

“LAWYERS CONCLAVE”, 2021

A S E R I E S O F S E M I N A R S

SEMINAR I *Topic: Overview and Litigation Practice of IBC Law in India*

Resource Person: Mr. Abhijeet Shinde Head- Litigation, Lodha Group

ABOUT THE EVENT

Indore institute of law has successfully completed its session 2020-2021 through online mode via Microsoft Teams and provided learning, guidance and knowledge to its students. IIL has successfully completed learning opportunities in the form of The Lawyer's Conclave Series, Alumni – The Guiding Lamp series and the “knowledge Series” to provide practical learning.

IIL has come up with II Session of learning and it started

with Lawyers Conclave Series. The 1st seminar was conducted on 8/5/2021 with Mr. Abhijeet Shinde as the resource person. Mr. Abhijeet Shinde has worked with many top law firms of India and has a vast experience in the field of litigation and handles matter related to IBC, Merger and Acquisition, Contracts and many more. IBC has become a hot topic in the legal fraternity and students wants to work in IBC.

The session started with the introduction about IBC and frauds done by companies. Furthermore, the sessions provide in-depth practical knowledge about IBC laws, Company Laws, NCLT and NCLAT and provided an overview regarding litigation practice in the field of IBC. More than 140 students attended the seminar and gets the knowledge about IBC Laws in India.



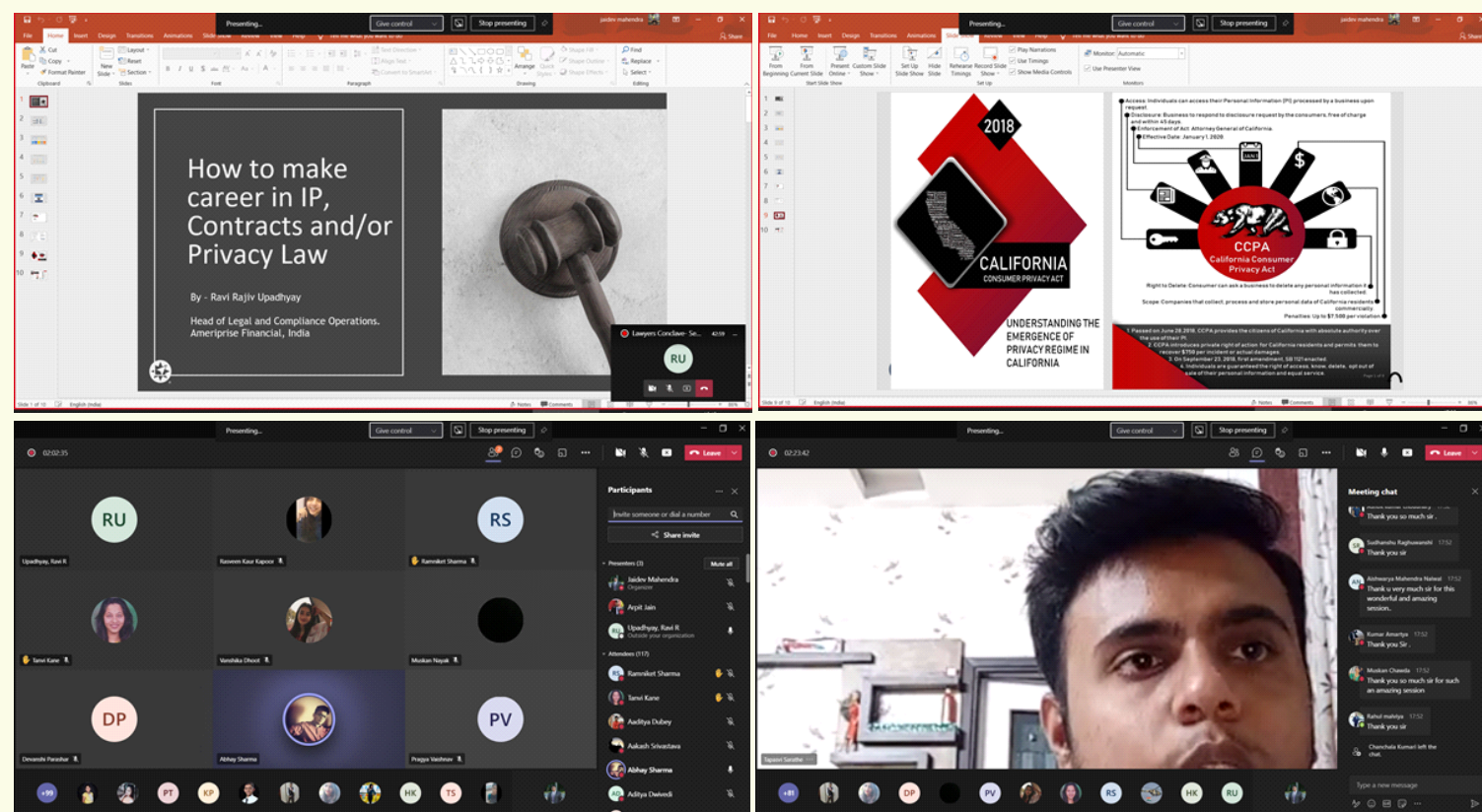
SEMINAR II *Topic: How to make career in IP, Contracts and/or Privacy Law*

