



M.S. BODHANWALLA & CO.
Advocates & Solicitors



FIRM OVERVIEW



ABOUT THE FIRM

CIVIL LITIGATION & DISPUTES

As part of our civil litigation and disputes practice, we advise and represent clients in complex commercial matters such as commercial suits, suits for recovery, injunction, summary suits and white collar crime.

ARBITRATION

Our Arbitration practice deals with representing both large corporations and public sector undertakings as well as private clients in medium to large ticket size arbitration proceedings both institutional as well as ad-hoc, including international arbitrations seated in Singapore, London & Dubai.

MEDIA & ENTERTAINMENT

Our Media and Entertainment Law practice group deals with full spectrum work pertaining to both advisory/transactional as well as litigation arising with respect to the broadcasting, streaming and OTT landscape in general.

We advise advertising agencies, production houses and artistes on how best to protect their interests, draft artiste/actor engagement agreements, endorsement agreements, film director agreements, artist management agreements, distribution agreements, production agreements, assignment of film rights, merchandising agreements and sync licensing agreements, in-film placement agreements, writer's agreements among others.



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With respect to advertising agencies, routine advisory work includes vetting scripts and story boards for impending ad campaigns, highlighting potential points of friction and advising on the remedial steps to be taken by way of pre-emptive measures before the ad campaign is eventually greenlit.

Further advisory work with respect to this practice group revolves around legal opinions with arising out of issues concerning the Advertising Standards Council of India (ASCI), the Press Council of India Act 1978, the Norms of Journalistic Conduct 2022, Cable Television Networks Act 1995 (Cable TV Act), the Policy Guidelines for Uplinking and Downlinking of Satellite Television Channels in India 2022 (Uplinking and Downlinking Guidelines 2022), the Indian Telegraph Act 1888, and the Indian Wireless Telegraph Act 1933.

REAL ESTATE & CONVEYANCING

Our Real Estate team advises corporates and high net worth individual owners of real property on a range of transactions and regulatory issues including due diligence, regulatory matters relating to land acquisition and leases, drafting, reviewing and negotiating joint development, purchase, lease and license agreements, land acquisition by business enterprises and development companies.

We also assist with mortgage and security registration and applicable stamp duty issues- as well as leases, leave & licenses, mortgages and service charge disputes and legislation relating to land and land usage



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In addition to this our practice comprehensively encompasses real estate and immovable property disputes at the initial as well as appellate stage.

We are also well versed with conveyancing (purchase sale and lease of properties and premises) vetting of documents, conducting title due diligence searches in Sub-Registries in most major Tier-I and Tier-II centers across the country, investigation of title, title reports. We also advise our clients on how best to execute their projects within the framework of the recently enacted RERA, including MahaRERA and whether they will be susceptible to legal proceedings instituted under the same.

INTELLECTUAL PROPERTY

The Intellectual Property Law practice group deals primarily with transactional, advisory and litigation aspects arising out of The Copyright Act, 1957, Trade Related Intellectual Property Rights (TRIPs), WIPO Copyright Treaty, 1996, the Trade Marks Act, 1999 and The Trade Marks Rules, 2017, The Designs Act, 2000, The Geographical Indications of Goods (Registration and Protection) Act, 1999, The Protection of Plant Varieties and Farmers' Rights Act, 2001, and The Semiconductor Integrated Circuits Layout-Design Act, 2000. Under this practice group, trade mark and copyright applications are e-filed and piloted through to their conclusion. This includes dealing with opposition applications filed, filing evidence and counter-evidence together with supporting documentation. Litigation aspects include filing suits for trademark and copyright infringement, injunction applications, obtaining John Doe/Anton Piller orders.



ABOUT THE FIRM

LABOUR & EMPLOYMENT

A subset of our civil litigation practice group, our Labour Law practice deals primarily with advising both PSUs, large corporations/media houses and automobile and two wheeler manufacturers on the effective formulation and implementation of their employment and labour policies and practices, representing them in disputes with labour unions, negotiating settlements in contentious labour matters and drafting the necessary documentation to bring such disputes to a closure.

DOCUMENTATION

We are highly experienced in all complex documentation work including consortium work, mergers and acquisitions, FEMA, laws applicable to entities incorporated or organised under the laws of a foreign country and all other aspects.

TECHNOLOGY & DATA PRIVACY/PROTECTION LAW

The Data Privacy and Protection & Technology Law practice group deals with advisory aspects pertaining to the storage, processing, sharing and dissemination of data farmed from individuals/entities by making certain that these processes are in complete compliance with the Digital Personal Data Protection Act, 2023 and allied legislations. We advise both Indian and off-shore entities as to their obligations under India's data protection and privacy laws.



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On the transactional side, we draft data privacy and protection agreements, data enrichment contracts and all documents governing the use, storage, processing, dissemination and mitigation measures to be adopted in the event of a data leak, in addition to terms of use and informed consent disclaimers.

FAMILY LAW

The firm has a robust family law practice including inter-jurisdictional conflict-of-laws divorce cases across jurisdictional lines (such as India-USA, India-UK and India-Canada) and child custody disputes across international borders (primarily India and the US).

GENERAL CORPORATE

Our general corporate practice comprises due diligence (DDR) work, share purchase agreements, miscellaneous agreements, representing companies in negotiation, and other related mandates.

The crux of our work under this practice involves drafting, reviewing and vetting regulatory compliance documents, as well as shareholder agreements and buyback agreements. Our expertise extends to share purchase agreements, share swap agreements, and sweat equity agreements. In addition to this, we have handled multiple mandates entailing corporate restructuring strategies and regulatory compliance/due diligence arising from the same.

ABOUT THE TEAM



Mac Savaksha Bodhanwalla

Advocate & Solicitor | Firm Principal



Mac Savaksha Bodhanwalla graduated from St. Xavier's College, Bombay.

Passed the three year LL.B. (Bachelor of Legal Laws (Special) Examination from the Government Law College, Bombay. Enrolled as an Advocate of the Bombay High Court in 1971. Obtained LLM (Master of Legal Laws) degree from the Bombay University in groups II & IV (Company law and international Law) passing both the Groups at the first attempt.

After pursuing his Articleship for the Attorney's Examination passed the Attorneys/Solicitors Examination at the first attempt and enrolled as an Attorney-at-Law and Solicitor of the Bombay High Court in November, 1975.

Joined M/s. Smetham Byrne Lambert & Dubash, Solicitors & Advocates and later became a partner in the said firm. Established and founded the firm M.S. Bodhanwalla & Co., Solicitors & Advocates, in the year 1983.

ABOUT THE TEAM



Sheroy Mac Bodhanwalla

Advocate(India)
Attorney & Counselor-at-Law (New York)
Firm Principal



Sheroy M Bodhanwalla is a dual qualified legal practitioner, qualified to practice law in both India and New York. He holds a Bachelor of Legal Sciences and a Bachelor of Laws degree from the Government Law College (GLC), University of Mumbai. He also holds a Master of Laws degree from the Duke University School of Law, USA wherein he specialised in international and American domestic arbitration, dispute resolution, negotiation and the business & economics of law firms, with a detailed study of arbitration proceedings conducted under the aegis of the International Chamber of Commerce (ICC) Rules of Arbitration and the American Arbitration Association (AAA) Rules of Arbitration.

He presently practices primarily at the Bombay High Court with specialised focus on intellectual property and media and entertainment law (transactional and adversarial), civil litigation, arbitration and dispute resolution and white collar crime.

REACH OUT TO US



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