



Raghav Kumar Bajaj

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Practices:

Direct Tax

Education:

LL.B., University of Rajasthan,
Rajasthan (2013)

CA, The Institute of Chartered
Accountants of India (2011)

B.Com. (Hons.), University of
Rajasthan, Rajasthan (2009)

CS, The Institute of Company
Secretaries of India (2008)

Professional Affiliations:

Bar Council of Rajasthan
The Institute of Chartered
Accountants of India

Raghav Kumar Bajaj is a Counsel in the Direct Tax practice group in the Mumbai office. He has worked on several contentious and high-stake matters and has also advised on matters involving corporate and commercial laws.

Raghav specialises in matters relating to income-tax, corporate taxation, cross-border tax and international tax, digital economic taxation, cryptocurrencies and the underlying blockchain technology, transfer pricing, tax dispute resolution and tax controversy, transactional tax, tax due diligence, tax treaty analysis, family settlements, succession planning, economic offences, business structuring and corporate restructuring etc. In his diverse experience, Raghav has advised and assisted clients from a broad spectrum of areas – be it manufacturing, services, fintech, digital, pharma, energy & infrastructure, banking & finance, retail etc.

Being a Chartered Accountant also provides him the commercial acumen required for better application of tax laws. He has had a strong academic record and has secured All India Ranks in professional qualification exams and received scholarships for meritorious performances. He was also selected as the IPBA Scholar to attend the annual IPBA Conference in New Zealand in 2017.

Raghav is also a regular contributor of articles and write-ups for external publications (physical as well as digital) – indicative list enclosed separately. Further, Raghav is also a regular invitee as speaker and presenter at professional conferences, webinars, training sessions etc on contemporary topics.

Raghav was a finalist in BW Legal World's 40 under 40 awards category for lawyers for 2021. He was also named in the World Transfer Pricing rankings. He has been a 12-handicap golf player, and also committed to social causes by his involvement with Rotary International.

Publications and Presentations:

Raghav has authored the following contributions:

- **“Budget: Key income-tax proposals of Finance Bill 2022”** published by CNBC (February 2022);
- **“Budget 2022: Key Tax Focus Areas”** published by BW Legal World (January 2022);
- **“Online Betting and Gambling: Indian Income Tax Considerations”** published by Bloomberg Tax’s Tax Management International Journal (January 2022);
- **“Legal Nature of Cryptocurrencies and Direct Tax Aspects”** published by The Chamber of Tax Consultants in the Chamber’s Journal (December 2021);
- **“Taxation in India and the US: Stages in the life of a US owned Indian company”** published by Ruchelman law firm in its Insights journal (September 2021);
- **“Cryptocurrencies – Legal and Tax Considerations in India”** published by Bloomberg (September 2021);
- **“Switzerland confirms 5% withholding tax rate for dividends paid to India, expects reciprocity”** published by MNE Tax (August 2021);
- **“Work From Home - A Broad Tax Perspective”** published by Taxsutra (August 2021);
- **“Analysing ‘Work From Home Scenario’ from Tax & PE/Poem Perspective”** published by The Chamber of Tax Consultants in the Chamber’s Journal (July 2021);
- **“Faceless Regime Under Income-Tax Law: Some Issues And The Way Forward”** published by Bombay Chartered Accountant Journal (July 2021);
- **“The tax reliefs that can make this a Budget India hasn't seen in a hundred years”** published by The Economic Times News (January 2021);
- **“India issues comprehensive guidance on crossborder tax dispute resolution”** published by MNE Tax (August 2020);
- **“INSIGHT: Singapore Company’s Mauritius-based Shareholders to Pay Indian Capital Gains Tax”** published by Bloomberg Tax (June 2020);
- **“INSIGHT: Impact of MLI on Deals — India Perspective”** published by Bloomberg Tax (June 2020);