Resource Person: Mr. Ravi Rajiv Upadhyay Head of Legal & Compliance Operations, Ameriprise Financial, India

IIL has come up with II Session of learning and it started with Lawyers Conclave Series.

The 2nd seminar was conducted with Mr. Ravi Rajiv Upadhyay as the resource person. Mr. Ravi Rajiv Upadhyay has a vast experience of 15 years in this legal field. Ravi Rajiv Upadhyay leads a team of ~80 legal and compliance professionals supporting global needs in business domains like Wealth management, Banking, and Asset management

The session started with the introduction about Intellectual property and Privacy Laws. The main point in the seminar is how to make a career in IP and Privacy Laws. Privacy Laws are currently the burning issues as Supreme Court delivers new judgement for protection of a person's privacy. Then comes the point of how to draft a contract? Contract drafting is again a crucial issue as “the good the contract is, less is the breach of contract and less is the litigation or arbitration”. Mr. Ravi Rajiv Upadhyay explains the topic with a very beautiful power point presentation. More than 130 students attended the seminar and gets the knowledge about IP laws and Privacy Laws in India.



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Icon Education Society (I.E.S), as a first step to achieve its objectives, decided to set up an exclusive and independent college to provide specialized, high quality Law education for professionals, coupled with all basic infrastructure facilities. Indore Institute of Law is the first independent & exclusive College of Law in Indore, Affiliated to the Bar Council of India & Devi Ahilya Vishwavidyalaya (DAVV), Indore. The Study/ Course/ Admission/ Examination and Degree shall be strictly in terms of regulations of DAVV, Indore. Indore Institute of Law is only Private College in Madhya Pradesh where all the law courses are under one roof.

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EFFECT OF CHINESE AGGRESSION IN NEW WORLD POLITICS



With recent dethronement of United States as wealthiest nation of world by the China had raised the issue of increase of Chinese influence at the stage of world politics. The current Chinese aggression over multiple theaters of the world geography had increased the concern of national security and sovereignty for the many countries especially in the case of occasional sabre rattling of the China over the south China sea and violation of Taiwanese airspace has increased tensions as it is the land which is claimed by China as its own backyard. This has strained the Beijing's relations with many countries especially with Washington which consider these countries as major ally, thus creating the speculations of emergence of a new age cold war between US and China.

