



NAME

KSHAMA A. LOYA

E-MAIL

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QUALIFICATION

B.S.L. LL.B. (ILS LAW COLLEGE, PUNE 2008-09)

LL.M., INTERNATIONAL COMMERCIAL LAWS
(KING'S COLLEGE, LONDON 2010-11)

PROFESSIONAL CERTIFICATES

PROGRAM ON NEGOTIATION (HARVARD LAW
SCHOOL)

SUBSTANCE OF INTERNATIONAL INVESTMENT
LAW & SETTLEMENT OF INVESTMENT DISPUTES
(WORLD TRADE INSTITUTE, SWITZERLAND)

ABOUT NDA:

WITH OFFICES IN ASIA, EUROPE AND THE UNITED STATES NISHITH DESAI ASSOCIATES IS THE GO-TO FIRM FOR CORPORATES LOOKING TO CONDUCT BUSINESS IN INDIA AS WELL AS FOR INDIAN COMPANIES LOOKING TO SET UP OPERATIONS ABROAD; NAVIGATE COMPLEX BUSINESS REGULATIONS AND GROW.

AT NISHITH DESAI ASSOCIATES

Kshama A. Loya is a Leader in the International Dispute Resolution practice at Nishith Desai Associates. She focusses on litigation, international commercial arbitration and investor-State arbitration.

AREAS OF PROVEN EXPERTISE

Kshama advises and represents clients in complex cross-border commercial disputes, public and private international law disputes, civil and criminal litigation, commercial litigation and litigation arising out of international and domestic arbitration in Indian courts.

She has advised on issues arising in a range of industries including Energy, Mining, Infrastructure, Construction, Manufacturing, Pharmaceuticals and Life-sciences, Funds, Finance, Travel and Transportation, Automotive, Media and Entertainment, Aviation, Advertising etc.

Kshama regularly appears in courts and tribunals in India, and acts as counsel in domestic and international arbitration proceedings. Kshama began her practice as a counsel in the Chambers of (present) Justice S.V. Gangapurwala, High Court of Bombay. She has previously worked in London on international commercial and investor-State arbitrations. She has studied Negotiation at Harvard Law School. She has also taken special courses in cross-examination in international arbitration in London, and in international investment law in Switzerland.

Kshama frequently speaks at national and international conferences, and writes for reputed international publications. She actively engages in training and development of students in international arbitration and advocacy through various activities.

KEY PUBLICATIONS

- o 'Enforcement of BIT Awards at Bay in India as the Courts Rule out the Applicability of the Arbitration and Conciliation Act 1996.' Asian Dispute Review, January 2020 edition, pages 17-23
- o 'Arbitrability of Intellectual Property Disputes: Perspective from India.' Oxford Journal of Intellectual Property Law & Practice, Volume 14, Issue 8, August 2019, pages 632-641
- o 'To what extent does SIAC's proposal on cross-institution consolidation protocol mitigate the perceived weakness of arbitrations in effectively resolving multi-party, multi-contract disputes?' Honourable Mention Award, YSIAC Essay Competition. Published in YSIAC Newsletter, Issue No. 19, June/July 2018, pages 23 - 27.

POSITIONS OF RESPONSIBILITY

- o Executive Board Member, AAA International Centre for Dispute Resolution Young & International (2020 - 2023).
- o Vice Chair, Inter-Pacific Bar Association (IPBA) Dispute Resolution & Arbitration Committee (2020-2022).
- o Co-chair, IPBA Investment Arbitration Sub-committee (2020-2022).
- o Steering Committee Member, Chartered Institute of Arbitrators Young Members Group, India branch (Since 2018).

OUT OF OFFICE

Kshama is an avid reader, a choreographer, a graphology expert and a badminton player. She is a travel and experience enthusiast and loves to study distinct cultures.