



Rajat Joneja

Partner

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Practice Areas

- Dispute Resolution

Memberships

- Bar Council of Delhi
- Delhi High Court Bar Association
- YSIAC
- Young MCIA

Publications

- Co-authored article titled "Need for Construction Law in India" published in EPC&I Magazine, October 2019 issue

Professional Profile

Rajat specializes in Dispute Resolution and has over 17 years of experience in Civil and Commercial Litigation and Arbitration. He has advised clients in various sectors, such as Construction and Engineering, Real Estate, Energy, Banking and Financial Services, Logistics. He has conducted arbitration proceedings in disputes related to Construction contracts, Concession agreements, Project Development agreements, Production Sharing and Joint Operating Contracts for development of hydrocarbon blocks, disputes under a shareholder agreement, contract for provision of IT/ITES services and freighter agreement for supply chain management. He has experience in drafting pleadings and has been handling litigations in various courts including the Supreme Court of India, High Courts of various states, Company Law Board and National Commission for Consumer Dispute Redressal. He has also handled constitutional matters such as writ petitions against State authorities and Union of India, including challenges to provisions of law.

Rajat has also represented various major corporates in litigations before various High Courts of the Country and the Supreme Court.

Key Experience

Construction and Engineering

- Advised and acted for one of India's leading construction companies in several arbitration proceedings in relation to contracts for construction of hydro-electric power project and secured awards in favour of the Client.
- Advised and acted for India's leading construction companies in arbitration proceedings in relation to concession agreements

for highway construction projects.

- Advised India's leading construction company in arbitration proceedings in relation to a contract for civil works for a hydro-electric project in Bhutan.
- Advised India's leading construction company in arbitration proceedings related to a contract for Engineering, Supply, Construction, Erection, Testing & Commissioning works of Steam Generator Package for a thermal power project.
- Advised and acted for a UK based oil and gas company in an ad-hoc international commercial arbitration seated in Kuala Lumpur, with respect to disputes arising out of a Joint Operating Agreement under a Production Sharing Contract and secured an award in favour of the Client.
- Advised an Italian oil and gas major in relation to contractual disputes with an Indian PSU arising out of a Joint Operating Agreement, in relation to 'force majeure', frustration of contract and relinquishment of the Block.

Real Estate

- Conducted proceedings before Court in disputes related to construction contracts with sub-contractors, Project Management Consultancy Agreements
Conducted proceedings before Court in disputes raised by Residents and Welfare Associations

Insolvency and Bankruptcy

- Advised and acted on behalf of an investment fund before the National Company Law Tribunal and the Appellate Tribunal, in relation to disputes arising out of a Debenture Subscription Agreement entered into with an Indian real-estate company.
- Advised and acted on behalf of Corporate Debtors in proceedings initiated by Financial Creditors and Operational Creditors before National Company Law Tribunal and the Appellate Tribunal

Commercial Disputes

- Advised and acted for an IT/ITES company in arbitration proceedings against a Statutory Authority in relation to a contract for computerisation and modernisation of the work of the Authority on BOOT basis and secured an award in favour of the Client.
- Advised and acted on behalf of the Founder / Promoter of a leading solar power company in relation to disputes and arbitration arising out of Put Option under a Shareholders' Agreement (SIAC) entered into with the counter-parties.
- Advised and acted on behalf of clients in arbitration proceedings before SIAC with respect to disputes with Investors under shareholder agreements.
- Advised and acted for a logistic solution provider in arbitration

proceedings against an airline major about breach of a freighter wet lease agreement and succeeded in securing an Award in favour of the client.

- Represented various clients in disputes related to oppression and mismanagement of affairs of the Companies before National Company Law Tribunal (erstwhile Company Law Board)

Represented clients before National Company Law Tribunal in proceedings related to approval of schemes for arrangement and reduction of capital