The world as emerged from the shadows of cold war which ended with the disintegration of USSR in 1992, leaving the United States as sole superpower. With emergence of China as global industrial powerhouse, it has undergone rapid development in all sectors especially in defence, challenging the hegemony the United States. With the increase incursions of China at South China sea, Japanese and Taiwanese air space had further increased tensions with US since it consider them as the major non-NATO ally. The relation of US-China has been at ups and downs since the beginning of cold war making China as key player at cold war. With the end of Chinese civil war with the communist victory and the Kuomintang exile to Formosa island (today Taiwan) country was always the one of the hotspot of the cold war and was always concern of US since China was a communist state and US

supported Kuomintang. Their relation gained warmth after Sino-Soviet split and the Nixon's visit to China. Since ever than different president had different policies regarding China. The recent development of China's conventional and nuclear arsenal had concerned the Washington and forced to rethink their defence policies especially in nuclear deterrence since the cold war especially when the tensions are high at south China sea. And the beginning of US-China trade war in 2018 had pushed their rivalry to a new level. At the level high since the last stages of cold war in the 80's. At the recent times with their relations coming at the point of weighing scale where a minor escalation can shift the balance in the favor of the one. Since the recent escalation at south China sea and the recent incursion at Alaskan waters the concern of the US and its allies had been increase as the recent push of aggressive tactics by China had always shift the momentum of the geo politics at world stage since it has significance importance for not only few countries but for the world.

The US-China rivalry has costed the world in terms of economy and politically as the trade war between them has slowed down the world economic growth from 3.6 to 3.3 (according to international monetary fund's world economic outlook report) and majorly impacted US and allies on the manufacturing sector since the tariffs by the Trump administration had cost them too hard. With the recent conditions of the relations between the it is important that both have to take initiative to resolve their problems for example both of them signed the partial trade

deal in 2020 to low the impact of ongoing trade war. But the recent Chinese show of force over south China sea, Taiwan and Japan has forced the US to rethink their policies on these matter because of their commitment to protect them and any further escalation can also lead to war between them.

like the United States India has also faced the aggression of the China especially with the northern and eastern borders of Ladakh and Arunachal Pradesh. The border disputes with it had realized India about their relation status that it must require to do more to stand against the strong foes like China. Since the 1962 war which left the deep scar for the Indians their relation was never the same and India began to grew suspicious of the China which was further concreted with recent clashes of Galwan valley and the Doklam along LAC in 2018 and 2020, and still there are reports of the of clashes of PLA (People's Liberation Army) with the Indian armed forces. The concerns of the New Delhi is increased furthermore with the China's move to bring its relationship with Islamabad even closer making the situation for 2 front war for the India. and China's try to increase influence over the Indian ocean through its ambitious one belt one road (OBOR) initiative which includes to build the new trade routes to reach Europe based on the ancient silk route, under this initiative China leased the Gwadar port in Pakistan and Hambantota port in Sri Lanka further concerning India because of its strategic importance. Thus realizing the India to need a strong policies to counter the Chinese aggression.

The world has began to realized the threat of

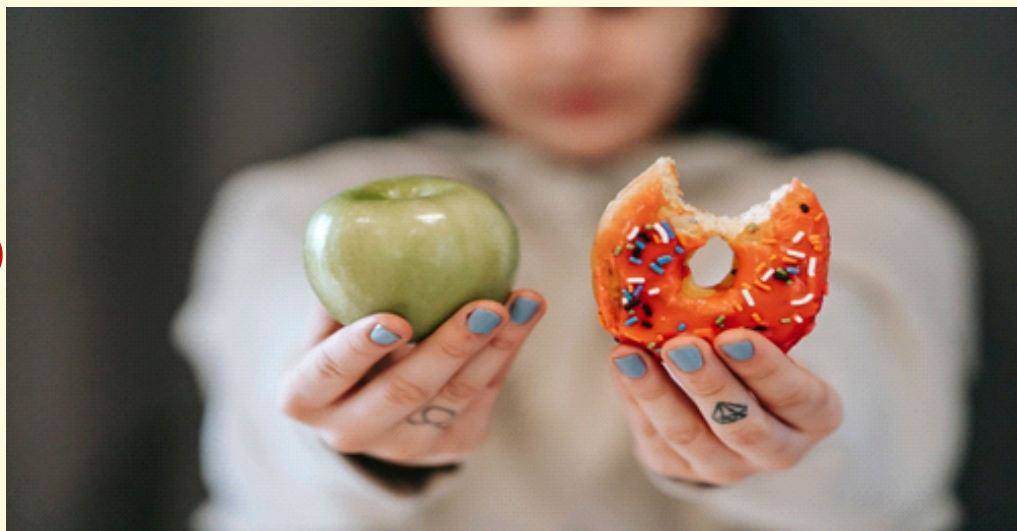
China's policies and are making the move to counter it. In recent times the world witnessed the formation of the strategic alliance comprising of the India, United States, Australia and Japan called Quadrilateral Security Dialogue or 'The Quad' and also the AUKUS group of United States Australia and United Kingdom. This bold moves has surprised the Beijing which had replied in the vocal of contempt or as an act to disbalance the balance of power in the Indo-Pacific Region. Currently keeping China in the note India has began to rapidly modernising its military capabilities to counter the Chinese moves which results in the observation of induction of new generation P-15b destroyer INS Visakhapatnam and Scorepene class submarine INS Vela, and the recent large scale military exercises in Ladakh and Arunachal region had send the strong message to it. And the formation of alliances like quad had significantly became more important as the China is trying to increase its influence by the new means like the economics and cyber warfare.

