



# Dhritiman Roy

Counsel

New Delhi

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## Practice/s

Dispute Resolution

## Education

B.A., LL.B. (Hons.), NALSAR  
University of Law,  
Hyderabad (2014)

## Professional Affiliation/s

Bar Council of India  
Bar Council of Delhi

Dhritiman Roy is a Counsel in the Dispute Resolution practice group in the NCR office. Prior to joining the Firm, Dhritiman was a Senior Associate at Trilegal (New Delhi).

He has a wealth of experience representing clients in complex litigations, including before the Supreme Court of India and various High Courts and tribunals across the country. Dhritiman's areas of focus include commercial disputes, arbitration, and white - collar crimes.

## REPRESENTATIVE MATTERS

In his areas of practice, Dhritiman has advised and represented several prominent clients including:

### Energy, Infrastructure and Resources

- Advised and defended a reputed **solar energy and sustainable development company** in an ad hoc arbitration involving disputes related to the supply of solar modules by First Solar;
- Advised the **Ministry of Finance, Government of India (GoI)** on litigation aspects of GoI's disinvestment and a Public Sector Undertaking's (PSU) INR 11,500 crore acquisition of a hydroelectric power PSU and a power projects PSU;
- Represented **India's largest private sector steel producer** in arbitration proceedings in relation to disputes arising out of a supply agreement executed with GAIL;
- Represented a **thermal power plant** before the Supreme Court in a dispute with Punjab State Power Corporation Limited over energy and coal washing charges worth approximately INR 1,750 crore;
- Represented an **Indian multinational conglomerate in natural resources and metal sector** against Union of India's refusal to extend the tenure of their production sharing contract with the government for the Rajasthan oil block;
- Provided strategic advice to a **Luxembourg-based steel and mining MNC** on risk mitigation measures under a long-term mining services agreement for its iron ore mines located in Odisha;

- Acted for a **solar projects SPV** in an ad-hoc arbitration seated in Mumbai in disputes arising out of development and management services agreements executed for solar power plants located in Gujarat and Rajasthan; and
- Represented an **Indian multinational conglomerate in natural resources and metal sector** before the Delhi High Court and Supreme Court against Union of India's refusal to grant permission for direct export of crude oil under its production sharing contract with the government.

### Media and Entertainment

- Advised and represented a **cinema multiplex operators** before the Telangana High Court in proceedings related to court-imposed restrictions on children's admission into cinema theatres;
- Represented **cinema multiplex operators** before the Supreme Court in a landmark judgment upholding the right of cinema owners to set the terms and conditions for the sale of outside food and beverages within the theatre precincts;
- Represented **cinema multiplex operators** before the Andhra Pradesh High Court in constitutional challenges pertaining to: (i) exclusive sale of online tickets through a government run platform; and (ii) capping of service charges on sale of online tickets;
- Represented a **multiplex cinema operator** in a challenge to an arbitral award upholding counter claims raised by the developer in relation to interpretation of lock-in provisions contained in the agreement between the parties with sector wide implications; and
- Represented an **advertising/media agency** in a writ petition filed before the Bombay High Court against the State Bank of India challenging award of tender to the L-2 bidder.

### Telecommunication and Information Technology (IT)

- Advised a reputed **diversified Indian conglomerate** on several aspects surrounding their acquisition of a one of the country's largest and oldest data centers, valued at over INR 10 billion. Represented them before the Delhi High Court, Karnataka High Court and in an ad hoc arbitration seated in New Delhi;
- Defended a **leading telecom operator** before Delhi High Court against Union of India's plea challenging their move to initiate arbitration under the India-United Kingdom Bilateral Investment Protection Agreement (BIPA) in connection with the USD 11 billion tax demand raised in relation to its deal acquiring the stake of a telecom entity;
- Represented an **Indian telecommunications MNC** before the Supreme Court in its dispute against a leading Indian mobile provider in relation to the company's right to set-off INR 112 crore owed to it

by the mobile provider under the provisions of the Insolvency and Bankruptcy Code, 2016;

- Represented a **global digital infrastructure provider** in an ad - hoc arbitration seated in New Delhi involving wrongful termination of a procurement agreement executed for the company's telemedicine platform;
- Acted for a **leading telecom operator** before the Delhi High Court in a suit instituted by certain academic publishers against the "Sci-Hub" and "Lib-gen" websites seeking interim, permanent, and dynamic injunctions on allegations of online piracy;
- Provided strategic advice to a **multimedia content-sharing app**, a global technology company, in relation to blocking orders passed by the Indian government under Section 69A of the Information Technology Act, 2000 (IT Act). Dhritiman also advised on copyright infringement notices and provided general advisory on the company's status, rights and liabilities as an intermediary under Indian law;
- Represented a **leading independent news broadcaster** in writ petitions involving: (i) the decision of the Information and Broadcasting Ministry to impose a one-day ban on the news channel; and (ii) *suo motu* cognizance taken by the Delhi High Court of the publication of photographs and name of a child abuse victim in violation of the Protection of Children from Sexual Offences Act, 2012;
- Acted for a **global digital infrastructure provider** in a writ petition filed before the Calcutta High Court by an employee challenging the decision of the Deputy Labour Commissioner refusing to intervene in the matter of suspension of the employee from the services of the company;
- Advised an **Indian telecom operator** on the Information Technology (Intermediary Guidelines and Digital Media Ethics Code) Rules, 2021;
- Advised a **global digital infrastructure provider** on the use and collection of sensitive personal data under the IT Act and allied rules; and
- Prepared an assessment report for a **global digital infrastructure provider** of more than 200 customer/vendor contracts in the context of the Covid - 19 pandemic and subsequent lockdowns and quarantines declared by governments around the world, particularly of Force Majeure provisions thereunder.

