



Rajiv Khaitan

Senior Partner

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Practices:

Corporate & Commercial
Dispute Resolution
Mergers & Acquisitions
Private Client Practice
Real Estate

Education:

B.Com., LL.B., University of Calcutta
(1984)

Professional Affiliations:

Karnataka State Bar Council
The Incorporated Law Society,
Calcutta
The Advocates Association,
Bangalore

Sectors:

Defence
Hospitality
IT and IT Services

Rajiv Khaitan is a Senior Partner in the Firm. With a career spanning over 35 years, he heads the Corporate and Commercial Practice Group in the Bengaluru office and advises clients in the defence, hospitality, technology and real estate sectors.

Rajiv specialises in business laws and regulations, corporate governance, financing and structuring, mergers and acquisitions both in India and overseas, strategic alliances, acquisition of distressed assets, technology protection, licensing and transfer, retailing and franchising. In the real estate sector, he advises his clients on acquisition and development of large parcels of lands, setting up industrial and commercial parks, including all kinds of lease, leave and license arrangements.

Some of his marquee clients, include important promoters and HNIs who reach out to him for advice on planning investment holding structures, succession planning, estate planning, trust deeds, wills, family constitution, family arrangements and partitions. Rajiv has also handled multiple disputes and appeared before various courts, tribunals and arbitration forums.

Rajiv serves as an Independent Director on the board of listed company - Himatsingka Seide Limited and on a few unlisted Companies including EFD Induction Private Limited, Bharat Fritz Werner Ltd and Himatsingka Holdings NA Inc, USA. He is also a Trustee of the Akshara Foundation which is dedicated to ensuring quality pre-school and primary education for every child.

Representative Matters:

In his areas of expertise, Rajiv has represented and advised various clients which include:

Merger & Acquisitions:

- **Palo Alto Networks, Inc.** a global cyber security leader on a merger with RedLock, Inc and RedLock India Private Limited;
- **Qualys, Inc.** a leading provider of information security and compliance cloud solutions, on acquisition of 1Mobility and the employees from 1Mobility Pte. Ltd., Singapore and 1Mobility India Private Limited, India;

- **Ubiquity s. r. l.**, (now known as **Kaleyra SpA**), engaged in providing professional mobile services to large enterprises, on acquisition of Solutions Infini Technologies (India) Private Limited from its promoters and subsequent restructuring;
- **Agriplast Tech India Private Limited** on a primary and secondary Investment by Ginegar Speciality Plastic Private Limited, Israel;
- **Owens & Minor, Inc.** on the acquisition of the surgical infection & prevention business of the Indian subsidiary of Halyard, Healthcare, Inc. - Halyard Health India Private Limited; and
- **IBM India Private Limited** on acquisition of Sanovi Technologies Private Limited (Sanovi) and transfer of the business of Sanovi's reseller in Singapore to IBM Singapore.

Real Estate:

- **Qualcomm India Private Limited** on (i) leasing out several premises including premises of approximately 500,000 square feet of the entire building Carina at Bagmane Constellation Business Park, Bengaluru, another premises of approximately 4,00,000 square feet in Mindspace Cyberabad Project at Hyderabad and various premises at Chennai, Delhi and Bengaluru; and (iii) acquisition of an immoveable property for development of a Data Centre and a research and development center at ITPL, Bengaluru; including drafting and negotiating all related design, build and construction and contracts for the buildings and fit outs and advising on all regulatory requirements relating thereto;
- **Airbus Group India Private Limited** on licenses of premises in World Mark Project at Aerocity and for setting up a training centre at Aerocity, Gurgaon;
- **Dan Hospitality India Private Limited**, subsidiary of Dan Hotels, the oldest and most prestigious hotel chain in Israel, in setting up its five-star hotel at Whitefield, Bengaluru;
- **Arista Networks India Private Limited**, subsidiary of Arista Networks Inc., USA on leasing of commercial premises at Bengaluru;
- **Neo Foods Private Limited** on acquisition of approx 22 Acres of land at Devaganapalli Village, Denkanikotta Taluk, Dharmapuri District, Tamil Nadu for its food processing factory;
- **Kirloskar Systems Limited** on title of the property measuring approximately 10 Acres of land situated at Hebbal Bangalore, along with the multistoried building constructed thereon, comprising of ground plus three upper floors having 4,21,548 square feet of built up area including advising advised clients on joint venture and partnership to be entered into with Embassy Properties Development Private Limited; and
- Various companies including **Arista Networks, Inc, AS Technology, Epicor Software Technologies India LLP, Happiest Minds Technologies Private Limited, Lam Research Corporation, Mistral Solutions Private Limited,**

Pinterest Inc, Prysm Inc, Qualcomm India Private Limited, SLK Global Solutions Private Limited, SLK Software Services Private Limited, on licensing, technology licensing and transfer, intellectual property laws.

Private Client Practice:

- **A Client (Confidential)** on succession planning and settlement of a trust including tax consequences and consequences of having a non-resident trustee or beneficiary and establishment of an LLP trustee entity;
- **A Client (Confidential)** on succession planning, holding structure and preparation of will;
- **A Client (Confidential)** on restructuring of corporate holdings to ensure proper succession and tax efficiency;
- **A Client (Confidential)** on restructuring of family holdings and drafting of Family Settlement Agreement amongst family members. Advised on corporate restructuring including considering various options for demerger or business transfer to implement the family arrangement;
- **A Client (Confidential)** on FEMA related issues, setting up of multiple trusts along with incorporation of an LLP trustee entity; and
- **A Client (Confidential)** on reclassification of promoters to public shareholders and separation agreement amongst family members and applicable compliance under applicable security laws.

Dispute Resolution:

- **DBS Bank Limited** in a suit filed by Opto Circuits India Limited and others seeking injunction against Client restraining Clients from enforcing and recovery of outstanding loan;
- **Qualcomm India Private Limited** in challenging a categorisation of buildings for charging property / municipal taxes by Bruhat Bangalore Mahanagara Palike;
- **Cognizant Technology Solutions India Private Limited** on disputes with (i) the Bangalore Electricity Supply Company Limited on demanding higher electricity tariff; and (ii) with Lake Development Authority on claiming encroachment of lake land;
- **Werner Finley Private Limited** on disputes relating to breach and termination of contract by GE Power Conversion India Private Limited to enable Client to effectively resolve the disputes without resorting to litigation; and
- **Hardcastle Restaurants Private Limited** on disputes with the State of Karnataka and others challenging the constitutional validity of the composition scheme under Karnataka Value Added Tax Act.