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### **Educational/Professional Memberships**

LLB, LLM (Commercial Laws),  
Bar Council of Maharashtra & Goa and India,  
Co-chair- Council at MCIA,  
Board Director at CIArb India Branch,  
Convener –Indian Arbitration Forum (IAF),  
Member of IBA Arbitration Committee,  
Member of IPBA Dispute Resolution Committee,  
Member of ABA International Law and Dispute Resolution Committee,  
Member, Board of Studies at NMIMS School of Law,  
SIAC Panel of Arbitrators, LCIA Database of Arbitrators, BVI IAC Panel of Arbitrators

### **Current Position**

Head, Int'l Litigation and Dispute Resolution Practice, Nishith Desai Associates

### **Professional Experience**

Vyapak represents clients in a wide-range of services with a special focus on cutting edge cross - border and complex litigations, investment treaty disputes and international commercial arbitrations. He is a leading attorney in the advisement and representation of clients involved in media, entertainment, franchising, oil and gas, and financial services sectors for pragmatic and effective pre-litigation strategies, arbitrations and litigations before various forums including the Supreme Court, High Courts and Tribunals of India. He has represented clients advising for investment treaty arbitrations and before international arbitration centers such as the London Court of International Arbitration (LCIA), Singapore International Arbitration Centre (SIAC), International Chamber of Commerce (ICC), and International Centre for Dispute Resolution (ICDR- AAA) amongst others. He acts as arbitrator and is also a trained mediator.

### **Select List of Matters – acted as Counsel**

1. US real-estate fund in relation to their bilateral investment treaty claim arising out of investment in a SEZ project in Southern India involving issues of bribery and corruption and state responsibility
2. Foreign government in resisting enforcement proceedings in respect of one of the world's largest Energy Charter Treaty award
3. A telecom giant in a multi-billion investment arbitration against Government of India
4. Japanese conglomerate against an India multinational in relation to high-value and complex disputes in two international arbitrations under SIAC Rules
5. Minority shareholders of a pharmaceutical company against its American Joint Venture partner in a multi-million dollar arbitration under SIAC Rules
6. An Indian cable manufacturer in a multi-million Euro joint venture dispute against its Italian partner under LCIA Rules
7. World's second largest oilfield services company in an ad-hoc international commercial arbitration seated in London conducted under the UNCITRAL Rules
8. European sovereign fund against its Indian borrower under Arbitration Institute of the Finland Chamber of Commerce Rules
9. A private equity fund against Indian conglomerate for an exit dispute under ICC Rules
10. Indian communication services group in a multi-million dollar SIAC arbitration pertaining to earn-out and non-compete issues

## Publications and Speaking Engagement

### Recent Publications:

#### A: Research Papers

1. Bilateral Investment Treaties- An Introduction
2. International Commercial Arbitration- An Indian Perspective
3. Dispute Resolution in India
4. Enforcement of Awards in India
5. Law of Damages

#### B: Articles

##### a: 2017

6. Corporate Governance in India Faces a Possible Watershed Moment – IPBA Journal
7. Arbitration & Conciliation Act, 1996, What to expect in 2017? - Legal Era
8. Supreme Court permits two-tier (appellate) arbitration , LexisPSL Arbitration
9. Delhi HC allows Devas to seek orders for securing its USD 562.5 million Award, LexisPSL Arbitration

##### b: 2016

10. Is fraud open to arbitration? Financial Express, 2016
11. A wake up call for government. Mint, 2016
12. Anti- arbitration judgement set aside, Legal Era, 2016
13. Making Indian arbitration effective, Indian Express, 2016
14. An Overview of Litigation and Dispute Resolution in India, Indian Journal of Arbitration Law, 2016
15. International Mediation Guide, 2016
16. No set off on stamp duty on interstate amalgamation, Legally India, 2016
17. Indian investor wins BIT claim against Poland in UNCITRAL arbitration, LexisPSL Arbitration, 2016
18. India—prospective applicability of the Arbitration t Act 2015, LexisPSL Arbitration, 2016

##### c: 2015

19. SEBI Commits Individual to Prison, World Securities Law Report, 2015
20. Will India Get Its Commercial Courts? Money Control, 2015
21. How "free" is the free share transferability concept? LawStreet India, 2015
22. Director and Officer Liability in India, Global Litigator, 2015
23. Efficient Arbitration: One step closer, LawStreet India, 2015
24. SC Limits Scope of Public Policy in Foreign Arbitral Awards, SIAC Newsletter, 2015

### Recent Speaking Engagements:

##### a: 2017

1. An introduction to MCIA - White & Case seminar, London
2. Managing Time and Costs- Whose Responsibility?- Tour De Arbitration by CARDS, London
3. Panel -Efficient Arbitration - IPBA Annual Conference, Auckland

##### b: 2016

4. RiskMap 2016 – Organised by Control Risks
5. Commercial Court Bill & Recent Ordinance on Arbitration & Conciliation Act- BloomAsia Event
6. Cost Orders in Dispute Resolution: Its Evolving Role & Nature- IPBA Annual Conference, Malaysia
7. SIAC Congress 2016, Singapore
8. Emerging Trends in International Arbitration- World Trade Centre
9. Emergency Arbitration in India- Legal Era Conclave

##### c: 2015

1. RiskMap 2015 - Compliance & Integrity – The New Normal-- Organised by Control Risks
2. Dispute Resolution in International Business – the role of institutional arbitration- ICC
3. Establishing an Effective Arbitration Regime-Challenges and Opportunities- NPAC
4. Destination India: Solving Tax Puzzles & Disputes- Hannover Messe, Germany
5. IPBA Annual Conference 2015, Hong Kong
6. 1st ICC Asia Regional Conference on International Arbitration
7. SIAC Conference- India
8. Japan Inhouse Counsel- Asian Mena Counsel, Tokyo
9. Alternate Dispute Resolution in SAARC- AIAI

## **Awards and Recognitions**

1. Consistently recommended by legal directories (Legal 500, Chambers, Asia Law, Inhouse Congress) for Dispute resolution practice.
2. Legal Era Awards 2016: Young Achiever of the year, law firm category
3. IDEX Legal Awards 2015: Award for “Best Dispute Management lawyer”