In the today's world the monopoly of one country in the world politics is very harmful and the bi-poly has the serious consequences of it which we saw in the cold war. Since the China is trying to create the world hegemony the conditions of the new cold war is emerging thus the UN and the other world organization must act in this case also India must find the diplomatic measures with the military actions to deter the Chinese aggression.



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EATING DISORDERS



Eating disorders are actually the most serious mental illness related to food and one's eating behavior. It's not a choice of lifestyle instead a severe mental disorder in which body's ability to get proper nutrition is affected which can lead to many health issues, such as heart or kidney problem and can even lead to death. Approximately 30 million Americans live with an eating disorder. Global eating disorder prevalence increased from 3.4% to 7.8% between 2008 and 2018. They are more prevalent among young women than men with 3.8% and 1.5% respectively. Eating disorder have negative impact on health, emotions, and proper functioning of body. Which further leads to birth of several diseases. These issues are subdivided in three (i) Binge eating disorder (ii) Bulimia nervosa (iii) anorexia nervosa. Binge eating disorder where a person have no control on eating for two hours, he eats quickly and alone without enjoying the food and feels embarrass while eating. This continues until he feels uncomfortable or absolutely full. Not even

hungry than also eats to feel free from tension and stress. Similarly, Bulimia nervosa where a lonely person eat too much and feels embarrass. After, eating they try to compensate by over exercising and use of medicines to increase urination and stool. They induce vomiting by themselves frequently. Furthermore, Anorexia nervosa is a condition in which people restrict their behavior towards food. Due to which the weight start to decrease. Restrictiveness towards food may cause many medical complications like hypothermia, bradycardia, low blood pressure, edema, depression and OCD, which effects the body negatively and can even lead to death. Moreover, it can be of two types restrictive and binge. In restrictive type a person restricts him from eating whereas in binge type he eats excessive but uses compensatory methods such as self induced vomiting, etc. Eating disorders are mainly found in women and teenagers who are or want to enter in professions where physical appearance

matters a lot, for instance, modelling, sports etc. In binge eating disorder a person becomes too heavy and hasty whereas in anorexia nervosa a person becomes thin, weak and lack self evaluation. In bulimia nervosa a person is more aggressive, impatience and try to control weight. These people have more chances to become drug addicted and are very sensitive in nature. To overcome binge eating disorder many doctors prescribe psychotherapy. Psychiatrist, and physicians are also very helpful for this. As bulimia nervosa is ego dystonic which can be cured by counselling and family therapy. In case of anorexia nervosa the above stated therapies can be used but in severe cases there can be need of hospitalization. Eating disorder are serious mental illness which signifies unhealthy relationship with food. Other causes includes effect of another mental problem, genetic, media, negative body image, and trauma. It is third most chronic problem among teenagers and

women. 70 million people live with eating disorders globally. About one person dies every hour due to eating disorder among which anorexia is the most deadly. Half of the people with an eating disorder use alcohol and illicit drugs wrongly. Majority of people effected from an eating disorder can suffer from depression and mood disorders. Eating disorders usually consists of treatment options as psychological and nutritional counselling and family therapy.



