

for trademark infringement before Delhi High Court. However, Justice Rajiv Shakdher came to the conclusion that the expression registered by Stokely is highly descriptive of isotonic drinks and therefore not a valid trademark. Stokely appealed to the division bench, which upheld the decision of the single judge. The appeal was accordingly dismissed.

Maninder Singh and Pratibha M Singh of Singh & Singh represented Stokely, while Anuradha Salhotra of Lall Lahiri & Salhotra advised Heinz.

## Disputes of the Year

### 1 Venture Global Engineering v Satyam

Value	Principal law firms
Not applicable	Lawyers Knit & Co
	Tuli & Co

Rajat Taimni, the managing partner of the Mumbai office of Tuli & Co, represented the plaintiff, Venture Global Engineering (VGE), in a successful Supreme Court case in which the court ruled that the deliberate concealment of material facts, which ought to have been disclosed before

an arbitrator in an arbitration hearing, amounted to an act of fraud. VGE was able to amend its challenge to an award, so as to incorporate subsequent developments such as the fraud at Satyam. Tuli & Co instructed senior advocate KK Venugopal, while Satyam's counsel, Bina Madhavan of Hyderabad-based Lawyers Knit & Co, instructed senior advocate Harish Salve.

### 2 Ferani Hotels' dispute with Nusli Wadia

Value	Principal law firms
Not applicable	Bharucha & Co
	Doijode Associates
	Pepper Hamilton

In December, Bombay High Court upheld industrialist Nusli Wadia's role as the administrator of 240 hectares of real estate in the Mumbai suburb of Malad, which includes prime retail properties.

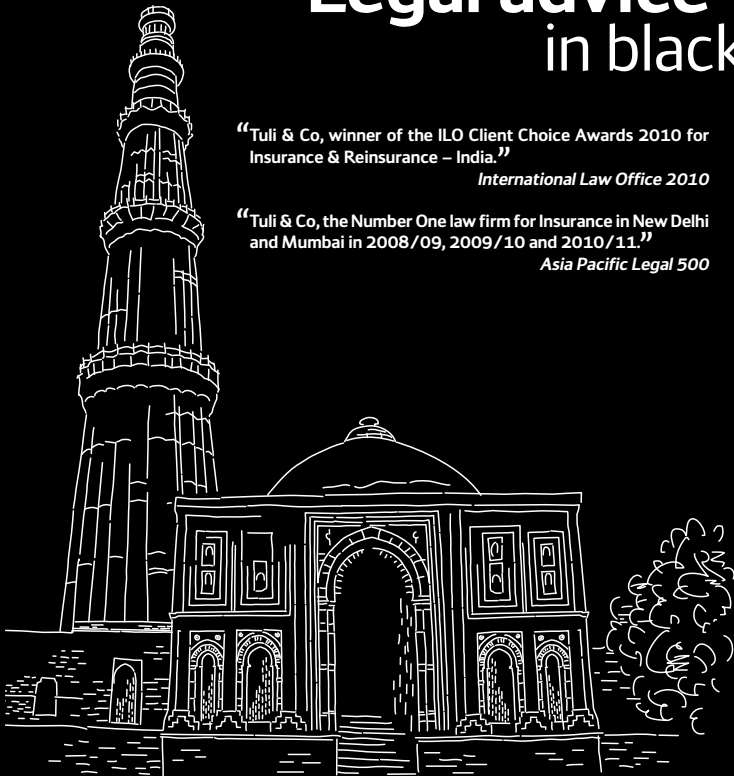
Justice Roshan Dalvi dismissed a petition filed by Ferani Hotels, a company controlled by the Gopal Raheja group, seeking revocation and annulment of the order dated 30 November 2003 that authorized Wadia to continue to act as

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# Deals of the Year 2010

## The most significant disputes

Dispute	Value	Principal law firms/lawyers
Venture Global Engineering v Satyam	Not applicable	Lawyers Knit & Co Tuli & Co
Ferani Hotels' dispute with Nusli Wadia	Not applicable	Bharucha & Partners Doijode Associates Pepper Hamilton
GHCL ESOP Trust's case against India Infoline	Not applicable	Khaitan & Co
DBS Bank v Wockhardt	Not applicable	Juris Corp Majmudar & Co Singhi & Co Vimadalal & Co
Court of Arbitration for Sports' debut at the Commonwealth Games	Not applicable	Foley's List FoxMandal Little George Davies Nicholl Paskell-Mede Wertheim Becker

*The principal law firms that worked on each dispute are listed alphabetically.*

administrator of the estate of Eduljee Framroze Dinshaw.

Ferani claimed that Wadia's role as administrator ended with the death of Bachoobai Woronzow Dashkow, the sole survivor and sister of Eduljee Framroze Dinshaw, who originally owned the land. Dalvi concluded that Ferani has "failed to show any misconduct in administration on the part of the respondent (Wadia)". Acting for Nusli Wadia, Shreekant Doijode of Doijode and Associates instructed senior advocate Fali Nariman. For Gopal Raheja of Ferani Hotels, Raju Subramanyam and Zubin Behramkamdin of Bharucha & Partners instructed senior advocate Abhishek Singhvi. James Rosener and Edward Watters of Pepper Hamilton acted as US counsel.

its board of directors. Khaitan & Co, led by Ajay Bhargava in Delhi, filed quashing petitions, which were allowed by Delhi High Court. The trust had sought to buy shares back from India Infoline. However, on receipt of a cheque from the trust, India Infoline had instead sold the trust's shares to third parties, claiming it could do so because it was owed

**A very important legal issue relating to the concept of vicarious liability**

Rabindra Jhunjunwala  
Partner  
Khaitan & Co



### 3 GHCL ESOP Trust's case against India Infoline

Value	Principal law firm
Not applicable	Khaitan & Co

The GHCL ESOP Trust brought a criminal case under sections 406 and 420 of the Indian Penal Code, 1860, for criminal breach of trust and cheating against India Infoline and