

# MUKESH UPADHYAY

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Legal professional targeting career-enriching senior assignments with a leading organisation of repute, preferably in **Mumbai, Delhi/NCR or Pune.**

## PROFILE SUMMARY

- A legal professional with **12 years** of experience in all **legal matters to secure & retain interests and healthy growth of the organisation**
- Proficient in **drafting, vetting and negotiating commercial contracts** including Non-Disclosure Agreements (NDAs), Master Service Agreements (MSAs), Supply & Distribution Agreements, Leave License Agreements, Lease Deeds, Addendums, Side Letters etc.
- Possess hands-on experience in **competition law matters** which entails activities like reviewing new business strategies, policies and procedures to ensure there are no potential anti-trust issues
- Leveraged with skills in managing **competition law cases, consumer complaints, civil & criminal complaints, arbitration, S.138 cases and execution of decrees etc.**
- Experienced in appearing before courts & tribunals across India
- Gained exposure in managing trademarks entailing **registration of new marks, renewal of existing trademarks, filing of oppositions, counter statements before TM Registry**
- Providing advice on the basis of true and correct interpretation of statutory provisions and judicial precedents, legal document preparation / reviews and so on
- Practical and business focused to achieve organisation's goals, coupled with strong interpersonal skills with expertise in drafting, speaking with ease & authority, reading & research, analysing & logical thinking
- Strong written and oral communication skills to effectively communicate and coordinate complex issues and projects with diverse levels of management and employees.
- Excellent organizational skills, ability to work independently with minimal supervision including the ability to manage multiple projects and clients and work with other team members in a fast-moving environment.

## CORE COMPETENCIES

Contract Management  
Litigation Management  
Legal Advisory

Competition Law  
Trademarks Management  
Legal Documentation

Drafting & Vetting  
Civil & Corporate Law  
Legal Notices & Reply

## NOTABLE ACCOMPLISHMENTS

- Received **recognition from top management** for rendering excellent service to the Company
- Played key role in Competition Law Litigation with reputed Solicitors like **Luthra & Luthra**
- Single-handedly contributed as an integral part of **Distribution Strategy Project** entailing **review of the existing agreements, lawful termination of the existing vendors, review & negotiation of fresh distribution agreements, and development of new distribution policies** targeted to generate **cost savings worth \$ 80 million annually** for Jet Airways

## WORK EXPERIENCE

### THOMAS COOK (INDIA) LTD. as Manager Legal

**Jun'19 to May'20**

- Drafting, vetting and negotiating commercial contracts including Non-Disclosure Agreements (NDAs), Corporate Travel Agreements, Master Service Agreements (MSAs), Franchisee Agreements, Lease Deeds, Leave & License Agreements, Amendments, Addendums, etc.
- Litigation Management including drafting and/or replying to legal notices, cease & desist notices, trademark infringement notice, demand notices for recovery, notices issued by statutory authorities including ED, MOT, managing Complaints filed by/against the Company before Police Stations, Quashing Petition, Consumer Complaints/Appeals/ Revision, Civil Suits etc.
- Advising user departments on legal issues, participating in development and / or revision of new / current business policies, conducting extensive legal research and finding case laws, as and when required.

**JET AIRWAYS (INDIA) LTD. as Asst. Manager Legal****Sep'13 – May'19**

- Spearheading entire gamut of Legal Operations entailing drafting and replying to Legal Notices, notices issued by statutory authorities including DGCA, MOCA, vetting of pleadings, and liaising with external Advocates.
- Administering complaints / investigations before Competition Commission of India (CCI), Competition Appeal Consumer Complaints/Appeals/ Revision Applications, Writ Petitions, Civil Suits, arbitration proceedings etc.
- Drafting, vetting and negotiation of commercial contracts including Non-Disclosure Agreements (NDAs), Global Distribution Agreements, Corporate Sales Agreements, Catering Agreements, Charter Agreements, Ground Handling Agreements, Global Sales Agency Agreements (GSAs), IT contracts, Addendums, RFPs etc.
- Advising user departments on legal issues, participating in framing and / or revision of new / current business policies, terms and conditions, conducting extensive legal research, finding case laws etc.

**TATA INTERACTIVE SYSTEMS as Manager- Legal****Jun'15 – Oct'15**

Drafting, vetting and negotiation of commercial contracts including Non-Disclosure Agreements (NDAs), Master Service Agreements (MSAs), Statement of Work (SOWs), License Agreements, L & L Agreements, RFPs etc.

**THEMIS MEDICARE LTD. as Executive – Legal****May'13 – Sep'13**

Drafting, vetting & negotiation of commercial contracts including Non-Disclosure Agreements (NDAs), Supply & Distribution Agreements, Loan License Agreements, Consignee Agency Agreements, L & L Agreements etc., trademark management, litigation management including drafting & replying to legal notices etc.

**SURAJ SHUKLA & ASSOCIATES as Associate Advocate****Dec'11 - Apr'13**

Practising Advocate handling S.138 complaints, private complaints, attending remand, bail applications, ROP applications etc.

**MAHA RASHTRA APEX CORP.LTD. as Jr. Legal Officer****Mar'10 - Sep'11**

Litigation management, liaising with external lawyers, vetting of pleadings with regards to Summary Suits, S.138 complaints, execution of decrees by filing of Execution Applications, drafting & replying to legal notices etc.

**A.K. LEGAL PARTNERS as Trainee/ Advocate****Oct'07 – Feb'10**

Drafting of Title Search Reports (TSRs), Leave and License Agreements, conducting Due Diligence for various Banks / HFCs.

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**EDUCATION & CERTIFICATION**

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- **LLB.** from K.C. Law College, Mumbai University, Mumbai in 2008
- **B.Com.** from Patkar College, Mumbai University, Mumbai in 2005
- **Certificate in Advanced Professional Course in Competition Law & Market Regulation** by Indian Institute of Corporate Affairs (IICA), Ministry of Corporate Affairs (MCA)
- **Certificate in Information Technology & (Hons) Course** conducted by NIIT

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**PERSONAL DETAILS**

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**Date of Birth:** 08 June 1984  
**Languages Known:** English, Hindi and Marathi  
**Address:** A/301, Saraswati Darshan – II CHS Ltd., Plot No 49, Central Park,  
Nallasopara (East), Palghar – 401209, Maharashtra, INDIA