



KING STUBB & KASIVA
ADVOCATES AND ATTORNEYS



LITIGATION AND DISPUTE RESOLUTION

NEW DELHI | MUMBAI | BANGALORE | HYDERABAD | CHENNAI | KOCHI | PUNE | MANGALORE



www.ksandk.com

LITIGATION

King Stubb & Kasiva boasts a comprehensive Litigation Practice Group and is proficient in managed litigation as well. Our clients benefit from the support of a team of skilled lawyers with a profound understanding of diverse aspects of litigation in India. This Practice Group caters to the requirements of both Indian and multinational clients, representing them in various disputes across different courts, tribunals, and fora throughout India. We collaborate closely with clients to proactively manage potential risks and implement optimal solutions, thereby mitigating the likelihood of costly escalations.

The firm adeptly represents clients in a variety of legal venues, including the Supreme Court of India, various High Courts, District Courts, the National Company Law Tribunal (NCLT), Appellate Tribunal (NCLAT), Income Tax Tribunals, Advance Ruling Authority, the Telecom Regulatory Authority of India (TRAI), Consumer Courts, and Debt Recovery Tribunals

OUR SERVICES

- **Civil Litigation:** Representing clients in non-criminal legal disputes, such as contract disputes, property disputes, personal injury claims, and employment disputes
- **Commercial Litigation:** Handling legal matters related to business and commercial transactions, including breach of contract, business torts, and disputes between companies, investors, etc.
- **Insurance Litigation:** Assisting clients in insurance-related disputes, including coverage disputes, claim denials, and bad faith claims.
- **Employment Litigation:** Representing employers in cases related to termination, breach of confidentiality, disclosure and IP, discrimination, harassment, wage and hour disputes, and employment contract disputes.
- **Financial Criminal Law Litigation:** Handling disputes related to fraud, embezzlement, criminal conspiracy, cheating, breach of trust, theft of property, ponzi schemes, securities fraud, and other financial crimes.
- **Real Estate Litigation:** Resolving legal issues related to real estate, such as property disputes, landlord-tenant conflicts, boundary disputes, and breach of real estate contracts.
- **Intellectual Property Litigation:** Representing clients in cases involving patents, trademarks, copyrights, trade secrets, and other intellectual property disputes, including obtaining injunction, John Doe orders, Mareva, enforcement orders.
- **White Collar Investigation and Litigation:** Consultation, Investigation support, risk assessment, compliance programs, representation in courts, complaints before police station, government and regulatory investigation, whistle-blower protection, asset recovery, crisis management, regulatory response, internal investigations, appeals.
- **Insolvency and Bankruptcy Litigation:** Handling litigation matters arising in insolvency cases, such as disputes over assets, creditor claims, and challenges to bankruptcy filings.
- **Competition and Antitrust Litigation:** Approvals from the Competition Commission of India, Disputes arising from alleged anti-competitive practices, collusion, or violations of antitrust laws that aim to promote fair competition in the market
- **Appellate Litigation:** Handling appeals in higher courts to challenge or defend decisions made in lower courts.
- **Criminal Defense:** Representing individuals facing criminal charges and providing defense services in criminal litigation.
- **Product Liability and Consumer Laws Litigation:** Legal actions related to alleged violations of consumer protection laws, including false advertising, product defects, and unfair business practices.
- **Regulatory Litigation:** Disputes before various tribunals and commissions including TDSAT, APTEL, ERC, Income Tax Appellate

Tribunal (ITAT), Customs, Excise and Service Tax Appellate Tribunal (CESTAT), National Green Tribunal (NGT), Competition Appellate Tribunal (COMPAT), SEBI, RBI, Securities Appellate Tribunal (SAT), National Company Law Tribunal, National Company Law Appellate Tribunal, Industrial Tribunal, NCDRC, etc.

DISPUTE RESOLUTION AND ADR

King, Stubb & Kasiva is home to a dynamic Arbitration Practice Group, featuring adept lawyers who possess an in-depth understanding of the intricacies within the Indian legal framework. This specialized group is dedicated to serving the arbitration needs of both Indian and multinational clients, strategically navigating diverse dispute resolution scenarios across India. At KSK, we work collaboratively with clients, offering tailored solutions to mitigate potential risks and ensure a streamlined approach in the resolution of disputes through arbitration, ultimately minimizing the impact of costly escalations.

OUR SERVICES

- **Consultation and Advice:** Offering legal advice on the suitability of arbitration for resolving specific disputes, explaining the process, and assessing potential outcomes.
- **Arbitration Agreement Drafting:** Assisting clients in drafting arbitration clauses or agreements within contracts, ensuring clarity and compliance with relevant laws.
- **Selection of Arbitrators:** Advising on the selection of arbitrators based on their expertise, neutrality, and suitability for the specific dispute.
- **Arbitration Proceedings Representation:** Representing clients throughout the arbitration process, including preparing and presenting case submissions, examining witnesses, and cross-examining opposing witnesses.
- **Pre-Arbitration Negotiation:** Engaging in negotiations with opposing parties before the formal arbitration proceedings to explore settlement options and potentially avoid arbitration.
- **Arbitration Procedure Compliance:** Ensuring compliance with procedural rules, timelines, and any specific requirements outlined in the arbitration agreement or institutional rules.
- **Evidence Collection and Presentation:** Assisting in the collection, organization, and presentation of evidence to support the client's case during arbitration proceedings.
- **Interim Measures and Injunctions:** Seeking interim measures or injunctions from the arbitral tribunal to preserve assets or prevent harm pending the resolution of the dispute.
- **Post-Award Enforcement:** Assisting clients in enforcing arbitration awards by navigating legal processes to have awards recognized and executed in relevant jurisdictions.
- **Challenge of Awards:** Representing clients in challenging or defending against challenges to arbitration awards, including proceedings to set aside or modify awards.
- **Investment Arbitration:** Handling disputes between investors and states under international investment treaties.
- **Construction Arbitration:** Specializing in resolving disputes within the construction industry through arbitration, often involving complex technical and contractual issues.
- **Commercial Arbitration:** Representing clients in a wide range of commercial disputes, such as breach of contract, business torts, and partnership disputes.
- **ADR Training:** Providing training sessions on arbitration procedures, strategies, and best practices for clients and legal professionals.
- **Mediation Services:** Offering mediation services as an alternative to arbitration, facilitating negotiated settlements outside of formal arbitration proceedings.

OUR CLIENTS





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