## Aviation, Defence, Aerospace

- Acted for a **global aviation services company** in proceedings under Section 9 of the Arbitration and Conciliation Act, 1996 in relation to unauthorized use of its trade mark in various airports across the country;

- Successfully defended a **Swedish aerospace and defence company** in proceedings under Section 9 of the Arbitration and Conciliation Act, 1996 filed before the Delhi High Court;
- Successfully defended an **airport operator and infrastructure development company** in a challenge by a real estate development company for rejection of its bid in relation to the commercial development project at Aerocity, New Delhi before the Delhi High Court; and
- Represented a **defense and military vehicle manufacturing company** impugning the decision of Ministry of Defence / Indian Ordnance Factory Board to blacklist the Singapore based defence contractor in connection with a 2009 Ordnance Factory Board bribery scandal.

## Sports

- Appeared for a **sports management and league operations company** before the Supreme Court in disputes relating to contentious clauses in the constitution of a national football governing body pertaining to the India's top tier football league;
- Advised and represented a **motor sports management company** in relation to a shareholder disputes and issues pertaining to the Indian Racing League before the High Court and Supreme Court;
- Represented a **sports events company** in a dispute arising out of a sponsorship agreement involving an Indian Premier League (IPL) Cricket Franchise Team and a sports management company;
- Represented a **national field hockey governing body** in an ad - hoc arbitration seated in New Delhi involving alleged violations of a franchise agreement; and
- Advised the an **Indian multisector conglomerate** on disputes arising out of ticketing contract with a fintech and digital services company and the Lucknow franchise of the Indian Premier League.

## Insurance

- **General insurance and financial services companies** in a writ petition before the High Court of Punjab & Haryana against the award of a tender for the execution of Pradhan Mantri Fasal Bima Yojana in the state of Haryana;
- **General insurance and life insurance companies** in a petition before the Himachal Pradesh High Court challenging and seeking aside of an arbitral award passed in an arbitration arising out of a lease agreement; and
- **An information technology and consulting company** in a writ petition before the Delhi High Court challenging the denial of exemption from Goods and Services Tax (GST) or group medical and health insurance services for its employees.

## Intellectual Property

- Advised and represented a faction of an **Indian business family and industrial promoters** in disputes relating to the use of the "Hero" brand and trade mark pursuant to a family settlement agreement before the Delhi High Court, Supreme Court and a three-member arbitral tribunal;
- Secured a "dynamic injunction" for an **independent power producer** in a copyright infringement suit filed before the Delhi High Court; and
- Advised a **multimedia content sharing app** on copyright infringement notices received by it and provided general advisory on the company's status, rights and liabilities as an intermediary under Indian law.

## White collar crime defence

- Defended the **Chairman of an international multi-sport event**, 2010 in multiple criminal trials prosecuted by the Central Bureau of Investigation (CBI);
- Advised one of Asia's leading independent energy products and steel-making raw materials supply chain managers on investigations carried out by the Directorate of Enforcement (ED) in relation to proceedings under the Foreign Exchange Management Act, 1999.

## Others

- Represented a **Mauritius-based company** dealing in private equity / venture capital, before the Supreme Court, successfully defending a reference to international commercial arbitration over certain disputes surrounding allegations of oppression and mismanagement;
- Successfully represented a **leading Indian engineering company** specializing in electric components and transformers, before the Hon'ble Supreme Court of India. Secured a stay on the State Government's attempt to take physical possession of its transformer manufacturing unit in Hyderabad, safeguarding the company's operational assets and interests;
- Successfully represented a **leading global supplier of food and beverage ingredients** against a leading cashew processing and trading firm in Kollam, Kerala, securing stay on enforcement of the award;
- Advised and represented a **Non-Banking Financial Company (NBFC)** in India's first insolvency proceedings initiated against an NBFC before the National Company Law Tribunal, National Company Law Appellate Tribunal and Supreme Court; and
- Represented a **Public Sector Undertaking** engaged in the business of import export of coal and iron ore before the Delhi High Court in disputes arising out of a long-term agreement with a coal supplier based in Australia.

## PUBLICATIONS AND PRESENTATIONS

Dhritiman has authored the following contributions:

- “Restrictive clauses v. law of limitation: Can the right to arbitration be restricted to a lesser period than provided under the Limitation Act?” published by LiveLaw, (3 June 2023);
- “Modification of interim orders in arbitration, an exception to Hakeem?” published by BWLegal, (20 May 2023);
- “Interpreting Pathological Arbitration Clauses” published by BW Legal, (27 March 2023);
- “The Curious Case of an Unstamped Agreement: Reference to Arbitration” published by Lexology, (22 February.2022); and
- “Nabha Power Limited v. Punjab State Power Corporation Limited & Anr. – Contractual Liability of the State under Commercial Contracts” published by SSRN (11 January 2018).