



TRUST LEGAL : ARBITRATION AND DISPUTE RESOLUTION PROFILE

ABOUT US :

Trust Legal, Advocates & Consultants was established in 2003 and has offices in New Delhi, Ahmedabad and Kochi. The Firm has a pan-India presence through its network of preferred affiliate lawyers across 45 jurisdictions in India. The Firm is a registered as an 'Advocate On Record' firm in the Hon'ble Supreme Court of India.

The firm a part of the IR Global network of lawyers and professional across 161 jurisdictions, and in case of disputes which are outside India for which foreign law expertise might be needed or is preferable, the Firm is in a position to leverage the network.

RECOGNITIONS :

Trust Legal, Advocates & Consultants has **Ranked 37th in the RSG Top 50 India Law Firms, 2019** - RSG Consulting, 2019

Trust Legal, Advocates & Consultants has been ranked **3rd in the Disputes Deal List, 2019** for one contentious dispute represented by the firm. - India Business Law Journal, 2019

Awarded in the category of Environment- India Business Law Journal 2021.

Awarded in the category of Environment- India Business Law Journal 2020.

Trust Legal, Advocates & Consultants has been listed in India Business Law Journal as one of India's 50 leading commercial law firms - India Business Law Journal, 2019 Edition, Hong Kong

Trust Legal, Advocates & Consultants has been listed in India Business Law Journal as one of country's 50 leading commercial law firms in its annual report on the state of play in India's legal market. - India Business Law Journal, 2015 Edition, Hong Kong

NOTABLE REPRESENTATIONS :

The Firm has advised and represented clients in a wide range of contentious disputes related to banking and financial services, infrastructure, gaming, healthcare, media, telecom and broadcasting, electricity transmission and distribution, environment, employment amongst others. Below is an illustrative list of notable representations by the Firm.

ARBITRATIONS

1. Acting for a road and infrastructure development company for its claims of approximately USD 174.66 Million against the National Highway Authority of India arising under the Concessionaire Agreement.
2. Acting for a Distribution Franchisee appointed in terms of the Electricity Act, 2003 for its claims of approximately USD 116.44 Million arising under the Distribution Franchisee Agreement against the Distribution Licensee.
3. Acting for 18 parties in an arbitration proceeding arising out of Loan Agreements, Personal Guarantee, Pledge Agreement and



- Mortgage Agreement in a claim for approximately USD 33.61 Million
4. Acting for a Solar Power Developer against the National Thermal Power Corporation for its claims arising under the Power Purchase Agreement. The Client has been awarded a sum of approximately USD 16 Million by the Arbitral Tribunal.
 5. Acted for a road and infrastructure development company for its claims of approximately USD 16 Million arising under the “Concession Agreement For Development Of Four Laning Of Mhow-Ghatabillod Road On Bot Basis”.
 6. Acted for a Power Generation Public Sector Undertaking for its disputes against the Gas Authority of India Ltd. arising under the Gas Sale Agreement for purchase of Re-Liquefied Natural Gas.
 7. Acting for a Healthcare Service Provider for disputes of approximately USD 3 Million in respect of its 300 Bedded Hospital against a construction company.
 8. Acted for Powergrid Corporation of India Ltd. against a construction company for its claims of approximately USD 3 Million and counter claims of approximately USD 1 Million under an agreement for the erection of electricity towers in North-East India.
 9. Acted for a Multi System Operator (Distribution operator of Television Signals) licensed by the Ministry of Information & Broadcasting, Government of India for its claims of approximately USD 3 Million arising under a Joint Venture Agreement.
 10. Acted for a Scheduled Airline Operator against the Airport Authority of India challenging the termination of the Scheduled Airline Operator Agreement and the encashment of Performance Bank Guarantees.

11. Acted for a Real Estate Developer for its claims of approximately USD 0.54 Million under a Construction Contractor Agreement.
12. Acted for a Multi System Operator (Distribution operator of Television Signals) licensed by the Ministry of Information & Broadcasting, Government of India for its counter claims of approximately USD 0.5 Million arising under a Software License Agreement.

SUPREME COURT OF INDIA

1. Acted for an Infrastructure Company before the Hon'ble Supreme Court of India in respect of its disputes arising under an Agreement for the Development, Operation and Maintenance of Sports Infrastructure in the State of Madhya Pradesh. The motion was against the State of Madhya Pradesh.
2. Acted for an Infrastructure Company before the Hon'ble Supreme Court of India in respect of its disputes arising under the Concession Agreement for the re- development of a government colony in Mumbai, India.
3. Acted for Zee Telefilms Limited in a challenge involving contentious issues pertaining to infringement of copyright in the sound recordings of Zee Telefilms Limited.
4. Acted for WaterHealth India Private Limited on the question of criminal investigation and blanket stay on coercive action pending investigation.
5. Acted for WaterHealth India Private Limited on the question of whether a government body can have a contractual relation with a private party without following the public tendering process.



