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Nationality/ Date of Birth	Indian, 26/05/1969

Educational/Professional Memberships

B.A., L.L.B. Bombay University
Advocate, Bar Council of Maharashtra and Goa, India
Solicitor, Bombay Incorporated Law Society, Mumbai
Solicitor, Supreme Court, England & Wales

Current Position

Partner, Cyril Amarchand Mangaldas

Professional Experience

Shaneen has over two decades of experience in dispute resolution and focuses on commercial litigation and arbitration (both domestic and international), and involving cross-border issues. She has acted for clients and appeared in several headlining matters before the Supreme Court, High Courts as well as other courts, tribunals and various regulatory forums across the country. Shaneen has also represented and advised clients in international arbitrations, both ad hoc and under various institutional rules, including SIAC, LCIA and ICC.

Shaneen specializes in commercial disputes, including disputes relating to commercial contracts, joint venture, private equity and shareholder issues, infrastructure, power and construction projects, financial and structured products, white collar crime, etc. She has also acted for clients in relation to disputes arising out of infrastructure, power and construction projects, intellectual property, and writ jurisdiction of High Courts and the Supreme Court. Her expertise has been in advising foreign and Indian clients in respect of their dispute resolution strategy, framework as also cross-border disputes.

Shaneen is actively involved in dispute resolution-related initiatives in India. She has spoken at various conferences and seminars, authored several articles. Shaneen is a member of SIAC Court of arbitration and the LCIA Users Council. She also assisted a leading Indian chamber of commerce in drafting its rules of arbitration, conciliation and mediation.

She has had a number of speaking engagements including recently, the GAR Live India conference of June 2019, ICC, SIAC, IBA Asia Pacific, and MCIA disputes conferences and has also spoken at various disputes related events in India including at leading universities. She also recently spoke at the knect 365 India Disputes conference in London.

Shaneen is also an active member of the board of Magic Bus in India and the UK global chapter, a charity that through its Childhood to Livelihood approach, equips children young people with the skills and knowledge they need to grow up and move out of poverty children and young people move out of poverty by completing secondary education and getting their first job.

Arbitration Experience

A list of select matters is below:

- Advised a Korean company and its Indian subsidiary in relation to disputes with an Indian conglomerate for disputes that arose out of an alleged breach / wrongful termination of a contract for supply of equipment for a power project.
- Represented an American power company and its Indian subsidiary, as the respondents / counter-claimants, in an ICC arbitration against a government-owned power corporation (the claimant), in

respect of disputes arising out of a joint venture agreement for investment in an electricity supply company. The relevant agreements included a share acquisition agreement, shareholders agreement, an agreement for bulk supply of power and a 'comfort letter'. In addition to arbitral proceedings, further related proceedings were filed for the appointment of the third / presiding arbitrator; and for security / injunction against alienation of the respondent's shares in its Indian subsidiary, before the in the Orissa High Court and the Supreme Court.

- Represented an Indian cement manufacturing company in respect of disputes arising against a State power company in respect of supply of fly ash from its power plant. The proceedings included an application to set aside an award and interim applications filed during the pendency thereof.
- Represented a provider of the largest cancer care network in Asia against a multi-speciality hospital run by a Trust and the company managing such hospital, in relation to an operation agreement. Acted for the cancer care services provider in an arbitration against the Trust seeking damages for illegal termination and also acted in an interim application for stay of termination before a three member Tribunal.
- Represented an Indian manufacturing company in two arbitrations against the Indian subsidiary of a leading Japanese industrial conglomerate. Disputes arose out of a business transfer agreement (BTA) for transfer of the power transmission and distribution business of the Indian company, post-closing of the sale resulting in two parallel SIAC arbitration proceedings, held in Singapore. The first arbitration related to calculation of a purchase-price adjustment and involved claims and counter-claims. An accounting firm was appointed as an expert to determine the manner in which any purchase price adjustment should be calculated. The second arbitration inter alia related to claims and counter-claims for sums held in an Escrow account pending recovery of certain outstanding delinquent receivables post-closing of the BTA. Parties were eventually guided to a comprehensive settlement of all disputes.
- Represented an Indian power business subsidiary of an Indian business conglomerate in relation to disputes pertaining breach of a share purchase agreement for acquisition of another Indian business conglomerate's coal based power project company.
- Represented an Indian tea manufacturing company and its investor shareholders, in an arbitration in respect of disputes against the company's erstwhile promoters, arising out of a share purchase agreement to take over the company's business. Liaised with local counsel for winding up petitions being filed against the company in local courts in Kolkata.
- Acted for the Indian promoter shareholder in respect of its disputes with its foreign equity investor, a foreign real estate fund, in relation to a shareholders agreement. Issues included disputes as to valuation of the company, the exercise of a put option, oppression of the majority shareholders by the minority and also FEMA and RBI issues in relation to foreign investment regulations. Proceedings included an ICC arbitration seated in Singapore. Two interim applications filed in the Singapore High Court, i.e. an application challenging jurisdiction of the arbitral tribunal as constituted, and an application for an anti-suit injunction. Proceedings were also filed on behalf of the Indian promoter in the National Company Law Tribunal (NCLT), for reliefs against oppression by the foreign equity investor. The foreign investor also filed an application to refer the matter to arbitration, which was ultimately allowed. Represented / advised the Indian promoters in all proceedings.
- Represented a leading international service provider in the steel industry and its Indian affiliate (as Respondents / Counter-Claimants), in an international commercial arbitration against its Indian partner (as Claimants). Disputes, with claims (of approximately US\$500 million) and counter-claims (of approximately US\$ 4.4 billion) arose between the parties, under various interconnected agreements relating to mining of iron ore and financing, and consequential damages payable thereupon.
- Represented a trading company incorporated in the Netherlands against an Indian company to enforce a foreign arbitral award (under English law and FOSFA Rules), in India (in respect of supply of oil by the Indian company).
- Represented a leading power and energy company in claims made against it by an Indian company relating to alleged breach of a Settlement Agreement. The dispute involved the supply of converters and ancillary equipment for wind turbines, and issues such as seat of arbitration, stamping of the arbitral agreement, relevance of the discovery process to a final hearing etc. as also an understanding of the wind turbine energy generation market. The matter was seated in Zurich with ICC Rules applicable and Indian law as governing law.

