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# Chinmayi Sharma

Call: 2020

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## **Practice Overview**

Chinmayi has experience across 3VB's main areas of practice with a particular interest in commercial arbitration, banking and finance, civil fraud as well as public and private international law.

Before coming to the Bar, Chinmayi was the legal lead and registrar at the Centre for the Online Resolution of Disputes in India where she researched various aspects of arbitration law and helped facilitate arbitration proceedings. She also taught international law at the National Law Universities in Bangalore and Kolkata.

Chinmayi is dual-qualified, having also been admitted to practice in India. Chinmayi has also previously interned with a number of leading Indian commercial and tax law firms.

# **Directory Testimonials**

"3 Verulam Buildings is first-class."

- Chambers & Partners UK Bar (2022)

"The set boasts some of the strongest practitioners in the market."

# **Expertise**

#### Arbitration

- acting for the respondent in a multi-million USD ICC arbitration (led by Rajesh Pillai KC)
- acting for one of the respondents in a multi-million USD DIAC arbitration (led by Yash Bheeroo)
- a 60 million+ euro LCIA arbitration involving a state-owned fund and relating to a share purchase agreement (as a pupil)
- an LCIA arbitration involving questions of notification under a warranty, mitigation of loss and contractual interpretation (as a pupil)
- acting for a foreign state in a matter involving issues relating to state immunity, the enforcement of arbitral awards and disclosure (as a pupil)
- a multi-million USD LCIA arbitration in relation to a guarantee provided to a foreign bank (as a pupil)

## Banking & Financial Services

- acting for a bank in a claim for the recovery of sums under a guarantee (led by William Edwards)
- regularly acting for financial institutions defending Consumer Credit Act 1974 claims including Marks and Spencer Financial Services PLC, Lloyds Bank, HSBC Bank UK Plc, MBNA Limited, Barclays Bank UK Plc.
- a multi-million USD LCIA arbitration in relation to a guarantee provided to a foreign bank (as a pupil)
- acting for the Guernsey financial services commission in enforcement proceedings against an insurance company and its managing director for repeated contraventions of the GFSC regulatory framework (as a pupil)

# Civil Fraud & Asset Tracing

 Horlick & ors v Cavaco & ors [2022] EWHC 2935 (KB): sucessfully acted for the defendants in a 5-day commercial trial (led by Matthew Watson) for a multi-million pound dispute involving claims under various loan and fundraising agreements, and for unjust enrichment

- a 10 million pound claim in relation to undisclosed inducements and breaches of fiduciary duty in the context of forex hedging contracts (as a pupil)
- Jansen and Anr v Ten Financial LLP & Ors.: a multi-million pound claim brought for fraudulent misrepresentations, unlawful means conspiracy and the breach of regulatory rules in the context of investment advice (as a pupil)
- a multi-million USD fraud claim involving a foreign state's public body (as a pupil)
- a high value fraud claim by a bank against various individuals involving issues of unlawful means conspiracy, breaches of fiduciary duty and fraudulent misrepresentations (as a pupil)
- pro bono advice in relation to questions of bribes/secret commissions in respect of a secured loan agreement (as a pupil)

### Commercial Dispute Resolution

- Horlick & ors v Cavaco & ors [2022] EWHC 2935 (KB): sucessfully acted for the defendants in a 5-day commercial trial (led by Matthew Watson) for a multi-million pound dispute involving claims under various loan and fundraising agreements, and for unjust enrichment
- acting for the respondent in a multi-million USD ICC arbitration (led by Rajesh Pillai KC)
- acting for one of the respondents in a multi-million USD DIAC arbitration (led by Yash Bheeroo)
- acting for the defendants in a multi-million pound contractual claim in relation to an energy supply agreement (led by Jamie Riley KC)
- acting for a bank in a claim for the recovery of sums under a guarantee (led by William Edwards)
- a 10 million pound claim in relation to undisclosed inducements and breaches of fiduciary duty in the context of forex hedging contracts (as a pupil)
- Jansen and Anr v Ten Financial LLP & Ors.: a multi-million pound claim brought for fraudulent misrepresentations, unlawful means conspiracy and the breach of regulatory rules in the context of investment advice (as a pupil)
- Shah & Shah v Shah & Shah [2021] EWHC 1668 (QB): successfully acting for the respondents in resisting an appeal against a costs decision in relation to a substantive dispute concerning a claim for the breach of a contract (as a pupil).

