



Atul N Menon
Counsel

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Atul N Menon, Counsel is a part of the Delhi office, has 12 years of litigation and white-collar experience across a wide range of sectors. He has catered to clients in the Food & Beverage Sectors, Real Estate, Professional Services, Accountancy, Telecom, Banking, etc.

Experience

- Counsel, AZB & Partners (2024 – Present)

Key Practice Areas / Sectors

- Dispute Resolution
- Compliance & Investigation / White-Collar Crime
- Regulatory & Securities
- Real Estate
- Technology, Media & Telecommunications;

Recent Work Highlights

- KPMG - Successfully represented the client who was an ex-partner of KPMG, before the Hon'ble Karnataka High Court which held that the Special Court established under the Companies Act, 2013 is vested with jurisdiction to try offences under the Companies Act, 2013 only; it lacks the jurisdiction to try offences under Companies Act, 1956. The High Court further held that jurisdiction of the Special Court established under the Companies Act, 2013 cannot be extended retrospectively. It was also held that a scheme of amalgamation once sanctioned by the High Court (as applicable under the 1956 Act) duly approved by the shareholders and creditors cannot be reopened by launching criminal prosecution. Even if the allegation is that the sanction to the scheme was obtained fraudulently, the complainant has the option to approach the court which sanctioned the scheme rather than launching a criminal prosecution.
- Bharti (Enterprises) Holding Pvt. Ltd - Successfully represented the Petitioner (ex-employee of client company) in a matter where the Hon'ble Supreme Court on India allowed the appeal against a judgment of the Madhya Pradesh High Court upholding the cognizance taken by the Trial Court under the Prevention of Food Adulteration Act, 1954 which was after the Food Safety and Standards Act, 2006 was notified by the Parliament. The judgment in effect upheld the mandate of Articles 20(1) and (2) of the Constitution of India which prohibits conviction of any person for any offence except for violation of law in force at the time of the commission of the alleged act, and the prohibition of double jeopardy respectively.
- PWC - Represented the individual chartered accountants of one of the largest chartered accountancy firms in India challenging the proceedings against the proceedings initiated by the Disciplinary Committee of the ICAI. We obtained a stay from the division bench of the Delhi High Court on an order from a single bench wherein the ICAI was allowed to proceed against the Chartered Accountancy firm.

Directorships, Memberships & Affiliations

- Bar Council of Delhi, 2012
- Member, YICCA and MCIA

Professional Qualifications

- B.A.,L.L.B (Hons.), National University of Advanced Legal Studies, 2012;
 - LLM (International Dispute Resolution), Queen Mary University London, 2024
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