



Hirak Mukhopadhyay

Partner

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Practices:

Corporate Restructuring,
Merger & Acquisitions
Corporate & Commercial,
Regulatory, Joint ventures

Education:

BA., LLB (Hons.), National
Law Institute University,
(NLIU), Bhopal

Professional Affiliation:

Bar Council of Delhi

Sectors

E-commerce
Financial Services
Pharmaceuticals
IT/ITES & Software
Foreign investment
White Collar

Hirak Mukhopadhyay is a Partner in the Corporate team in the Noida office. He brings extensive expertise in Corporate and Commercial law, focusing on regulatory matters including those governed by the Foreign Exchange Management Act, 1999, FDI Policy, and approvals procurement. He specializes in guiding clients through mergers & acquisitions, both domestically and internationally, alongside advising on domestic and cross-border Joint Ventures.

Hirak has extensive experience in Corporate and Securities laws and Foreign Exchange laws including overseas investments, liberalized remittance scheme, white-collar investigations, disinvestment/spin-offs, and share/asset and slump sale transactions and has expertly guided clients on cross-border investment strategies, overseeing joint ventures, mergers/demergers/restructuring, and court arrangements.

Representative Matters

In his area of expertise, Hirak has advised and represented the following clients:

Mergers & Acquisitions and solvent restructuring

- Advised Hindustan times group with their internal restructuring;
- Advised HT Media group in respect of acquisition of Radio One through a composite scheme of arrangement;
- Advising the CDE group in relation to a cross border merger;
- Advised the Minda group in respect of the acquisition of Harita group companies through a composite scheme of amalgamation and arrangement;
- Advising the Fortum group in respect of their internal restructuring. Advised Rolls Royce group on restructuring involving the merger of various group entities in order to simplify the Indian group structure;
- Advised Inox group on their restructuring and amalgamation of Satyam Cineplexes Limited with Inox Leisure Limited;

- Advised **OCL India Ltd** and other Dalmia group companies in connection with their group restructuring and implemented such restructuring;
- Advised **Dalmia Group** in connection with their internal restructuring;
- Advised the **CK Birla group** in respect of their internal restructuring,
- Advised **Cambridge University Press India Private Limited** and **Foundation e-earning Private Limited** on the Scheme of Amalgamation;
- Advising **Adventz Group** in connection with a scheme involving demerger (along-with substantial investments in listed and unlisted companies) and merger amongst group companies;
- Advised **Reliance group** and implemented on one of the largest fast track mergers involving merging of 43 companies with their parent entity; and
- Advised **Siemens group** on restructuring involving the merger of various group entities in order to simplify the Indian group structure.

Regulatory and white collar

Club Factory-

Advising on (i) structuring e-commerce operations in India in the most tax efficient and FDI Policy compliant manner and on all the aspect of doing e-commerce business in India (ii) regulatory aspects of Indian ecommerce sector; (iii) incorporation of multiple subsidiaries in India; (iii) general aspects related to setting up business in India, including corporate compliances.

- **Bytedance** - Advised the client on regulatory issues in India surrounding Tiktok app.;
- **ESR** -Regulatory inputs on formation of new funds / entities and assistance in various transactions in India;
- **Confidential e-commerce entity**: advised on investigations on possible unethical conduct by employees;
- **Confidential hospitality client**: advised on investigations on possible fraudulent conduct by employees;
- **Xiaomi Group**- Advised client on compliance requirements for collection and transfer of customer data and employee data, as per the data protection laws of India;
- **Xiaomi Technology India Private Limited**- Advised in relation to its general corporate work, including distribution agreements, aftersales agreements, and platform licence agreements;
- **Microsoft** -Advised on seeking necessary regulatory approval for foreign direct investment in the telecom sector;

- **Beam Suntory** - Advising on regulatory implications in respect of retail sale of alcoholic beverages (including norms surrounding surrogate advertising);
- **British Telecom** - Advised on seeking necessary regulatory approval for foreign direct investment in the telecom sector;
- **Confidential Korean Chaebol** - Assisted client in responding to money laundering allegation levelled against representative office;
- **Confidential Indian Media Conglomerate** - Assisted client in ED enquiries in respect of the Panama Papers / Moseck Fonseca data breach issue;
- **Confidential Indian Bank**- Assisted client in responding to ED summons in respect of case registered by homebuyers against the Amrapali Group alleging siphoning off of funds;
- **Confidential Indian steel & power conglomerate**- Regularly assisting the client and it's promoters in several matters with the ED over last 7 years;
- **Gland Pharma Limited** - Acted as legal counsel as to Indian law to Shanghai Fosun Pharmaceutical (Group) Co., Ltd and Fosun Pharma Industrial Pte. Ltd, in the initial public offering of equity shares of Gland Pharma Limited;
- Advised on multiple approvals under Press Note 3 of 2020;
 - City Football Group
 - Bank of Baroda
 - Shopup group
 - AI Pharmed Consultancy India Limited
 - ZCL Chemicals Limited
 - Confidential Indian retail client
- Advised several corporates in relation to compliances pertaining to foreign direct investment including;
 - Reliance Brands Limited
 - City Football Group
 - IIFL investments
 - Sanofi
 - Eucare Pharmaceuticals
 - Elanco
 - Ringcentral
 - Ubiquity
 - Maj Invest
 - Ryohin Keikaku Co., Ltd
 - Nippon Life Insurance Company
 - Aurobindo Pharma Limited
 - Lupin Limited
 - Solairedirect Energy India Private Limited
 - Solutions Infini Technologies (India) Private Limited
 - Advent group

- Famy group
- Forever Living Imports (India) Private Limited
- India RF

Corporate and Commercial

- Advising **USAID** on structuring of grant arrangements focusing on impact investing;
- Reviewing and advising **Snap Inc** on sales agreements;
- Advised **Qualcomm** on restructuring involving the merger of various group entities in order to simplify the Indian group structure;
- Advised **Manipal Health Enterprises Private Limited** on 100% acquisition of Columbia Asia Hospitals Private Limited;
- Advised **China Petroleum** on India entry and establishing of local project office in India;
- Advised **Coal India** on the largest Offer for Sale in India as well as advising on share buyback;
- Advising **Dyson** on regulatory compliances in respect of single brand retail trading operations in India;
- Advised **HT Media Limited** on its acquisition of controlling stake in Next Mediaworks Limited and Next Radio Limited;
- Advised **Hadek Protective Systems bv** on public procurement process in India and assisting in requisite regulator registrations;
- Advised Sustainable Access to Market and Resources for Innovative Delivery of Healthcare on the Healthcare Blended Finance Facility;
- Advised **Hindustan Cleanenergy Limited** and **Hindustan PowerProjects Private Limited** on the sale of its subsidiaries and other solar assets to MAIF Investments India 2 Pte Ltd and MAIF Investments India Pte Ltd;
- Advised **Jindal Steel & Power Limited**, on long term export arrangements, and supply agreements;
- Advised several corporates and/or providing legal opinion on various issues pertaining to provisions of Companies Act/ FEMA / FDI regime/ Income Tax, to several corporates including to:
 - Dalmia Bharat Group
 - Hindustan Times group
 - Schlumberger
 - Advent group
 - JK Group
 - Jindal Group
 - SIEMENS

