



Rajat Jariwal

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: rajat.jariwal@khaitanco.com

Practices:

Dispute Resolution
International Commercial Arbitration

Education:

Post Graduate Diploma in
Securitisation and Banking Laws from
Indian Law Institute (2009 - 2010)

Post Graduate Diploma in Intellectual
Property Rights from Indian Law
Institute (2008 - 2009)

LL.B., Campus Law Centre, Delhi
(2005)

Professional Affiliations:

Bar Council of Delhi
Delhi High Court Bar Association
Supreme Court Bar Association.
The London Court of International
Arbitration
Singapore International Arbitration
Centre

Rajat Jariwal is a Partner in the Dispute Resolution practice group in the New Delhi NCR office. With diverse litigation experience of over 15 years, Rajat has practiced extensively before different courts including the Supreme Court of India and High Courts. He regularly advises clients on constitutional, commercial and environmental law matters.

Rajat focusses on alternative dispute resolution and advises clients on domestic and international arbitration disputes including those concerning commercial contracts and PE investments. Rajat regularly advises and represents clients before domestic and international tribunals. He has also assisted and represented clients in institutional arbitrations governed by the ICC, SIAC and LMAA. He regularly conducts trials and argues cases before courts and tribunals. He holds substantial experience in advising clients on constitutional issues. Rajat also advises clients on defamation and disparagement disputes.

A substantial part of Rajat's practice also involves high stake environment law disputes. Rajat represents clients before the National Green Tribunal, various High Courts and the Supreme Court. Environmental law matters are often intertwined with constitutional and commercial issues and Rajat's vast experience in both these areas of law adds value in advising clients.

Representative Matters:

In his areas of expertise, Rajat has advised and represented the following clients:

- A **large business conglomerate** against a media house in a defamation/ disparagement dispute;
- A **major Japanese investor** on a PE dispute in a SIAC governed arbitration in Singapore;
- A **conglomeration of funds** in a PE dispute against the Indian promoters in a SIAC governed arbitration in Singapore and before the National Company Law Tribunal;
- A **chemical major** before the Supreme Court in an Appeal (under the National Green Tribunal Act) challenging suo-motu initiation of proceedings by the National Green Tribunal;
- **One of India's leading e-commerce companies** before the National Green Tribunal on an application filed against the major e-commerce companies in India for excessive usage and improper disposal of single use packaging plastic in breach of Plastic Management Rules 2016, specifically the provisions for extended producer responsibility therein;



- A **major chemical manufacturer** in India on an appeal in the Supreme Court against the direction of the National Green Tribunal to shift the mercury bearing sludge (a hazardous waste) from the secured landfill in the client's plant to a Treatment, Storage and Discharge Facility;
- **Major steel manufacturers** before the Supreme Court in a public interest litigation where allegations of environment law violations, illegal and unregulated mining;
- **Jindal Steel and Power Limited** on disputes with the Union of India regarding auction of cancelled coal block;
- An **Indian Company** in an Arbitration under the UNCITRAL Rules against a Swedish Carbon Asset Management Company;
- A **leading Indian zinc smelter** in an arbitration under the LMAA Arbitration Rules against Transammonia AG, a leading independent marketer and transporter of fertilisers and ammonia; and
- An **Indian subsidiary of a London listed metals and mining major**, in an arbitration arising out of acquisition of a Government Company under the disinvestment policy against Union of India.

Publications and Presentations:

Rajat has authored the following contributions:

- **"Pre-arbitral steps-Indian law perspective"** published in International Law Office (February 2018).
- **"The New Delhi International Arbitration Centre Bill, An Institutional Push to Arbitration in India"** published in Mondaq (January 2018);
- **"Challenging appointment of an arbitrator: legal position"** published in International Law Office (November 2017);
- **"Three's a crowd? Third-party arbitration funding"** published in International Law Office (August 2017); and
- **"Right to privacy - a "fundamental right" now"** published in Lexology (August 2017).

Recognition and Accomplishments:

- Rajat has been acknowledged for his experience and expertise by **"Asialaw Leading Lawyers"** as leading lawyer in 2018.