



Shardul Amarchand Mangaldas



Lalan Gupta

Partner

Dispute Resolution

Lalan Gupta is a partner with the firm, with key focus on dispute resolution. He specialises in advisory on Corporate Frauds and White Collar Crimes.

Lalan brings over a decade of extensive litigation experience, working in fora ranging from Supreme Court to District Courts, from administrative Tribunals to NCLT. His speciality lies in end to end client service, from general consultation, to strategy formulation and execution. He has hands-on experience in prosecuting as well as defending cases of multiple nature, in various courts and tribunals across India. Lalan advises international clients on Indian commercial and criminal laws. Course plotting the case in a manner which gives the desired end result to the client, in the shortest possible time, is one of his core strengths.

One of the most prominent cases on which Lalan has been actively involved is the famed “Nirav Modi Scam” where he has been advising Banks on the remedies available to them.

Lalan has been pivotal in filing first of its kind matter in India, under the Aadhar Act, 2016 wherein a private sector bank came under scrutiny for violations of the then newly legislated Aadhar Act, 2016. The scope of work not only involved replying to show cause notices, filing of suits and writ petitions, but also representing the client before the Cyber-crime cell.

He advises clients on matters involving compliance of Information Technology Act, 2000 and various rules and regulations enacted thereunder. The purview of this Act and Rules extends to OTT Platforms as well as

various Social Media platforms. He also represents clients before various forums and statutory authorities, for any alleged violation of the aforesaid Act and Rules.

Lalan also specialises in Domestic Arbitrations concerning commercial contractual disputes. All the work entailed with such Arbitration, including filing of various applications before the High Court and Supreme Court of India, is also handled by Lalan and his team.

Lalan is based out of the Mumbai office of the firm, and deals with corporate clients with focus on strategy and advisory in relation to Corporate Frauds and White Collar crimes. Lalan’s team comprises of specialised lawyers, who’s core strength is investigative assessment and advisory. Apart from advising the client, Lalan also regularly appears in court in relation to Bail, remand and custody matters.

Location

- Mumbai

Education

- Bachelor of Law LL.B,
Symbiosis Society’s Law
College

Practices

- Dispute Resolution

Professional Membership

- Bar Council of Himachal
Pradesh





Select Experience Statement

White Collar Crimes

- Representing and advising multiple banks in relation to a USD 2 Billion Dollar Fraud. The assignment being handled includes a whole gamut of proceedings, including assisting the prosecution and representing the banks before the Special Court under Prevention of Money Laundering Act, 2002, and Fugitive Economic Offenders Act, 2018. The proceedings also include assisting Central Bureau of Investigation in money tracing exercise and assistance in extradition of the fugitive offender.
- Advised a major US based Credit Research company in relation to certain violations by its employees leading to allegations of fraud and impropriety. Advise included course plotting to reduce company's exposure and liability under Indian laws. The assignment required working closely with one of the Big 4 auditors, who had carried out the internal forensic audit and red flagged the issues.
- Represented and advised a Public Sector Undertaking ("PSU") in relation to violations under Companies Act, 2002, leading to investigation by Serious Fraud Investigation Office ("SFIO"), Government of India. In relation to the same, did a thorough assessment of the investigation carried out by SFIO, provided appropriate solutions to the alleged violations and accompanied the senior management of the PSU before the SFIO, during their interviews.
- Representing a Public Sector Insurance Company, which has found itself to be a victim of a fraud, committed by its employees, which includes syphoning and misappropriation of public funds. The assignment involves providing overall strategy for risk mitigation, recovery of amount, dealing with employee termination and following up on the Criminal Complaint filed by the Company before the authorities.
- Assisting a Singapore based company in internal investigation in relation to a whistle blower complaint, involving violation of import policies, allegations of bribery against ex-employee and general advisory on risk mitigation.
- Advised a public sector bank in relation to extradition proceedings ongoing in the United Kingdom arising from a multi-billion dollar cross-jurisdictional banking fraud.

Commercial Disputes

- Recovery of approximately USD 500 Million for PSU Banks in a fraud case, by way of filing multiple recovery proceedings
- Advising a US based fund in relation to their investments in India, course plotting their exit from the Investee company and defending litigation against the Company, filed against them to oppose their exit.
- Represented foreign investors in a proceeding under Section 11 of the Arbitration and Conciliation Act, 1996 ("Arbitration Act") seeking joinder of third-parties to the arbitration.
- Represented foreign private equity funds in a proceeding under Section 9 of the Arbitration Act seeking orders for securing the amount in dispute.



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- Represented a large foreign based Energy Company with regards to enforcing its rights under a Tender Document.
- Successfully represented a foreign private equity fund from getting its name dropped as a party respondent, from a high stake litigation.
- Representing a major Private Equity fund in an ongoing Arbitration regarding a commercial dispute involving property rights.