# Company & Insolvency Law

 advising on questions relating to winding up petitions under the Insolvency Act 1986 (as a pupil) advice in relation to estoppel in unfair prejudice claims (as a pupil)

#### Conflict of Laws / Private International Law

- a jurisdictional dispute concerning the operation of the Brussels Recast Regulation and the implications of Brexit on European jurisdictional disputes (as a pupil)
- a multi-million USD fraud claim involving a foreign state's public body (as a pupil)

### **Energy & Natural Resources**

 acting for the defendants in a multi-million pound contractual claim in relation to an energy supply agreement (led by Jamie Riley KC)

#### Insurance & Reinsurance

 advising on questions relating to the application of the FCA guidance in respect of insurance policies and business interruption due to Covid-19 (as a pupil)

#### Media, Art & Entertainment

Cole v Carpenter [2020] EWHC 3155 (Ch); [2020] EWHC 3244 (Ch): acting for the
defendants in a multi-million USD claim relating to an alleged right of exclusivity
agreement for the sale of a famous Picasso painting (as a pupil).

#### Public International Law

 acting for a foreign state in a matter involving issues relating to state immunity, the enforcement of arbitral awards and disclosure (as a pupil)

## Unjust Enrichment & Restitution Claims

 Horlick & ors v Cavaco & ors [2022] EWHC 2935 (KB): sucessfully acted for the defendants in a 5-day commercial trial (led by Matthew Watson) for a multi-million pound dispute involving claims under various loan and fundraising agreements, and for unjust enrichment

### Languages

- Hindi (fluent)
- Kannada (fluent)

## Recent cases

- Horlick & ors v Cavaco & ors [2022] EWHC 2935 (KB): successfully acted for the defendants in a 5-day commercial trial (led by Matthew Watson) for a multi-million pound dispute involving claims under various loan and fundraising agreements, and for unjust enrichment
- Acting for the respondent in a multi-million USD ICC arbitration (led by Rajesh Pillai KC)
- Acting for one of the respondents in a multi-million USD DIAC arbitration (led by Yash Bheeroo)
- Acting for the defendants in a multi-million pound contractual claim in relation to an energy supply agreement (led by Jamie Riley KC)
- Acting for a bank in a claim for the recovery of sums under a guarantee (led by William Edwards)

## Career

- Legal Lead and Registrar, Centre for the Online Resolution of Disputes, India (2019-2020)
- Guest Faculty at the West Bengal National University of Juridical Sciences (WBNUJS) (2020)
- Visiting Faculty at the National Law School of India University (NLSIU) (2020 Present)

# Education

- 2016: B.A., LL.B. (Hons.) NALSAR University, India
- 2017: LL.M. (International Law) University of Cambridge
- 2018: GDL (Distinction) University of Law, London-Bloomsbury
- 2019: BPTC (VC)

   BPP Law School

The Hague Academy of International Law, Public International Law Session (2015)

Semester Exchange at Santa Clara University, USA (2014)

## **Awards**

- Lord Denning Scholarship (2018)
- BPP Excellence Award (2018)
- BPP Pro Bono Award (2018)
- Law First Scholarship (2017)
- International Institute of Space Law (IISL) Young Scholar Award (2015)
- International Centre for Alternative Dispute Resolution University Gold Medal (2016)
- Mr. Satti Satyanarayana Reddy Memorial University Gold Medal (2016)
- CALI Award for the highest marks in Comparative Law (2014)
- Witkin Award for the highest marks in International Humanitarian Law (2014)
- National champion (India) and World octo-finalist, Philip C Jessup International Moot Court Competition (2014)
- Asia-Pacific Regional Champion and World semi-finalist, Manfred Lachs International Moot Court Competition (2015)
- National Finalist (India) and Advanced Rounds Team (World Finals), Philip C Jessup International Moot Court Competition (2016)