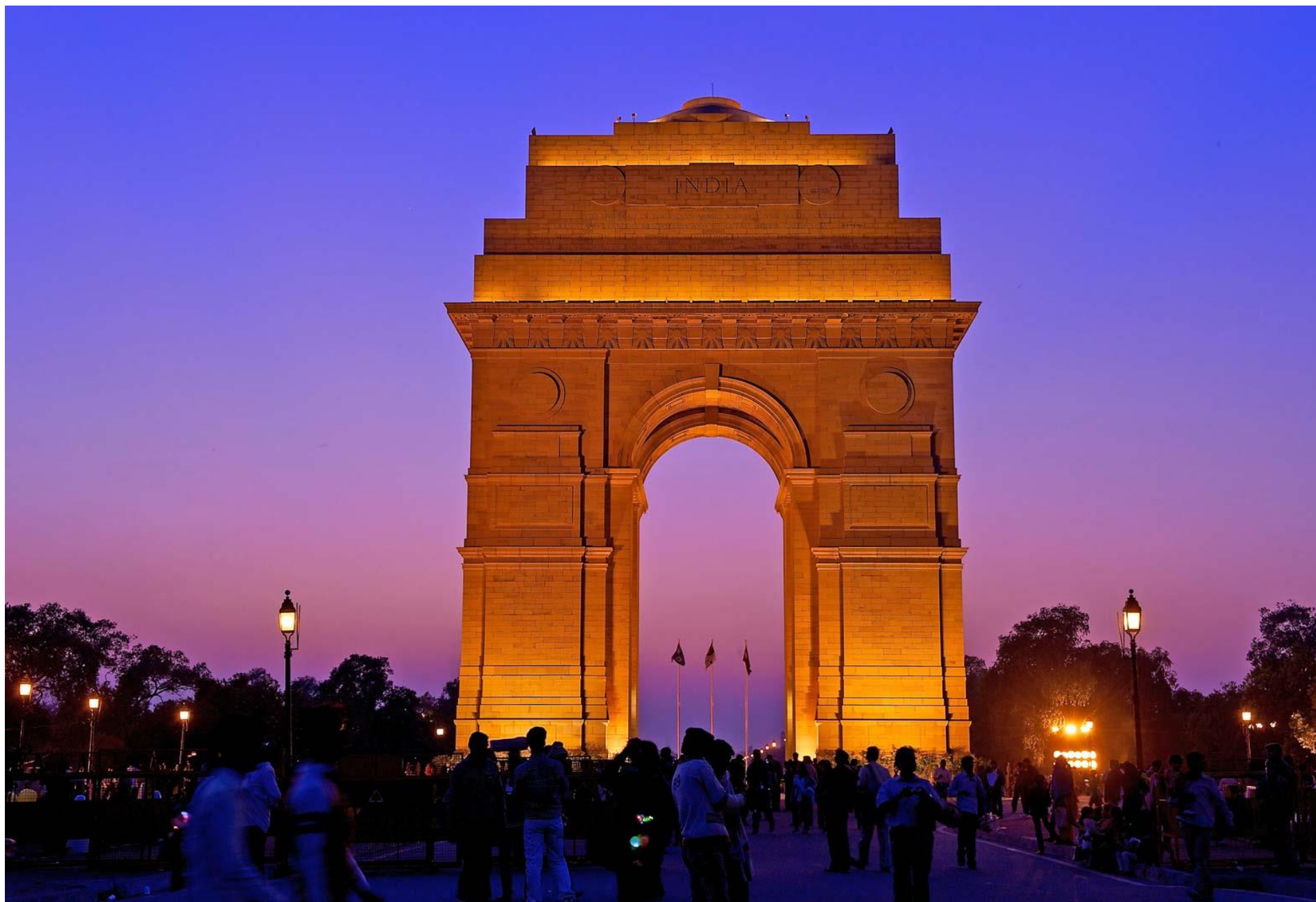
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## Awards & Recognitions



## Our Offices



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