6. Acting for a Multi System Operator in its challenge to the constitutional validity of the Uttar Pradesh Entertainment and Betting Tax Act, 1979.
7. Acted for All India Gaming Federation regarding legalization and regulation of betting in sports in India.
8. Acted for Himgiri Zee University in a challenge against its allocation of land and UGC registration.
9. Acted for a healthcare company and defended a Special Leave Petition preferred by the other side against appointment of the Insolvency Resolution Professional.
10. Acted for clients in service matters.

HIGH COURTS

1. Representing a broadcaster in a challenge to the "Standards of Quality of Service (Duration of Advertisements in Television Channels) Regulations, 2012" and the "Standards of Quality of Service (Duration of Advertisements in Television Channels) (Amendment) Regulations, 2013" issued by the Telecom Authority of India before the High Court of Delhi.
2. Represented a Multi-System Operator in a challenge to the "Telecommunication (Broadcasting and Cable) Services Register of Interconnection Agreements and All Such Other Matters Regulation, 2019" issued by the Telecom Authority of India before the High Court.
3. Acting for a Multi- System Operator in a contentious dispute before the High Court of Delhi in respect of allegations of infringement of broadcast reproduction rights arising under Sports Broadcasting Signals (Mandatory Sharing with Prasar Bharati) Act, 2007 and Cable Television Networks (Regulation) Act, 1995.
4. Acted for Zee Entertainment Enterprises Limited and 16 other entities against Indiabulls Housing Finance Ltd. in a contentious dispute revolving around four loan transactions cumulatively amounting to USD 106 Million. The firm is successfully defended against the plea seeking stall and stop the stake sale of Zee Entertainment Enterprises Ltd of approximately USD 490 Million.
5. Acted against Hero Fincorp Ltd. in a challenge to unlawful invocation of pledged shares and stay against such invocation. The High Court stayed the invocation of the pledged shares.
6. Representing a broadcaster in its dispute against Prasar Bharati for an approximate sum of USD 147,691,720.00 in respect of marketing rights granted by the broadcaster during the telecast of cricketing events.
7. Representing a news broadcaster before the High Court of Delhi in a contentious dispute involving allegations of media trial and defamation by media broadcasters.
8. Acted for Zee Entertainment Enterprises Limited against Tik Tok, a Chinese music application launched by a Chinese developer, namely ByteDance, in a dispute of copyright infringement by Tik Tok.
9. Acted for an infrastructure company against the National Highway Authority of India in a dispute arising out of the Tendering process.
10. Acted for an infrastructure company against the National Highway Authority of India in a dispute seeking issuance of Letter of Award and quashing of a Re-tendering process.



11. Acted for infrastructure companies against National Highway Authority of India and North Delhi Municipal Corporation in matters of blacklisting of the clients by the authorities.
12. Acted for clients against Municipal Corporation in challenges to demolition orders issued by the Municipal Corporations.
13. Trust Legal acts on behalf of Zee Entertainment Enterprises Limited in multiple litigations pending before the Hon'ble High Court of Delhi against Saregama India Limited, formerly known as "the Gramophone Company of India Limited" and as "His Master's Voice" (HMV), being a pioneer Music Label in India, with respect to alleged claims of copyright infringement of audio recordings held by each party involving more than 1.5 lakhs audio songs/ recordings.

TELECOM DISPUTES AND SETTLEMENT APPELLATE TRIBUNAL

1. Representing SITI Networks Ltd., one of the largest Multi System Operator in approximately 850 matters.
2. Before the TDSAT, the firm is acting against numerous broadcasters including Sahara India TV Network, Star India Ltd., 9X Media Pvt. Ltd. Sony Networks Pvt. Ltd. etc and Local Cable Operators.

NATIONAL GREEN TRIBUNAL

1. Trust Legal has advised and acted for CREDAI - Confederation of Real Estate Developers Association of India, Karnataka chapter before the Hon'ble Supreme Court of India and National Green Tribunal, in a dispute where the Ld National Green Tribunal, New Delhi had modified the Zoning Regulations

in the city of Bangalore, Karnataka thereby affecting the construction and completion of several housing projects, leaving thousands of allottees of the projects in a lurch. The Hon'ble Supreme Court was pleased to strike down the order of the National Green Tribunal, New Delhi to the extent of modification of the Zoning Laws. This dispute involved complex questions of constitutional provisions, the jurisdiction of the National Green Tribunal, powers of the Bangalore Development Authority vis-a-vis Zoning laws and regulations.