- **“India amends rules for resolution of tax disputes under MAP”** published by MNE Tax (May 2020);
- **“Stateless Residency Rule in Income-Tax – A Conundrum”** published by Taxmann (May 2020);
- **“Interest Deduction Limit - Whether Applicable on Gross or Net Dividends?”** published by Taxsutra (May 2020);
- **“INSIGHT: Impact of Covid-19 on Tax Residency Rules in India”** published by Bloomberg Tax (April 2020);
- **“How international tax landscape changes in India from April 1, 2020”** published by TP News (April 2020);
- **“Has the Falling Rupee Sweetened ‘Vivad Se Vishwas’ Scheme for MNCs?”** published by Taxsutra (April 2020);
- **“How the tax equation changed for REITs and InvITs from April 1, 2020”** published by Economic Times (April 2020);
- **“COVID-19 PANADEMIC: What it means from income-tax perspective”** published by ET CFO (March 2020);
- **“Nirav Modi, Mallya Under FEO Act: Why the Law Still Has Grey Areas”** published by Yahoo Finance (March 2020) and The Quint (March 2020);
- **“Vivaad se Vishwaas Scheme – Will it be a win-win for Taxpayers & Revenue?”** published by Taxsutra (February 2020);
- **“Essar Teleholdings Case - Would it Pass the Test of GAAR?”** published by Taxsutra (August 2019);
- **“Benami Transactions’ Prohibition Law Amendment is Prospective, Holds Rajasthan High Court”** published by Lexology (July 2019);
- **“Whether Loss On Transfer Of Subsidiary Company Is A ‘Business Loss’?”** published by Outlook (June 2019);
- **“Pre-Immigration Planning Considerations”** published by The Chartered Accountant (January 2019);
- **“HC’s denial of Vodafone’s expeditious refund processing plea – detrimental to taxpayers in general?”** published by Taxsutra (December 2018);

- **“GSK-HUL merger could attract tax on long-term capital gains and transfer of brand”** published by Money Control (December 2018);
- **“Masala Bonds spiced up, will it help in stemming rupee fall?”** published by Money Control (September 2018);
- **“Tax tribunal views transactions *inter se* group entities as sham, disallows set-off of resulting capital loss”** published by Lexology (September 2018);
- **“Burdensome bail provisions under anti money laundering law”** published by Taxmann (7 September 2018);
- **“Monetary thresholds for filing of appeals by the Income-tax department enhanced”** published by Lexology (July 2018) and Mondaq (July 2018);
- **“Supreme Court relieves borrowers from tax on waiver of principal portion of loan”** published by Lexology (May 2018);
- **“AAR rulings - Substance test reinforced for availing India-Mauritius treaty benefit!”** published by Taxsutra (March 2018) and Mondaq (March 2018);
- **“Don’t yet cash in on crypto craze – Here is the reason”** published by Financial Express (February 2018);
- India chapter in **‘The Inward Investment and International Taxation Review’** (Eighth Edition);
- **“Budget 2018: Cheers some, upsets some! NRI’s too have to shell out more tax”** published by Money Control (February 2018);
- **“From protecting India’s tax base to tax holiday of startups, here are some hits and misses of Budget 2018”** published by Business Today (February 2018);
- **“Issue of investment allowance, weighted deduction unaddressed in Budget 2018: Experts”** published by Pharmabiz (February 2018);
- **“Undertake diligence – Income tax issues in buying a business in India”** published by Business India (29 January 2018 to 11 February 2018 issue) and Mondaq (February 2018);

