



## Shaman Kapoor

Year of call: 1999

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*"A razor-sharp advocate, effortless in his delivery of the most complex points."* Chambers and Partners

Shaman specialises in costs and litigation funding together with a broader practice in commercial and common law litigation and group action work. He appears regularly in the High Court and the Senior Courts Costs Office, often involved in appellate work or complex points of principle and injunctive relief. His recent involvement in group action work includes the claims against the regulatory bodies in the sport of rugby in the concussion litigation and the civil claims arising out of the Grenfell tower tragedy. He has experience of representing professional sports players in anti-doping proceedings and has contributed to the editorial work towards the regulation of British Wrestling. He is a Fellow of the Chartered Institute of Arbitrators, having specialised in international arbitration, and receives instructions domestically and internationally. He is a frequent speaker at key seminars on the costs and funding calendar and a contributing editor to Thomson Reuters' "Costs & Funding following the Civil Justice Reforms: Questions & Answers", The White Book. He is a Lead Advocacy Tutor for Lincoln's Inn and has been ranked by the Directories as a leading junior for many years. He is the editor of our bi-annual Costs Newsletter (3+9 = Costs) and is joint-head of Chambers' Costs Group. He is appointed as a member of Chambers' Management Board and separately appointed as a school Governor. He is a qualified Mediator and is an appointed Deputy District Judge.

## Areas of expertise

Alternative Dispute Resolution

Clinical Negligence and Personal Injury

Commercial

Construction

Costs and Litigation Funding

Arbitration

## Commercial

Shaman's commercial law experience includes international arbitration and domestic and international commercial disputes including contractual arrangements associated with financial investments, construction projects, high net worth individuals, oil and gas, software developers and global corporations. He has experience of contractual disputes in a variety of commercial settings including litigation funding,

promissory note and loan disputes, shareholder disputes, fees disputes and injunctive relief.

## Cases of note

- ***Strategic Holdings 2 Limited v (1) Simon Wetton (2) Francesca Cava [2022]***, Fancourt J – successfully resisting an application for a freezing injunction arising out of a failed transaction to purchase to land and subsequently obtaining an order for costs on the indemnity basis.
- ***Candy Works Limited v Taylor [2022]***, HHJ Klein sitting as a Judge of the High Court – acting as counsel for the applicant in successfully obtaining injunctive relief to protect the business assets including TikTok account of a thriving start-up.
- ***Yumn Ltd v (1) Standard Chartered Bank (2) Shapoorji Pallonji & Company Private Limited [2021]***, HHJ Pelling QC, sitting as a Judge of the High Court – a case arising out of an agreement for onshore and offshore works totalling USD\$216.6 million which involved an injunction seeking the restraint of the payment of an on-demand bond of USD\$32.2 million pending the referral to emergency arbitration of the question of whether there was entitlement to make the demand. Acting as counsel for the second defendant on the claimant's application for a non-party costs order
- ***Be In v Google [2018]*** - Working as junior counsel in the preparation and issue of a claim in the Commercial Court against Google for breach of a non-disclosure agreement and duty of confidence.
- ***Global Energy Horizons Corporation v Gray [2019]*** - One of a team of junior counsel acting for the defendant, a former shareholder in the claimant company. The claimant was an advisory and investment firm. The defendant was accused of having diverted an opportunity to acquire interests in technology for the stimulation of late life oil wells. The claimant considered the wells to be worth in excess of US\$500m. The complex proceedings were split between a liability trial (2012) and an enquiry trial (2015). Shaman was instructed in the preparation for the quantum trial (2019) and in particular with respect to the preparation for an interim application for an abuse of process. The defendant's interests were ultimately held to be valueless.
- **ICC Arbitration: *Software Provider v Global Telecoms Corporation [2015]*** - The dispute focused on the interpretation of contractual terms as between the parties in respect of the claimant contractor providing open-source software services. The case turned on whether a minimum commitment amount of USD \$14m was payable to the claimant. The case resolved at a mediation a few weeks before a final arbitration hearing.

## Recommendations

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- *"Absolutely at the cutting edge, sold, reliable and innovative."* (Chambers and Partners 2023)
- *"Down to earth and does not mince his words. He embraces technology and has a good drafting style." "Shaman goes above and beyond."* (Chambers and Partners 2022)
- *"Has a broad range of knowledge, and is adept at dealing with all manner of knotty problems thrown up during costs hearings." "Absolutely at the cutting edge." "Solid, reliable and innovative, he offers good-quality advice in a timely fashion."* (Chambers and Partners 2021)
- *"A fighter for the client who has got an encyclopaedic knowledge when it comes to costs. He is able to act for individual clients as well as commercial ones, and can explain things well to them. He knows this area of law inside out and presents his cases with sophistication."* (Chambers and Partners 2020)
- *"Has the right mindset to be able to compromise with the other side on commercial terms; if not able to settle, he is, however, a robust advocate who stands up for the cause." "He is concise and easily understandable."* (Chambers and Partners 2019)
- *"Shaman is truly an expert in the costs arena."* (The Legal 500 2022)
- *"One of the most commercially savvy barristers one can find and a very formidable advocate."* (The

Legal 500 2021)

- *"Clear, to the point and his advice is always solution focused."*(The Legal 500 2020)

## Memberships

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- The Collective Redress Lawyers Association (CORLA)
- The Commercial Bar Association (combar)
- London Common Law & Commercial Bar Association (LCLLCBA)
- Professional Negligence Bar Association (PNBA)
- Personal Injury Bar Association (PIBA)

## Qualifications

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### Education

- University College London, LLM
- Inns of Court School of Law & City University, Bar Vocation Course, Pgdl
- Manchester Metropolitan University, LLB.Hons Law with French
- Sciences Po, Universite de Lille II, Lille, France, Certificat d'Etudes Politiques

### Scholarships and Prizes

- Fox Scholar, Middle Temple
- Hardwicke Scholar, Lincoln's Inn

## Additional information

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### Appointments

- 2023 – Fellow of the Chartered Institute of Arbitrators
- 2019 – onwards: Deputy District Judge
- 2015 – onwards: Mediator
- 2012 – onwards: Lead Advocacy Tutor, Lincoln's Inn

### Languages

- Punjabi
- French

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