



## NAMAN SINGH BAGGA

Partner

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### PROFESSIONAL MEMBERSHIPS

- Bar Council of Delhi
- Delhi High Court Bar Association
- NCLT and AT Bar Association

### EXPERTISE

- Dispute Resolution (Litigation & Arbitration)
- Insolvency and Bankruptcy
- Oil & Gas
- Sale of Goods
- Construction
- Project, Infrastructure & Energy
- Waste Management

### EDUCATION

- BBA LL.B. (H), National Law University Odisha (3 Gold Medals).

### BRIEF PROFILE

Naman is a Partner at C&S Partners, specialising in Dispute Resolution with a focus on insolvency, commercial disputes, and complex financial transactions. He has represented leading corporates, financial institutions, and resolution applicants in high-value, multi-forum proceedings, including some of India's most significant insolvency matters.

His work includes advising ArcelorMittal in its landmark acquisition of Essar Steel, acting for the successful resolution applicant in the Aircel insolvency, and representing a multi-industry conglomerate with debt exceeding INR 50,000 crores before the NCLAT and Supreme Court. His experience spans SARFAESI litigation, challenges to resolution plans, bank-guarantee disputes, and restructuring matters involving entities such as Amtek Auto and Odisha Slurry Pipeline.

Naman also advises banks, EPC majors, and large corporates in high-stakes commercial litigation and arbitration, including recovery actions of over INR 800 crores, tortious-interference suits, pan-India project disputes, and regulatory writ petitions. His sectoral expertise covers telecom, infrastructure, waste management, commodities, oil & gas, and defence-related EPC projects. He is currently representing a national crude-oil and gas exploration company in a major arbitration arising from a rig-operator's negligence that caused a blowout and environmental damage.

On the transactional side, he has acted as borrower's counsel in major financings, including HPCL-Mittal Energy's INR 134-billion petrochemical project, and advises on cross-border offtake arrangements, solar-power bids, EPC sub-contracts, and infrastructure documentation.

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## NOTABLE CASES

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- **ArcelorMittal:** Successfully represented the Company on its acquisition of Essar Steel through insolvency.
  - **Leading National Crude Oil & Gas Exploration Company:** Representing the Public Sector Company in an Arbitration dispute relating to negligent action of the Rig operator, which led to a blowout and subsequent loss of Oil Products and damage to the surrounding environment.
  - **Multi-industry Conglomerate:** Represented a multi-industry conglomerate in its insolvency proceedings before the Ld. National Company Law Appellate Tribunal and the Hon'ble Supreme Court of India with a total debt in excess of INR 50,000 Crores.
  - **Aircel Group:** Successfully represented the resolution applicant in insolvency proceedings.
  - **ArcelorMittal India Pvt. Ltd.:** Represented the client in Securitization Applications filed by Bhandar Power Limited and Essar Power Limited challenging the sale by private treaty to the client under the SARFAESI Act made by Edelweiss Asset Reconstruction Company Limited of the secured assets of Bhandar Power Limited.
  - **Amtek Auto Limited:** Appeared before the NCLAT on behalf of an intervenor seeking part-implementation of the resolution plan of Liberty House Group Pte. Ltd. which was held non-implementable by the NCLT, Chandigarh.
  - **Odisha Slurry Pipeline Infrastructure Limited:** Successfully represented ArcelorMittal India Pvt. Ltd. in proceedings before the NCLT in the application filed by the resolution professional for approval of resolution plan and other applications filed by dissenting financial creditor challenging the resolution plan.
  - **Axis Bank Limited:** Represented the client in a civil appeal before the NCLAT challenging the decision of the Adjudicating Authority enforcing the directions of the Resolution Professional for invocation of Bank Guarantee under Section 17(1)(d) of Insolvency and Bankruptcy Code, 2016.
  - **Resolution Professional for Amrapalli Silicon City Project:** Assisted the resolution professional in drafting and finalization of the process document for the corporate insolvency resolution process of a real estate major.
  - **Highway Project:** Represented a consortium of banks in recovering over INR 800 crores.
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- **Airport Developer:** Represented a shareholder in a tortious interference suit.
  - **Waste Management Major:** Managed pan-India litigation and arbitration for various projects.
  - **Manpower Supplier:** Successfully represented the client in a writ petition challenging the vires of the excise rules issued by the State of Jharkhand.
  - **Commodities Supplier:** Representing one of India's largest Rice producers in its disputes regarding sale and transport of commodities.
  - **Leading EPC company in Telecom sector:** Representing an EPC major in its writ petition before the Hon'ble High Court of Delhi in a writ challenging the rejection of bid of a consortium led by it in one of India's biggest Telecom Sector Projects.
  - **Leading EPC Company:** Advising an EPC major in relation to all of its project management issues as well as litigations surrounding a project for creation of passive OFC network for the defence forces.

## KEY TRANSACTIONS

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- **HPCL-Mittal Energy Limited (HMEL):** Acted as borrower's counsel in a syndicated debt financing of INR 134 billion for the proposed petrochemical project in Bhatinda, Punjab.
  - **A large foreign oil and gas company:** Advised in relation to its offtake arrangements with an Indian offtaker from its gas block in Africa and in connection with a multi-billion-dollar Indian sourced financing to part-finance the upstream liquification facility.
  - **European Solar Power Major:** Conducted due diligence for subsidiaries in India.
  - **Rewa Solar Power Project:** Advised on bidding for a 750 MW solar project.
  - **Road Construction Major:** Advised an infrastructure major in relation to various EPC sub-contracts in respect of its Highway projects.
  - **An upcoming EPC Contractor:** Advised an upcoming infrastructure company in relation to its bidding arrangements for projects in the power sector and back-to-back EPC contracts in respect of a project for setting up of water treatment and storage facility.
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## PUBLICATIONS:

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- Tripathi A and Bagga NS, 'Justification of Means to End: Nature of Notification under Section 4 of IBC' (SCC Times, 26 December 2020) <https://blog.scconline.gen.in/post/2020/12/26/justification-of-means-to-end-nature-of-notification-under-section-4-of-ibc/>
  - Bagga NS, Subramaniam M and Tripathi A, 'Avoidable Transaction and the Offenders Window of Escape: A Perspective' (SCC Times, 9 June 2021) <https://blog.scconline.gen.in/post/2021/06/09/avoidable-transaction-and-the-offenders-window-of-escape-a-perspective/>
  - Swaroop A and Bagga NS, 'Pre-Packaged Bankruptcy: Government Of India's New Initiative' <https://www.mondaq.com/india/insolvencybankruptcy/789240/pre-packaged-bankruptcy-government-of-indias-new-initiative>
  - Tripathi A and Bagga NS, 'Hunch to Preserve the Telecom Sector Becomes a Window to Sabotage Concluded Resolution Processes' (SCC Times, 22 December 2021) <https://blog.scconline.gen.in/post/2021/12/22/telecom-sector/>
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