- **“India Inc’s budget wish list”** published by DNA (January 2018);
- **“Union Budget 2018 Will it please the pharma sector?”** published by Express Pharma (January 2018);
- **“Tribunal Upholds Book-Value Based Taxation Of Partner On Capital Contribution Of Immovable Property In LLP”** published by Mondaq (January 2018);
- **“High Court Holds That ‘Substantial Expansion’ Of An Existing Unit Qualifies For 100% Profit Linked Deduction”** published by Mondaq (January 2018);
- **“Opinion: India Inc Hopes For Rationalisation Of Corporate Tax”** published by NDTV Profit (January 2018);
- **“Withholding Tax Default Bites The Payer After 10 Years”** published by Lexology (July 2017) and Mondaq (July 2017);
- **“No Pass Through Status For Indeterminate Trusts - Holds Tribunal”** published by Lexology (June 2017) and Mondaq (June 2017);
- **“An insight into India's newly introduced thin-capitalisation rules”** published by Taxsutra (May 2017);
- **“Revised valuation norms proposed for unquoted equity shares: bidding adieu to book-value driven approach”** published by Lexology (May 2017) and Mondaq (May 2017);
- **“Key Amendments To The Finance Bill, 2017”** published by Lexology (March 2017) and Mondaq (March 2017);
- **“Expectations of pharma sector from Union Budget 2017”** published by Business Standard (January 2017);
- **“Madras High Court holds part of sale consideration taxable as non-compete”** published by Lexology (January 2017) and Mondaq (January 2017);
- **“Model GST law – Transitional Provisions”** published by Taxmann (August 2016) and The Chartered Accountant (December 2016);
- **“Advance Pricing Agreement” Regime - an Effective Tool for Mitigating Transfer Pricing Litigation in India”** published by Bloomberg BNA (September 2016);

- **“IndAS is coming --> deepen your pockets for MAT!”** published by Taxmann (August 2016);
- **“Model GST law – Stringent tax demand and recovery provisions”** published by Taxmann (August 2016);
- **“Model GST law – how the tax liability will pass on in business acquisitions and combinations”** published by Taxmann (August 2016);
- **“CBDT issues final rules for taxing indirect transfers”** published by Mondaq (July 2016);
- **“Narendra Modi’s non-adversarial tax regime”** published by Taxmann (July 2016);
- **“Protocol dated 10 May 2016 amending the India-Mauritius DTAA”** published by CCH Direct Taxes Online (June 2016);
- **“Secondment arrangement-Is it a PE?”** published by Global Taxation (May 2016);
- **“Analysis of Rajasthan State Budget 2016”** published by Dainik Navjyoti newspaper (March 2016);
- **“The Expectations from Budget 2016 are high as viewed by India Inc.”** published by CCH Direct Taxes Online (February 2016);
- **“Constitutional validity of NCLT & NCLAT”** published by Taxmann (June 2015);
- **“‘Due Date’ for deduction of PF contribution under Income Tax Act, 1961”** published by Taxmann (January 2015);
- **“FAQs on CSR under Companies Act, 2013”** published by Taxmann (October 2014);
- **“‘Relatives’ under Companies Act, 2013”** published by Taxmann (June 2014);
- **“Impact of Companies Act, 2013 on ‘Loans to directors’”** published by Taxmann (March 2014);
- **“‘Ground clearance criteria’ for excise duty on SUVs”** published by Goods & Service Tax Cases (November 2013);
- **“Impact of Companies Act, 2013 on First AGM of a Company and Deposits”** published by The Chartered

Accountant (January 2014) and by the Taxmann (October 2013);

- **“Real Estate (Regulation & Development) Bill, 2013: Controversial Issues & Suggestions”** published by The Chartered Accountant (November 2013) and by the Taxmann (July 2013) and by the Service Tax Review (September 2013);
- **“TDS on Commission paid to foreign agents-divergent views!”** published by The Chartered Accountant (May 2013);
- **“Union Budget, 2013 – Some questions unanswered”** published by the Taxmann (March 2013) and by the Service Tax Review (April 2013);
- **“Monetary limits for filing departmental appeals in Income Tax”** published by The Chartered Accountant (March 2013) and by the Taxmann (January 2013);
- **“Law making procedure in India”** published by The Chartered Accountant (October 2012); and
- **“Analysis of the SEBI takeover code of 2011”** published by The Chartered Accountant (February 2012).