



## Abhinav Chandan

Partner

Max Towers  
7th & 8th Floors  
Sector 16B, Noida  
Uttar Pradesh 201 301  
India

T: +91 120 479 1000  
F: +91 120 474 2000  
E: [abhinav.chandan@khaitanco.com](mailto:abhinav.chandan@khaitanco.com)

### Practice:

Telecom, Media and Technology

### Education:

B.A. LL.B. (Hons.), National  
University of Juridical Sciences,  
Kolkata (2009)

### Professional Affiliations:

Bar Council of India  
Karnataka Bar Association

Abhinav Chandan is a Partner in the Telecom, Media, and Technology practice group in the NCR office.

Abhinav specialises in telecom regulatory and data protection matters, as well as commercial transactions in the telecom, technology, IT and media sector.

### Representative Matters:

In his area of expertise, Abhinav has advised and represented some of the following clients:

#### Data protection and IT

- **Henkel AG & Co. KGaA** on data protection and privacy related obligations under Indian laws;
- **Sapiens International** on aspects of cross-border personal data transfers from the EU to India in view of *Schrems II* judgment and changing EU regulatory landscape;
- **Various Chinese entities** on responding to data privacy and protection queries raised by the Indian Government on their app-based services in India
- **Opko** on the legal and regulatory compliance for launching various mobile applications and services such as gambling, data streaming and cloud, focusing on data protection and privacy frameworks;
- **Rajah & Tann** (a Singapore based law firm) on the aspects of the data privacy framework in India under the IT Act and its Rules;
- **British Telecom** on a software and hardware licensing and reselling deal in India with a banking subsidiary;
- **Avast** on a deal with a TSP for bundling Avast's services with the subscription of the TSP's end users; and
- **UC Browser (Alibaba)** on issues relating to providing video download and other features of the browser, and on collection of personal information.

#### Telecom

- **Reliance Jio Infocomm Limited** on end-to-end complex pan-India leasing of telecom towers, bandwidth and 'in-



building solutions, and fiber IRU arrangements, with passive infrastructure providers and other TSPs;

- A **large TSP client** on multi-billion-dollar transactions for 'InvIT' funding into the demerged SPVs of the client for its tower and fiber infrastructure businesses, from a telecom perspective, including improvising the InvIT and cash-flow distribution structures to align with on-ground functioning of telecom infrastructure transactions;
- **Maxis Group** on the merger between RCOM and Aircel Limited, the largest proposed acquisition between TSPs in India at the time, involving regulatory due diligence and advising the client on conditions applicable to telecom mergers;
- A **large TSP client** on bidding for, and filing claims against, another TSP and its group entities pursuant to the Corporate Insolvency Resolution Process (CIRP), from a telecom perspective, including bidding eligibility under IBC 2016, potential restrictions under telecom licenses, spectrum related NIAs and merger guidelines, and DoT approvals;
- A **mega corporation** on regulatory aspects emerging from amendments in relation to provision of passive and active infrastructure to TSPs by Infrastructure Provider (Category - I) entities;
- **Daisy Worldwide** on an international toll-free services deal with an Indian telecom service provider (TSP); and
- **Abu Dhabi Commercial Bank** (Dubai) on a deal for procuring services of an Indian 'Other Service Provider' (OSP) routed through the OSP's affiliate in Dubai.

### **Publications and Presentations:**

Abhinav has been very active in the publication space and has authored the following contributions:

- **"Schrems II: implications on EU-India data transfers"** (Lexology.com; 2020);
- **"Aarogya Setu: Why govt must take more steps to ease data privacy, liability concerns"** (Vccircle.com; 2020);
- **"TRAI Recommendations on IP-I Entities: A Potential Gamechanger"** (Lexology.com; 2020);
- **"Sharing of Telecom Infrastructure: Issues faced by Infrastructure Providers and TSPs"** (Mondaq.com and Lexology.com; 2017);
- **"Cloud Services: Recent Developments and Anticipated Laws"** (Mondaq.com and Lexology.com; 2017); and
- **"Release of Draft Rules for Security of Prepaid Payment Instruments"** (Mondaq.com and Lexology.com; 2017).