- Represented an Indian manufacturing company in two separate arbitrations against the Indian subsidiary of a leading Japanese industrial conglomerate. Disputes arose out of a business transfer agreement for transfer of the power transmission and distribution business of the Indian client post-closing of the sale resulting in two parallel SIAC arbitration proceedings, both held in Singapore. Parties were eventually guided to a settlement whereby all disputes under the BTA, including disputes pending determination in the two SIAC arbitrations and before the District Court were settled.
- Represented a State owned thermal power producer, in an arbitration against its EPC contractor, an Indian construction company, the claimant. Disputes arose out of a piling and general civil works contract in relation to a lignite-based thermal power station. The disputes relate to responsibility for delay in completion of the works and the consequent payment of additional/overhead costs for the extended stay at site. Claims were made by the contractor in relation to amounts deducted / to be deducted by the power producer for delay, as also for work alleged to be outside the scope of the contract, deficiency in design and tax. Counterclaims were also made by power producer for additional costs incurred due to the contractor's delays and extended stay on site.
- Represented a European bank in two separate arbitration proceedings (under the LCIA Rules, seated in London), initiated by the bank for recovery of amounts under foreign exchange derivative transactions entered into by the bank with two separate Indian manufacturing companies.
- Represented an Indian private sector bank in arbitration proceedings initiated by the bank for recovery of dues against its counterparty, and miscellaneous court proceedings, in respect of foreign exchange derivative transactions entered into by the bank with various customers. Represented the bank in a challenge to the award made by the counterparty and in relation to ancillary proceedings filed before the City Civil Court, High Court of Calcutta and the Supreme Court.

Publications

- Chapter on Enforcement of Foreign Awards in the book, 'Repositioning India for Arbitration', published by Oakbridge in 2018.
- The Seat-Venue-Place Conundrum: Supreme Court Weighs In, Corporate Law Blogs, Cyril Amarchand Mangaldas, October 8, 2018 available at <https://corporate.cyrilamarchandblogs.com/2018/10/seat-venue-place-conundrum-supreme-court-weighs/>
- LIC v. Escorts and Beyond – Lifting the Corporate Veil, Corporate Law Blogs, Cyril Amarchand Mangaldas, January 23, 2018, available at <https://corporate.cyrilamarchandblogs.com/2018/01/lic-v-escorts-beyond-lifting-corporate-veil/>
- Chapter on the public policy challenge in the book 'Enforcing Arbitral Awards in India' published by LexisNexis in 2017.
- Exploring the development of India's dispute resolution landscape, July 18, 2016, Lexis Nexis, available at https://www.lexisnexis.com/uk/lexispsl/arbitration/document/412012/5K86-8SS1-DYW7-W101-00000-00/Exploring_the_development_of_India_s_dispute_resolution_landscape
- India Chapter, ICLJ Litigation and Dispute Resolution Book, 2016.
- Recent Developments In India - Arbitration And Commercial Courts, Legal News & Analysis - Asia Pacific - India - Dispute Resolution, Conventus Law, available at <http://www.conventuslaw.com/report/recent-developments-in-india-arbitration-and/>
- India Chapter, Litigation and Dispute Resolution Handbook Fourth Edition published by Global Legal Group Ltd., 2015.
- India: Moving Towards a Modern Approach to Arbitration, Shaneen Parikh, IBA E-book, Current Issues and Future Challenges in International Arbitration, International Bar Association, 2015.

Languages

English, Gujarati, Hindi