**CURRICULUM VITAE**

**S.M.HARSHA KIRAN. B.A. LLM** aakaash9994u@gmail.com

***CAREER OBJECTIVE:***

To use my analytical and professional skills to reach a challenging position in a reputed organization that can further support me in strengthening and polishing my ability in the domain of Lawand make a career with sincerity and diligence thereby fulfilling organizational as well as my personal goals.

***PROFESSIONAL EXPERTISE: 15 Years***

* Currently working with Udaan Group of Companies, Bengaluru

**Designation: Senior Legal Counsel – Real Estate (Pan India) & Litigation**

Duration: November 2019 to till date

* Worked with Flipkart Internet Private Limited, Bengaluru

**Designation: Legal Counsel – Real Estate, Litigation, Supply Chain and Legal Metrology – Pan India**

Duration: **September 2014 to Nov, 2019**

* Worked with Expat Projects and Development Private Limited

Designation: Assistant Manager (South)

Duration: March 2013 to September, 2014

* Worked Independently

Duration: December 2010 –March, 2013.

* Worked with Mr. Harish Kumar ( Bengaluru)

Designation: Associate.

Duration: Four years (June 2006 - November 2010)

* Worked with Mr. Shivanne Gowda(Mysuru)

Designation: Associate.

Duration: (June2005– May 2006)

***ROLES AND RESPONSIBILITIES ENTRUSTED IN UDAAN:***

***REAL ESTATE – PAN INDIA***

* Reviewing the title documents of properties which are intended to be purchased by Flipkart for increasing the warehouses/delivery centers. Discussing with the Advocates/Reviewing the opinion, highlighting the risks/alternate business model and safeguarding the interests of the Company.
* Drafting necessary MOU/Agreement to Lease/Lease Deed/Sale Deed/JD/Allocation Agreement as per the business needs.
* Participating in tenders held at the Company, reviewing the basic documents and advising on the future prospects of each property.
* Going through the documents provided by the stake holders and rendering title opinion for taking the properties on lease for W/H, Food & Fresh, Food & Non Food Hubs & Pharma sites, Stores & Delivery Hubs.
* Reviewing the title opinion provided by the respective law firms for taking the properties on lease for Warehouse purposes and seeking clarifications from the law firms or seeking documents from the stake holders. Ensuring that comprehensive due diligence is done by law firms including verification of original documents and conducting personal search at the jurisdictional sub-registrar offices and at the regional offices of the statutory authorities
* Attending the conference calls with the Law firms/Owners/stake holders wherever and whenever there is any bottle neck in clearing any property. Highlighting the challenges and clearing the solutions by providing business solutions.
* Browsing through Manupatra website, reviewing the judgments of SC and various HC’s to communicate the legal position to the stake holders.
* Attending meetings with the critical teams whenever there is any new process initiative taken by the stake holders and providing valuable suggestions and inputs.
* Preparing power point presentations on new process and synopsis and circulating it to the entire Team.
* Providing process training to the New Hires and Contract employees.
* Discussing with the Owners and stakeholders w.r.t. SD recovery.
* Issuing demand notices to the Owners who are reluctant to refund the SD amount after the lease is terminated.
* Issuing Legal notices/Arbitration notices to the Owners through External Advocates and preparing a Legal case and presenting it to the business highlighting the risk, cost and expense involved in a litigation. Initiating legal action post receipt of approval from Finance & business team
* Taking quotations from various law firms and providing the information to the Director - Legal and personally meeting the legal heads of the shortlisted law firms.
* Empanelling the Advocates for Pan India to do the Desktop due diligence for properties to be taken on Lease at various parts of India.
* Circulating the Empanelled Advocates list to various stake holders so that LDD documents are sent to the respective Advocates for respective properties.
* Following up with the respective Advocates w.r.t. the LDD status for a respective site.
* Advising business on registering the agreements, providing stamp duty quote and on matters before various Sub-Registrars.

**Litigation**

1. Issuing demand notices/legal notices to the owners who fail to repay the Security Deposit amount.
2. Replying to the legal notices issued by the Owners/vendors.
3. Meeting &Submitting the applications/representations/undertakings to the statutory authorities or relying to the notices issued by them.
4. Meeting the Owners/Authorities to ensure that the assignment is completed on priority without any hassles.
5. Strategizing to ensure that litigation is reduced/Company does not spend money on unwanted litigation.
6. Streamlining the process, putting checks & balances to ensure that the Company is in the right track.

