

## Nikhil Desai

### Assistant Director

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### Personal Summary

Nikhil specialises in international arbitration, dispute resolution, fraud and asset chasing and has an extensive background in Commercial, Civil and Public Law litigation in Kenya. He has represented clients in various international arbitration tribunals, the High Court of Kenya and the Court of Appeal of Kenya. Nikhil is fluent in English and Gujarati.

### Qualifications

Postgraduate Diploma in Law, Kenya School of Law	2009
Legal Practice Course (LPC), Nottingham Law School (UK)	2007
Bachelor of Law LL.B (Hons), University of Manchester (UK)	2006

**Experience:**

- Co-counsel in an ICSID arbitration protecting Canadian interests against an African Government relating to renewal energy. +
- Representing Mozambican interests in an ICC arbitration in relation to coal concessions in Mozambique. +
- Advising private interests in relation to a family dispute concerning offshore trusts in the Channel Islands and managing litigations in London, Guernsey and Kenya.
- Providing advice and acting for a senior accountant in a wrongful termination claim in an international LCIA arbitration
- Assisting in the enforcement and appeal stages of a multimillion dollar International Arbitration Award obtained by an international power group against an East African government power off taker.
- Advising on the enforcement of a UK Bankruptcy Order in Kenya and attachment of the bankrupt' s undeclared assets.
- Acting for the Kenyan Capital Markets Authority (CMA) in carrying out forensic and fraud investigations against two large publicly listed companies. \*
- Advising a Chinese corporation in relation to an internal fraud concerning their Kenyan subsidiaries and commencing civil and criminal proceedings. \*
- Acting for a Mozambique company who was the victim of internet fraud in India and Nigeria.\*

\* Fraud

+ Energy and Natural Resources

**Positions Held**

Assistant Director, JMiles & Co.

January 2016 – Present

Senior Associate, JMiles & Co.

January 2014 – December 2015

Associate, JMiles & Co.

September 2012- December 2013

Associate, Anjarwalla & Khanna,

July 2009 – August 2012

Trainee Lawyer and Associate, Daly & Figgis Advocates

September 2008 – June 2009

## Other Achievements

### Publications

- Gunther J. Horvath and Stephan Wilske. *Guerilla Tactics in International Arbitration* (Walters Kluwer 2014)
- International Civil Fraud- European Lawyer Reference - First Edition (Thomson Reuters 2014)
- *FraudNet Compendium 2016*
- Miles, J., Fagbohunlu, T. and Shah, K. *Arbitration in Africa: A Review of Key Jurisdictions* (Sweet & Maxwell 2016)

### Speaking Engagements

- Speaker, Capital Markets Authority Seminar: Regulatory Compliance and Emerging Fraud Risk in Capital Markets, May 2016
- Speaker, ICDR Y&I Workshop, Nairobi, April 2016
- Speaker, Young ICCA Workshop, Nairobi, September 2015
- Speaker at the Eastern African International Arbitration Conference in Dar es Salaam, April 2015
- Speaker at an International Arbitration Conference in Lagos, October 2013