



Shardul Amarchand Mangaldas



Ajoy Roy

Partner

Dispute Resolution

Ajoy Roy is an Equity Partner with the Firm, and has an extensive experience in all spheres of Dispute Resolution as well as advisory.

Ajoy's core areas are Corporate, Commercial and Regulatory Litigation, White Collar Crime and Internal Investigations, Domestic and International Commercial Arbitrations, and International Trade Remedies. Ajoy has led high value and high stake litigations involving Telecom Projects, Road Projects and Power Projects, Shareholders Disputes, Banking and Securitisation Disputes, and Tender Related Disputes. As part of his International Trade Law portfolio, he has successfully represented several national and international clients from China, South Korea, Saudi Arabia, Hong Kong, Japan, Singapore, etc., before the designated authorities and the Government of India in appeals before the Supreme Court of India, High Courts and other regulatory bodies and tribunals such as CESTAT and the Directorate General of Anti-Dumping And Allied Duties (DGAD).

Ajoy has been quoted by Benchmark Litigation 2019 as an "Outstanding professional with a refined sense of commercial law and business." He has also presented papers around the world on a range of topics pertaining to International Trade Remedies. Ajoy has attended Lex Mundi Seminars in Beijing, Shanghai and Seoul from 2010-2012.

Ajoy has been with the Firm since 1994. He received his Bachelor's Degree in Legislative Law from the prestigious Campus Law Centre, University of Delhi in the year 1991.

Select Experience Statement

White Collar Crime and Internal Investigations

- Conducted internal investigations in China for one of the largest US underground mining companies in relation to an investigation by CBI for award of tender and its subsequent modifications.
- Advised and represented a major US automotive company in its internal inquiry regarding breach of emission norms.
- Currently advising and assisting a multinational forensic analysis corporation in relation to an investigation by the Directorate of Enforcement under the Prevention of Money Laundering Act, 2002 ("PMLA").
- Currently advising and representing an Indian power and steel manufacturer in relation to the freezing and attachment of assets located in India under the provisions of PMLA. Representing the company before the Special Court for the charges framed

Location

- Delhi

Education

- B.A. (Hons) History, Delhi University
- LL.B., Faculty of Law, Delhi University

Practices

- Dispute Resolution

Professional Membership

- Delhi High Court Bar Association





against the company and before the adjudicating authority under PMLA to defend the attachment of the assets.

- Advising the world's automobile company in relation to the investigation by the Ministry of Road Transport & Highways and representation before them in relation to a large scale investigation and irregularities in sampling and testing procedure.
- Advised and represented one of the largest car manufacturers in the world, as well as their Indian subsidiaries, in relation to a criminal complaint of fraud, misrepresentation and negligence and the consumer complaint arising thereof. Successfully executed a settlement agreement in the matter, thereby leading to withdrawal of the criminal complaint.

Commercial Litigation and General Advisory

- Currently advising various companies and representing a US based wholesaler in disputes faced by its various units across India on issues such as Food Safety, Legal Metrology, Environmental Laws, Plastic Waste Management Rules, 2016 as amended on 2018, etc.
- Advised a client from China with regard to setting up of a hundred percent subsidiary in India.
- Advised and represented a leading US heavy machinery manufacturer in various litigations before the Andhra Pradesh High Court and other subordinate courts.
- Currently advising and representing an Indian conglomerate with annual turnover of more than Rs. 3000 Crores in various litigations pending in the Supreme Court of India and High Courts.
- Currently advising and representing Chinese and Korean clients in a first-of-its-kind Patent Litigation before the Delhi High Court.
- Represented a Company before the Chancery Division of the High Court, UK, in a dispute relating to derivative action instituted by one of the Non Resident promoters of the Company.

International and Domestic Arbitrations

- Advised and represented a Chinese power company in an International Commercial Arbitration with the Government of West Bengal in relation to power plant projects in India.
- Representing a State Government in an arbitration proceeding with regard to roadways construction in a World Bank Funded Project.
- Represented a USA based Company in an arbitration against their sole franchisee in India.
- Represented a Public Sector Unit in arbitration proceedings arising out of a drilling contract with the State of Jharkhand.
- Represented an Indian company in a major dispute against CHEC-HCIL (JV) in the Haldia Port connectivity project.



- Represented a Malaysian Company in arbitration proceedings arising out of one of the first BOT Projects in India, namely the 'Nellore Bypass' Project, against National Highways Authority of India (NHAI).

Tender disputes and Advisory

- Advised and represented a US based underground mining company, at the stage of bidding for public procurement of contract for supply, installation and commissioning of mining equipment with Coal India Ltd. and its subsidiaries.
- Advised and represented a US based underground mining company, in relation to proceedings on banning or suspension of business dealings by Bharat Coking Coal Ltd.
- Advised a China based Infrastructure Company on Swiss Challenge Proposal for development of a township in Haryana. Assisted in drafting the Swiss Challenge proposal and bid related documents.
- Currently advising a US based underground mining company in relation to the restrictions on business operations imposed by India against the neighbouring states, particularly China.
- Currently advising a US based underground mining company in relation to the "local content requirement" under the Make in India initiatives and bid conditions of floated by Coal India Ltd. and its subsidiaries.
- Regularly advising a major Indian multinational information technology company in tender disputes with the Central and State Governments, and state bodies and corporations.

Anti – Dumping and Safeguard Investigations

- Advising a UK based company in Anti-Dumping Investigation concerning imports of Seamless Iron and Steel Pipes to India from China PR.
- Advising clients from China, Hong Kong, Singapore and India in Sunset Review Investigation of Anti-Dumping duty against imports of SDH transmission equipment from China PR and Israel.
- Advising clients from Korea and India in relation a safeguard investigation concerning imports of hot rolled flat products of alloy or non-alloy steel in coils into India.
- Advised an Indian association in anti-dumping investigation on Solar Cells from China PR, Malaysia, USA & Taiwan.
- Advised and represented a client from Japan in Anti-Dumping Investigation concerning imports of R-134a from China PR & Japan.
- Assisted White & Case, Tokyo with regards to research on WTO Plus provisions on anti-dumping with regards to certain Free Trade Agreements entered by India.





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Debt Recovery Practice

- Represented a leading financial institution in India and several other Bank across the country regarding disputes on loan agreements and debt recoveries.
- Represented certain financial institutions in various litigations challenging Daewoo Motors India Limited and its parent company Daewoo Corporation Korea.