***ROLES AND RESPONSIBILITIES ENTRUSTED IN FLIPKART:***

***REAL ESTATE – PAN INDIA***

* Reviewing the title documents of properties which are intended to be purchased by Flipkart for increasing the warehouses/delivery centers. Discussing with the Advocates/Reviewing the opinion, highlighting the risks/alternate business model and safeguarding the interests of the Company.
* Drafting necessary MOU/Agreement to Lease/Lease Deed/Sale Deed/JD/Allocation Agreement as per the business needs.
* Participating in tenders held at the Company, reviewing the basic documents and advising on the future prospects of each property.
* Going through the documents provided by the stake holders and rendering title opinion for taking the properties on lease for Delivery Hubs, Last Mile Large sites, Kiosks, Market Places, Pick up and Return centers.
* Reviewing the title opinion provided by the respective law firms for taking the properties on lease for Warehouse purposes and seeking clarifications from the law firms or seeking documents from the stake holders. Ensuring that comprehensive due diligence is done by law firms including verification of original documents and conducting personal search at the jurisdictional sub-registrar offices and at the regional offices of the statutory authorities
* Attending the conference calls with the Law firms/Owners/stake holders wherever and whenever there is any bottle neck in clearing any property. Highlighting the challenges and clearing the solutions by providing business solutions.
* Browsing through Manupatra website, reviewing the judgments of SC and various HC’s to communicate the legal position to the stake holders.
* Attending meetings with the critical teams whenever there is any new process initiative taken by the stake holders and providing valuable suggestions and inputs.
* Preparing power point presentations on new process and synopsis and circulating it to the entire Team.
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* Discussing with the Owners and stakeholders w.r.t. SD recovery.
* Issuing demand notices to the Owners who are reluctant to refund the SD amount after the lease is terminated.
* Issuing Legal notices/Arbitration notices to the Owners through External Advocates and preparing a Legal case and presenting it to the business highlighting the risk, cost and expense involved in a litigation. Initiating legal action post receipt of approval from Finance & business team
* Taking quotations from various law firms and providing the information to the Director - Legal and personally meeting the legal heads of the shortlisted law firms.
* Empanelling the Advocates for Pan India to do the Desktop due diligence for properties to be taken on Lease at various parts of India.
* Circulating the Empanelled Advocates list to various stake holders so that LDD documents are sent to the respective Advocates for respective properties.
* Following up with the respective Advocates w.r.t. the LDD status for a respective site.
* Advising business on registering the agreements, providing stamp duty quote and on matters before various Sub-Registrars.

**SUPPLY CHAIN - SOUTH**

**R**egularly visiting DH/LML/MH’s to understand the process and new innovations carried out in these Premises.

Attending meeting with the FPI team and other stake holders in case of any supply chain issues.

Providing valuable suggestions and advice whenever Fraud Prevention team is introducing new process to stream line the Supply chain management and reviewing the process so implemented once in a month.

Troubleshooting with the stakeholders and mitigating the risk whenever there is any incident of Seller/Customer fraud or fraud in transit.

Reviewing the internal inquiry report provided by the FPI team w.r.t. any fraud in Hubs.

Drafting complaints, discussing with the local Advocates, getting the complaint lodged in case of any fraud at any of our Hubs.

Discussing with the local Advocates/Law firms w.r.t. the status of suit/complaint filed by or against the Organization and appraising Director – Legal of the same.

Providing required documents to the Advocates as & when need arises.

Conducting surprise visits along with FPI Team to any hubs.

**LEGAL METROLOGY – PAN INDIA**

Reviewing the LM Act, 2009 and the PC rules, 2011 and going through various notifications/circulars issued by the Dept. of Legal Metrology and advising the business to follow the same and ensuring strict implementation of the same.

Replying to notices issued by the Dept. of Legal Metrology w.r.t. violation/contravention of various provisions of the Act & rules. Discussing with the personal authorities and explaining the business model of the organization and sending replies through couriers/personally meeting the respective authorities and ensuring that proceedings are dropped against the respective entities.

Reviewing citations of Supreme Courts/High Courts and circulars issued by DIPP (Dept. of Industrial Policy and Promotion) and using the citations/circulars to substantiate the business models while replying to the authorities in response to the notice issued by them.

Attending the meetings and advising the business on the regulations to be followed by e-commerce websites.

Coordinating with the consultants and the business to ensure that the respective licenses are applied/renewed on time.

**LITIGATION *–* PAN INDIA**

Handling cases pertaining to recovery of Security Deposit initiated by/against the organization before various courts across India.

Replying to Legal notices issued by the Advocates against the organization on behalf of the owners.

Replying to the notices issued by the Advocates on behalf of the terminated employees/ replying to the notices issued by the Labor officer, attending mediation and reconciliation proceedings before the concerned labor officer and communicating the stand of the organization w.r.t. the matter.

