

# Dr Pinky Anand

Call: 1980

## Expertise

### Business & Property

Dr. Anand is a highly experienced counsel having a diverse and wide practice in the fields of private international law, commercial litigation, arbitration and family law. Her core skill areas are commercial litigation, white collar crimes, telecom, environment, private international law and family law with a particular reference to inter-country parental abduction.

#### Some of the landmark cases that Ms Anand has appeared in include:

- Financial scam relating to disqualification of directors.
- Corporate liability of independent directors in the Nirav Modi scam
- Disqualification of Directors under Chapter 12 of the Companies Act
- Challenge to award of tenders in various infrastructure projects.
- Representing the Government of India in a petition challenging the Char Dham National Project.
- Representing the Government of India in pharma disputes relating to fixed dose medicines
- Representing the Government in the case of Triple Talaq – challenge to the archaic practice of Triple Talaq as contrary to right of life, equality of gender and human dignity.
- Represented Government of India in the Aadhaar case before the Constitution bench of the Supreme Court and other courts of India (Aadhaar is a National Identity Card) leading to evolution of the right of privacy.
- Represented the Government in the landmark Constitutional Bench case of Land Acquisition in Indore Development having implications throughout the territory of India.

#### Constitutional Law:

- Representing the Government in the case of Triple Talaq – challenge to the archaic practice of Triple Talaq as contrary to right of life, equality of gender and human dignity.

#### Birmingham

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- Represented the Government of India in the Aadhaar case before the Constitution bench of the Supreme Court and other courts of India (Aadhaar is a National Identity Card) leading to evolution of the right of privacy.
- Represented the Government of India in a challenge to the Domestic Violence Act.
- Appointed by the Supreme Court of India as amicus curiae relating to appointment of judges and the selection process for appointment of judges.
- Challenge to the All India NEET exam which paved the way for large-scale benefits to students all over the country.
- Represented the Government in the adoption of Good Samaritan guidelines in motor accident cases.
- Represented the Government in public interest litigations leading to evolution of victims' compensation guidelines
- Representing the Government of India in disputes relating to fixed dose combinations.
- Handling Interstate water disputes issues

#### **Commercial litigation and civil fraud:**

- Dr. Anand has handled some of the foremost cases in commercial litigations between parties which have led to dispute resolution and improving the rule of law.
- Represented the Government in one of the pioneer merger cases in Company Law.
- Financial Scams Relating to Disqualification of Directors.
- Corporate liability of independent directors in the Nirav Modi scam.
- Disqualification of Directors under Chapter 12 of the Companies act.
- Challenge to award of tenders in various infrastructure projects.

#### **Family Law with special skills in inter-country parental abduction:**

- Represented parties in issues of inter-country parental abduction resulting in landmark judgments leading to the return of children to their native jurisdiction.
- Rendered Expert Opinions in the field of Private International Family Law and given several expert opinions, private and before various courts in England.
- Represented various parties in matters including divorce, custody, succession and other ancillary issues.
- Represented the Union of India in issues challenging the constitutional validity of the Domestic Violence Act.
- Represented parties in landmark adoption cases.
- Successfully represented landmark case Law of Stephanie Becker relating to intercountry adoption.

#### **Telecom Law:**

- Representing the Government in issues arising out of the 2G telecom scam.
- Representing the Government in issues relating to refund of licence fee and adjustment of licence fee in telecom matters.
- Represented the Government in telecom availability issues
- Representing the Government in issues relating to powers of the Tribunal to impose penalties and to take action in case of violation of the Act and guidelines.
- Represented the Government in the landmark case of powers of the Telecom Regulatory Authority of India.

#### **Environmental Laws:**

- Represented the Government in a PIL leading to directions by the Supreme Court of India to corporations for establishing STP (Sewage Treatment Plants) throughout India. Represented the Government in cases of implementation of directions throughout the country in public litigations and evolving a formula for imposing environmental compensation.
- Appearance in matters relating to ban of old vehicles in particular 10 year old diesel vehicles and 15 year old petrol vehicles.
- Represented utilities in the Yamuna cleaning issues.
- Handled issues of environmental compensation in Adani Port in Kerala.
- Handled several environmental compensation issues in various road projects of the National Highway Authority of India.

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- Represented the Government and successfully led the way for the completion of the famous Char Dham Project in India involving the northern region of India.
- Rendered several opinions leading to toll bridges and fast track routes for vehicles.
- Represented the Government in the issue of operation of E rickshaws in India.

#### **Arbitration:**

- Acting as Arbitrator in several litigations
- Governing Body Member of Indian Council of Arbitration.
- Chair of the ADR committee (Business Law Section) of LAWASIA.
- Represented the Government of India in Republic of India through Ministry of Defence v. M/s Augusta Westland International Ltd.(International Commercial Arbitration).
- Represented in Nussli (Switzerland) Ltd. v. Organizing Committee Common Wealth Games, 2010 (International Commercial Arbitration).
- Hindustan Construction Company v. Union of India where the retrospective application of 2015 Amendment of arbitration Act was adjudicated.
- Representing in several arbitration petitions in Courts.

#### **Food, Nutrition & Agricultural Law:**

- Represented Navdanya & RFSTE in challenge to GM Food.
- Represented in various issues relating to labeling of food.
- Represented Government of India in various issues of Food Security Laws.
- Represented the Ministry of Health in arbitration in supply of H1N1 vaccines.
- Representing the Government in cases relating to powers of Food Supply Inspectors under the Prevention of Food Adulteration Act.

