

ASHUTOSH RAY

Foreign Attorney
B.A., LL.B. (Hons.), LL.M.



Bar admissions: India, 2012. New York, 2020.
Solicitor, England and Wales, 2020.
Nationality : Indian
Languages : English, Hindi, Oriya, Bengali,
Gujarati, Urdu.

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AREAS OF EXPERTISE

- > Arbitration
- > Investments & BITs
- > Litigation
- > Joint-Ventures / Consortia
- > Shareholder Disputes

INDUSTRY SECTORS

- > Oil & Gas
- > Pharmaceutical & Biotech
- > Construction & Engineering
- > Shipping

PROFESSIONAL PRACTICE

Ashutosh is a tri-qualified lawyer, qualified in India, New York, and England and Wales. He specializes in international commercial and investment arbitration. He has worked and studied in Asia, Europe, and North America.

Ashutosh was an expert committee member to the Law Commission of India for its 246th Report to recommend changes to the Indian Arbitration and Conciliation Act, 1996, and the 260th Report to recommend amendments to the Indian Model Bilateral Investment Treaty. He has clerked with a former Chief Justice of the Supreme Court of India where he assisted him in high-value complex arbitrations and expert legal opinions. Before joining Peter & Kim, he was an associate at Three Crowns, Paris. He has worked under the rules of prominent arbitral institutions, and across various industries.

Ashutosh is a recipient of a number of scholarships and awards, including the prestigious Addison Brown Prize at the Harvard Law School. He has published in international journals and newspapers, and is on the editorial board of the Kluwer Arbitration Blog.

Ashutosh holds graduate degrees from the Harvard Law School, and the University of Geneva and the Graduate Institute of International and Development Studies. He has a B.A. LL.B. (Hons) from the Gujarat National Law University.

CAREER

- > Associate, Three Crowns (2017.9 – 2018.3)
- > Expert Committee Member, Law Commission of India (2014.1-2015.8)
- > Law Clerk, Justice AM Ahmadi, former Chief Justice of India (2013.3-2015.7)

EDUCATION

- > Harvard Law School (LL.M., 2017)
- > Geneva Masters in International Dispute Settlement (MIDS) (LL.M., 2016)
- > Gujarat National Law University (B.A., LL.B.(Hons.), 2012)
- > International Academy for Arbitration Law (Certificate, 2011)
- > Cologne Arbitration Academy (Certificate, 2010)

PROFESSIONAL ASSOCIATIONS

- > Advocate, Bar Council of India.
- > Attorney, New York State.
- > Solicitor, England and Wales.

REPRESENTATIVE CASES

- > Representing a large insurance company in an arbitration with a supplier of equipment and services to the power generation market.
- > Represented a European state entity in gas-pricing arbitration against another state-owned gas company under ICC Rules.
- > Assisted in an American pro-bono matter on issues relating to Female Genital Mutilation.

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- > Assisted an arbitrator in a USD 2 billion claim in a Singapore seated ICC arbitration between a major Indian and Japanese Company.
- > Tribunal secretary in an arbitration relating to ownership dispute of one of India's large family run conglomerates.

PUBLICATIONS

- > Co-author, "Looming International Commercial Disputes: Are You Arbitration Ready", The Journal, American Chamber of Commerce in Korea (AMCHAM), 4th Quarter, 2020 Vol. 87 No.4.
- > Co-author, "Allocating Pre-award Interest When a Procedural Delay is Beyond Parties' Control?", Kluwer Arbitration Blog, 1 September 2020.
- > Co-author, "Dispute Resolution in the India-Brazil BIT: Symbolism or Systemic Reform?", Kluwer Arbitration Blog, 9 April 2020.
- > Co-author, "The Legality of Unequal Arbitrator Appointment Powers in India: The Clarity, the Mist.", Kluwer Arbitration Blog, 3 March 2020.
- > "2019 in Review: India.", Kluwer Arbitration Blog, 12 February 2020.
- > "Is Singapore Convention to Mediation what New York is Convention to Arbitration?", Kluwer Arbitration Blog, 31 August 2019.
- > "Unveiled: Indian Model BIT.", Kluwer Arbitration Blog, 18 January 2016.
- > "The Time is Now: Implementing the Law Commission's 253 Report.", Bar and Bench, 6 March 2015.
- > "New Indian Model BIT on the Anvil.", Kluwer Arbitration Blog, 9 January 2015.
- > "Law Commission's Report to Revamp the Indian Arbitration Experience." Kluwer Arbitration Blog, 24 August 2014.
- > "High speed trains: a missed opportunity.", Live Mint and Wall Street Journal, National Newspaper, 8 July 2014.
- > Co-author, "White Industries and State Responsibility: Lesser-Known Facts.", Kluwer Arbitration Blog, 30 June 2014.
- > Co-author, "A BIT of a Secret.", The Indian Express, National Newspaper, 22 January 2014.
- > "Bharat Aluminium v Kaiser Aluminium: Awakening of the Indian Arbitration Dream.", International Arbitration Law Review, Issue 3 (2013) (Sweet and Maxwell).
- > "White Industries Australia Ltd. v Republic of India: A New Lesson for India.", Journal of International Arbitration 29, no. 5 (2012) (Wolters Kluwer).
- > "Year 2012: Harbinger of Change for Indian Arbitration?", Journal of International Arbitration 29, no.3 (2012) (Wolters Kluwer).

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