2. Trust Legal acted for TCS - Tata Consultancy Services against the State of Maharashtra in a dispute involving environmental law principles in respect of its Project - Banyan Park, Andheri, Mumbai of approximately 22 acres. The firm was successful in securing a favorable order from the National Green Tribunal. This matter was contested before the National Green Tribunal Pune bench as well as before the principal bench of the National Green Tribunal.
3. Trust Legal acted on behalf of CREDAI - Confederation of Real Estate Developers Association of India, in Delhi NCR air pollution matter before National Green Tribunal.
4. Trust Legal appeared and acted for Vatika Group, one of the largest real estate companies in India in its challenge against the alleged violations of environmental laws.



APPELLATE TRIBUNAL FOR ELECTRICITY & CENTRAL ELECTRICITY REGULATORY COMMISSION

1. Represented NRSS XXXI (B) Transmission Limited in relation to fixation of tariff and transmission charges before the CERC and APTEL.
2. Represented Darbhanga - Motihari Transmission Co. Ltd. (DMTCL) in relation to fixation of tariff before the CERC
3. Represented Essel Infra Projects Ltd. in relation to fixation of tariff before the APTEL.
4. Represented Pallavapuram Tambaram MSW Pvt. Ltd. in relation to fixation of tariff before the APTEL.
5. Represented Power Grid Corporation of India Ltd., North East Electric Power Corporation, Rajasthan Rajya Vidyut Utpadan Nigam Ltd. in respect of various tariff petitions.
6. Mr Sudhir Mishra, Managing Partner of Trust Legal has represented CERC before the High court of Delhi
7. Represented North Eastern Electric Power Corporation (NEEPCO) in fixation of Availability Based Tariff (ABT) for the small Thermal Power Generating Companies in the North Eastern Region before the CERC.
8. Represented NEEPCO in fixation of Two Part Tariff for its 405 MW Ranganadi Power Project before the CERC.
9. Represented NEEPCO in fixation of Two Part Tariff for its 291 MW Assam Gas Based Power Project before the CERC
10. Represented NEEPCO in fixation of Two Part Tariff for its Doyang Power Project before the CERC.
11. Represented NEEPCO in fixation of Two Part Tariff for its 200 MW Kopilli Power Project before the CERC.
12. Represented NEEPCO in Inter State Electricity trading license before the CERC.
13. Represented Power Grid Corporation of India Ltd. (PGCIL) in fixation of cost for its Bina-Nagda Dehgam Transmission Project before the APTEL
14. Represented PGCIL in resolving issues over bearing the cost of procurement of two new Converter Transformers for Rihand – Dadri HVDC – Transmission System before the APTEL.
15. Represented PGCIL in restoration of depleted equity for fixation of tariff for the transmission of electricity before the APTEL.
16. Represented PGCIL in determination of tariff challenging the norms laid down by CERC before the APTEL.
17. Represented PGCIL in fixation of composition of share of Uniform Common Pool Transmission Tariff by different State Sector lines before the APTEL.
18. Represented PGCIL in re-determining the Transmission Tariff for Malda Bongaigoa line before the APTEL.
19. Represented PGCIL in fixation of Transmission Tariff for the period of 01.04.2004 to 31.03.2007 in respect of Transmission System associated with Kopili Hydroelectric Stage – I Extension Project in North Eastern Region before the APTEL.
20. Represented PGCIL on its challenge against the imposition of interest during Construction (IDC) and Incidental Expenses during Construction (IEDC) – Time Overrun and Cost Overrun, Reduction of capital cost due to non-submission of Revised Cost Estimates (RCE), Treatment of Initial Spares, Reduction of Cost towards Switchgear etc.



DEBT RECOVERY TRIBUNAL

1. Acting against Indian Overseas Bank in a claim of approximately USD 37.05 Million
2. Acting against RBL Bank in a claim of approximately USD 29.88 Million
3. Acting against India Infrastructure Finance Company Limited in a claim of approximately USD 13.188 Million
4. Acting against State Bank of India in a claim of approximately USD 6.75 Million
5. Defending a claim of approximately USD 42.12 Million in relation of the invocation of personal bank guarantees by IndusInd Bank.

CONTACT US :

Trust Legal, Advocates & Consultants

C-224, Defence Colony,
New Delhi – 110024

Sudhir Mishra, Managing Partner

E-mail: sudhirmishra@trustlegal.in

Ph: +91 9811041967

Ritwika Nanda, Partner

E-mail : ritwikananda@trustlegal.in

Ph: +91 9711721923

Petal Chandhok, Partner

E-mail: petalchandhok@trustlegal.in

Ph: +91 9654025754

Website : www.trustlegal.in

