



Amey Mirajkar

Partner

MUMBAI

M: +91 98338 28384

E: amey.mirajkar@khaitanco.com

Practices

Dispute Resolution

White Collar Crime (WCC)

Education

BLS LL.B. Rizvi Law College,
Mumbai (2009)

LL.M. (Dispute Resolution)
Jindal Global Law School,
Sonapat, Haryana

Professional Affiliation

Bar Council of Maharashtra
& Goa

Amey Mirajkar is a Partner in the Dispute Resolution practice (White Collar Crime) group. Prior to joining the Firm, Amey was a senior associate at AZB & Partners (Mumbai)

REPRESENTATIVE MATTERS

In his areas of expertise, Amey has advised and represented several prominent clients including:

White Collar offences

- A **promoter** and **director** of **India's First Spot Exchange** dealing with agricultural products in a scam in India's financial market under the Forward Contract Regulation Act 1952, PMLA involving an amount of INR 5600 crores;
- **One of the world's largest independent commodity trading houses**, on an investigation initiated by the Enforcement Directorate under the provisions of Foreign Exchange Management Act regarding its trading with its group entities;
- Certain **HNI** in the Punjab National Bank scam in multiple jurisdictions including but not limited to Hong Kong, Singapore, US, UAE in different proceedings arising therein;
- A **global private equity firm** on filing a criminal complaint before the Cyber cell, Mumbai against imposters who fraudulently created mobile app, WhatsApp groups, websites in which they have misused the name and trademark of the firm and induced the victims to invest money;
- Several **multinational companies** before the Bombay High Court, ORI and DGFT on notices issued by ORI and DGFT pertaining to benefits claimed by the companies under the Foreign Trade Policy;
- A **public limited pharmaceutical company** in relation to fraud of business email compromise, and initiating proceedings before appropriate investigating agencies in India and the United States, including filing of criminal complaints with FBI;
- An **international big four accounting firm** on a criminal investigation (i) initiated against their employees for alleged offence of abetment of suicide, and (ii) involving cryptocurrencies initiated by Cyber Cell

against the firm's employee for alleged offences under various provisions of IPC, MPID, and IT Act;

- **Promoters and directors of renowned real estate development companies** on various civil and criminal proceedings under MOFA and Consumer Protection Act;
- A **leading bank in India** in proceedings before the PMLAT and parallel proceedings before the NCLT, Mumbai for the purposes of retrieval of assets that had been attached by the ED under the Prevention of Money Laundering Act, 2002 and other state bodies under their own statutory regulations;
- An **online gaming platform**, in proceedings initiated against them under the Maharashtra Prevention of Gambling Act of 1887.

Employment Law

- Renowned Indian promoter-led company on a wide range of workplace matters, including compliance with statutory requirements under the Industrial Disputes Act, Shops and Establishments Acts, Factories Act, Payment of Gratuity Act and Equal Remuneration Act.
- Renowned Manufacturer before the Labour Court, Industrial Court, and Central Government Industrial Tribunal (CGIT) in Mumbai in relation to termination proceedings, disciplinary action, wage claims, and unfair labour practices under the Maharashtra Recognition of Trade Unions and Prevention of Unfair Labour Practices Act, 1971 (MRTU & PULP Act).
- Renowned Indian promoter-led company on retrenchment processes, including its compliance under the Industrial Disputes Act.

Commercial and Corporate Disputes

- **Renowned German companies** in shareholder's disputes arising out of a share purchase and termination agreements in an arbitration and criminal proceedings alleging siphoning off of funds by the promoters of an Indian company;
- **The Reserve Bank of India (RBI)** on defending the validity of a circular regulating the opening and operation of current bank accounts before the High Courts at Delhi, Bombay, Kerala and Karnataka;
- A **major supply chain service provider entity** on reporting of fraud by statutory auditors for certain irregular transaction undertaken by employees as provided under section 143(12) of the Companies Act, 2013; and
- A **renowned company** on the acquisition of an Indian company delivering essentials in major cities in India.

Restructuring and Insolvency

- The Administrator / Resolution Professional appointed by the Reserve Bank of India in performing the functions of a Resolution Professional for completing the Corporate Insolvency Resolution Process of a Non-Banking Financial Company / Indian Airline Company.

Miscellaneous

- Members of the Parliament and the Legislative Assembly on an election petition (Reported Judgment: [2011 (3) Mh.L.J 266].

PUBLICATIONS AND PRESENTATIONS

Amey has authored the following contributions:

- “Role of Enforcement Agencies: Coordinating Actions under PMLA and Other Relevant Laws” published by The Chambers Journal, Vol. XII – November 2023