Issuing dishonor intimation notices under the provisions of Negotiable Instruments Act to the drawers who have issued post-dated cheques.

Attending various courts for filing the cases and providing evidence in the matters as an Authorized Signatory of the organization.

Co-ordinating with the Advocates w.r.t. filing and ensuring the required documents are made available to them on time.

Reviewing various citations and discussing with the Advocates on the prospects of the case and updating the status of the case to Associate GC/Deputy GC-Legal.

Handling the Consumer Litigation for Pan India and advising the stakeholders on the ways and means of closing the case. Reviewing the orders passed by the Consumer Forums/State forums and devising the future course of action.

***ROLES AND RESPONSIBILITIES ENTRUSTED IN EXPAT***

* Preparing DDR reports and necessary Sale Deeds/AOS w.r.t.particular property for properties situated in Karnataka.
* Getting the vernacular documents translated for doing the LDD for sites other than Karnataka.
* Coordinating with External Advocates w.r.t. the opinion provided for properties situated in various parts of India.
* Review of all completed LDD’s and draft areements, discussing the bottle necks and challenges w.r.t. the pending LDD to ensure that they have met their objectives.
* Drafting and reviewing legal notices, complaints, suits, petitions, applications, memos, objections, preparing replies to the legal notice, preparing affidavits, etc.
* Drafting and reviewing various documents and deeds such as sale deed, sale agreement, power of attorneys, contracts, commercial agreements, lease deeds, Release deed, letter of intent, joint development agreements, memorandum of understanding, license agreement, Supplementary Agreements, Lease Agreements/Deeds, Leave and

License Agreements, Termination Letters, Bank NOC’s, Affidavits, Indemnity Letters, Loan discharge Certificate and other agreements.

* Preparing synopsis on Latest S.C./H.C. landmark judgments.
* To ensure that adequate documents are provided from Statutory Compliance perspective.
	+ Preparing monthly and weekly service review presentations and attending monthly service review calls with all the External Advocates.
* Attending court proceedings appraising the External Advocates with the facts of the case and also providing the required documents to the External Advocates.
* Legal software adaptability and efficiently researching the case laws.
* Opinions in respect of any legal issue that may be referred in respect of legal / contractual documents.

 ***LEGAL STRATEGY & PLANNING:***

* Safeguard the interest of the company.
* Ensure statutory as well as regulatory compliance of the Company.
* Attaining the key objectives of the Legal team which include elimination of frivolous litigation, reduction of pendency of cases and ensuring reasonable budgetary control on legal expenses.
* Coordinate with various government officers, departments and units in getting information, details and documents necessary for efficacious litigation.
* Review the petitions, objections, applications, sale deeds, license, agreements,etc to safeguard the interest of the company.

**ACHIEVEMENTS IN FLIPKART:**

1. Travelled & personally met Legal Metrology officers in various parts of India in response to the notice issued by them, argued and filed suitable replies & ensured that proceedings are dropped against the organization.
2. Saved Rs. 1.45 crores to the organization in a case of document impounding with the Inspector General of Stamps, Bengaluru where an order was issued to pay Rs. 1.45 crores for not paying the requisite stamp duty for a registered agreement.
3. Got interim stay from Telangana HC in matters where summons were issued by the District Court against the Top Executives of the organization.
4. Recovered 1crore rupees which was stuck with various property Owners through discussion and issuing notices through external Advocates.
5. Ensure the successful release of the Company employees at midnight who were wrongfully detained by the police.
6. Instrumental in recovering Rs. 50 lakhs in various supply chain matters.

**ACHIEVEMENTS in EXPAT:**

a. Provided relevant documents to the External Advocate in a cheque bounce case and the Company (Expat) won the case.

b. Completed the reviewing of the DDR provided by the External Advocates issued for Chandapura project in Bengalur and the DDR report for 100 acres was reviewed within 1 week of the submission of the DDR report and the observations was communicated to the internal stake holders.

***SOFT SKILLS:***

* Scheduling and optimum utilization of the human resources.
* Good communication interpersonal skills.
* Problem solving skills.
* Highly compatible to working under stress environment.
* Flexible and good team player.

***ACADEMIC QUALIFICATIONS:***

 . Master’s of Law (Intellectual Property Rights and Technology Law)

 K.S.O.U. Mysore 2012-2014

* Bachelor of Law 2001-2004.

J.S.S. Law College, Mysore University.

* Bachelor of Arts 1998-2001.

Maharaja College, Mysore University.

***PERSONAL SET:***

Date of Birth: 14th December 1979.

Languages: Englishand Kannada.

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**Date**: 05thNov, 2020

**Place**: Bengaluru.

**(S.M.HARSHA KIRAN)**