#### **Criminal Law:**

- Represented the Government in complex trials relating to ban on terrorist organisations.
- Represented the Government of Uttar Pradesh in Agriculture Scam case "Reetika Awasthi v. State of Uttar Pradesh.
- Represented the Government in challenges to the PMLA (Prevention of Money Laundering Act) case "Yogesh Mittal v. Enforcement Directorate".
- Represented in several extradition cases arising out of Penal Code, Enforcement issues, Central Bureau of Investigation.
- Represented parties in various criminal matters

## Accreditations

- Awarded the French National Order of Merit by President of the French Republic
- Awarded the Plaque of Honor by the Bar Council of India.
- Recipient of Women Achievers Award from the International Association of Lions Clubs.
- Recipient of Woman Achievers Award from Amity University for outstanding accomplishments & contribution in legal profession.
- Recipient of Award for Excellence in Law by FICCI FLO for outstanding contribution in the field of law.
- Awarded 19th Bharat Nirman Awards for Excellence in Law.
- Awarded by PHD Chamber for Progress Harmony Development.

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## Memberships

- Supreme Court Bar Association
- Delhi High Court Bar Association
- Bar Association of India
- Indian Council of Arbitration
- Member of IAFL (International Academy of Family Lawyers)
- Vice President of Bar Association of India
- Executive Committee Member of LAWASIA.
- Alternate Country Councillor (India) LAWASIA
- Chair of ADR Committee (Business Law Section, LAWASIA).

## Appointments

- Appointed Additional Solicitor General of India in 2014 till 2020.
- Designate Senior Advocate in 2007.

## Qualifications

- Enrolment No. with Bar Council of Delhi: D/176/80 in 1980
- Doctorate of Law (Honoris Causa) KIIT University
- LL.M (1980-81) Harvard Law School, USA Inlaks Scholar
- LL.B (1977-80) Faculty of Law Delhi University
- B.A. (Hons.) Economics, 1974-77 Lady Shri Ram College, University of Delhi
- Designate Senior Advocate.
- Additional Solicitor General of India, from 2014 to 2020.

## Reported Cases

- Christian Medical College Vellore and Ors. v Union of India and Ors. Landmark NEET case (Medical admissions) (2020) 8 SCC 705.
- 63 Moons Technologies Limited v Union of India and Ors. (Regarding merger) (2019) 18 SCC 401.
- Triple Talaq- Shayara Bano & Ors. vs. Union of India & Ors. AIR 2017 SC 4609
- SEBI v. Classic Credit Ltd. (2018) 13 SCC 1
- Mohammed Ansari vs. UOI & Ors. (2017) 3 SCC 740
- Hiral P. Harsora & Ors. Vs. Kusum Narottamdas Harsora & Ors. (2016) 10 SCC 165.
- Shobikaa Impex Pvt. Ltd. & Ors. Vs. Central Medical Services Society & Ors. (2016) 16 SCC 233
- Supreme Court Advocates-on-Record Association and Another v Union of India (2016) 5 SCC 1 : defended the Union of India in the famous NJAC case.
- Indian Hotel & Restaurant Association & Ors. Vs. State of Maharashtra & Ors. (2017) 11 SCC 248.

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- Modern Dental College & Research Centre & Ors vs. State of Madhya Pradesh & Ors. (2016) 7 SCC 353.
- S.L. Foundation Vs. Union of India & Ors. (Devdasi Case)-2014(15) SCC 600
- Legal battle for BJP Leader Arjun Munda to be made the Chief Minister of Jharkhand. Arjun Munda vs. Governor of Jharkhand (2005) 3 SCC 399.
- Dr. V. Ravi Chandran vs. Union of India & Ors. Private International law Case 2010(1) SCC174.
- SL foundation vs. Union of India & Ors. (Devdasi Case). (2014) 15 SCC 600
- Save Life Foundation vs. Union of India. (Good Samaritan Case).(2016) 7SCC 194
- Devika Biswas vs. Union of India & Ors. (Women Sterilization case) (2016) 10 SCC 726
- Ban of Pornography and Child Pornography in India- Kamalesh Vaswani v. Union of India (2016) 6 SCC online SC 204.
- Submits That a Tax Exemption, Commissioner of Customs v. Dilip Kumar & Co. 2018 (9) SCC1.
- Republic of India through Ministry of Defence 2019 SCC Online Delhi 6419.
- Indira Jaising v. Supreme Court of India & another (2017) 9 SCC 766.
- Bombay Environmental Group v. Union of India & another (2018) SCC online NGT 2617
- Union of India v. Pfizer Ltd. 2018 (2) SCC 39
- Sambit Patra v. State of Chhattisgarh (2021) SCC online Chh 1926
- Prevention of Honor Killing- Direction: Shakti Vahini Vs. Union of India- AIR 2018 SC 1601: 2018 (7) SCC- 192
- Criminalization of Adultery under Section 497 IPC, Unconstitutional: Joseph Shine Vs. UOI, 2018 (2) SCC 18: 2018 (5) SCJ -568
- Aadhaar Act – Violates Right to privacy and is unconstitutional: Justice K.S. Puttuswamy (Retd.) Vs. UOI 2017 (10) SCC-1
- Right to Die with Dignity:- Fundamental Right Common Cause (A Registered Society) Vs. UOI 2016 (11) SCC-455
- Air Pollution- Guideline and Direction to Control : Arjun Gopal Vs. UOI, AIR 2018 SC 5731

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