



Sharan H. Jagtiani SA*

Year of call: 2000 | Silk: 2020

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"Sharan Jagtiani enters the rankings in recognition of his thriving practice before the Bombay High Court. He handles a range of commercial work, including securities litigation and real estate disputes." Chambers, Asia-Pacific 2023

"He is one of the busiest Senior Counsels in Bombay and takes on some of the best matters." Chambers, Asia-Pacific 2023

Sharan appears primarily in the Bombay High Court and regularly in domestic and international arbitrations. He also appears before other tribunals such as the National Company Law Tribunal and the Securities Appellate Tribunal. Sharan was designated as a Senior Advocate in 2020 and has achieved this distinction at the very early age of 42.

He has been frequently appointed by the Bombay High Court as amicus curiae to assist in matters of public importance or where substantial questions of law have arisen. Sharan has about 14 amicus curiae appointments on various questions of public / writ law and commercial law to his credit.

As of July 2023, Sharan has close to 140 reported judgments to his credit as arguing counsel and about 252 reported judgments in total (excluding arbitral awards). These span across varying fields of public/constitutional law, civil and commercial laws, personal laws and environmental disputes etc. Sharan also regularly appears as counsel in international arbitrations seated in various jurisdictions.

Sharan has also been appointed as an arbitrator in various commercial disputes by the Supreme Court and the Bombay High Court.

Areas of expertise

Alternative Dispute Resolution – Domestic and International Commercial Arbitration

Commercial Contracts

Indian Company and Insolvency Law

Administrative and Public Law (India)

Intellectual Property Law

Securities Law

Alternative Dispute Resolution – Domestic and International Commercial Arbitration

Sharan appears in a variety of disputes in the Bombay High Court in relation to arbitration and has 39 reported judgments as arguing counsel and 16 reported judgments as assisting counsel in this field. He has also been appointed as amicus curiae to assist the court hearing a challenge to an arbitral award. Sharan has acted as arbitrator and counsel in domestic and international arbitrations.

Cases of note (Counsel):

International Chamber of Commerce:

- Joint Venture dispute relating to exercise of exit rights by a Mauritius based fund / investor for an investment made in a popular online matrimonial business and related proceedings before the Courts at Singapore and Mumbai pertaining to, amongst other things, arbitrability of oppression and mismanagement disputes pending before the NCLT
- Supply and installation of power plant related equipment in respect of wind energy power generation units / plants

Singapore International Arbitration Centre:

- Claims relating to disputes between stock exchanges under index licensing agreements
- Indemnity claims arising from breach of representations relating to designation of use of land forming part of the factory under a share purchase agreement
- Disputes relating to exercise of drag along rights as between an Indian shareholder and a Thai partner in respect of shares of a company based in Thailand that manufactures automotive parts
- Resisting a claim by a foreign investor for enforcement of put options on the grounds of violation of the Securities Contracts (Regulation) Act, 1956 and other Indian securities laws

London Court of International Arbitration

- Claims made by a national cricket board against a production company arising from the withdrawal by the production company citing terrorist attacks and invoking the defence of force-majeure
- Disputes arising from commercial contracts relating to fasteners and similar industrial equipment

Others

- Represented the Office of the Court Receiver, High Court, Bombay on an important question of law, namely the power of an arbitral tribunal to direct the appointment of the Court Receiver, High Court, Bombay
- Several arbitrations relating to exit rights / enforcement of put options by foreign investors against promoters and the target company including questions of legal enforceability and valuation

Arbitrator Appointments

- Appointed as arbitrator by the Supreme Court in an international commercial arbitration
- Appointed as arbitrator by the Bombay High Court in over 15 ad-hoc arbitrations
- Appointed as arbitrator by the Mumbai Centre for International Arbitration (MCIA)

Recommendations

- *"Sharan Jagtiani enters the rankings in recognition of his thriving practice before the Bombay High Court. He handles a range of commercial work, including securities litigation and real estate disputes."* Chambers, Asia-Pacific 2023
- *"He is one of the busiest Senior Counsels in Bombay and takes on some of the best matters."* Chambers, Asia-Pacific 2023

Additional Informations

Appointments

- 2008 to 2023: Appointed as amicus curiae in 14 matters by the Bombay High Court. 2000 to 2023: Appeared on retainer (till 2010) and thereafter on pro-bono basis in all environment matters, matters of public importance, and court referred mediations.
- 2000 to 2023: Appointed as Arbitrator in more than 15 references.
- Trustee of an education trust established in the name of Sharan's late maternal grandfather. The trust participates in several educational activities like co-sponsoring an international moot court competition since the year 2000 with the Government Law College, Mumbai.

Language

- English
- Spanish

Judgments

A detailed list of reported / reportable judgments in which Sharan has appeared as arguing counsel or as assisting / junior counsel across all courts and tribunals (excluding arbitration) can be accessed at [here](#).

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