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EAST INDIA COMPANY 2.0

“HISTORY REPEATS ITSELF”

A COMPARITIVE STUDY



The British East India Company exclusively reached us for mercantile purposes in the Indian Ocean region but gradually the company seized control of large parts of the Indian market particularly in basic commodities like cotton, silk, jute etc., which emerged as the devastation of the small traders and farmers.

On the same path Amazon with a launch in June 2013 in India, promised to provide small businesses with a huge scaling opportunity without having to build the technical or functional infrastructure of scale and to expand their reach throughout the nation. But the reality is a bit disappointing, HOW?

STEALING THE BREAD

Amazon wants to create an atmosphere of monopoly in online offline market in India; some of the major criticism echoing around Amazon is as follows:
Tremendous discounts offered by them is throwing the offline retail stores out of the business because pockets of these E-commerce giants are very deep, they can afford such price drops but the traders can't.
Preferential treatment to large merchants often exploit small sellers by charging lofty commission for selling their products and yet anticipate them to provide hefty discounts.
Private labels like 'Amazon basics' are being pushed

aggressively by the way of cross-selling which results in stealing the market of small traders even for the basic commodities.

Very cleverly Amazon interprets the database obtained from the consumers on their website to specify the most selling commodity in the market and then develops the same commodity under its own brand name.

MARKET SHARE



If we talk about the pandemic era you will be shocked to realize that 1 in 6 small businesses had descended their shutter off so far but the astronomical revenue of Amazon

at the same time substantiates that their market share is enormous and rising. As you can see in the pie chart above the major market powers are very limited which gives rise to a pocket economy for these E-commerce giants.

CONCLUSION

Amazon has travelled a long path in the last 8 years in India, it has retained its position as a top player in the industry, it has also delivered their promise to the customer and the shareholder but all this is done to attain the market share and make illegitimate financial success at the expense of livelihood of 8.5 crore small merchants and their families. Amazon should amend their strategies so that it becomes economic friendly and competitive. Otherwise, we are well aware of the consequences of the British East India Company.



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CURRENT AFFAIRS, JUNE 2021

- The United Nations Decade on Ecosystem Restoration has been officially launched, which will run from 2021 to 2030. United Nations Decade on Ecosystem Restoration will be co-led by the UN Environment Programme (UNEP) and the Food and Agriculture Organization of the UN (FAO). It was proclaimed by the United Nations General Assembly in a 2019 resolution.
- Maldivian foreign minister, Abdullah Shahid was elected President of the 76th United Nations General Assembly (PGA) with an overwhelming majority. He garnered 143 votes in favour with 48 against – that gave him victory by a three-fourths majority. The post of the UN General Assembly President rotated annually among regional groupings. The 76th session (2021-22) is the turn of the Asia-Pacific group and this is the first time Maldives will be occupying the office of the PGA.
- Group of Seven (G7) advanced economies signed a landmark deal on taxing multinational companies. As per the deal, the minimum global tax rate would be at least 15 per cent. The agreement was signed by finance ministers of the United Kingdom, United States, Germany, Canada, France, Italy and Japan. It opens the way for levies on multinational companies in countries where they operate rather than just where they are headquartered.
- As per the World Investment Report 2021 by the UN Conference on Trade and Development (UNCTAD), India was the fifth-largest recipient of Foreign Direct Investment (FDI) inflows in the world in 2020. The country received USD 64 billion FDI in 2020, which is an increase of 27 per cent, over USD 51 billion inflows in 2019.
- Former Supreme Court judge Arun Kumar Mishra will be the new chairperson of the National Human Rights Commission (NHRC) after a high-powered recommendation committee proposed his name.
- India has been elected as a member of the United Nations Economic and Social Council (ECOSOC), one of the six main organs of the United Nations, for three-year terms of 2022-24. India was elected to the 54-member ECOSOC, by the UNGA on June 7, 2021, in the Asia-Pacific States category, along with Afghanistan, Kazakhstan and Oman.
- The discovery of a “cool” exoplanet located 90 light-years from Earth has excited scientists in their hunt for extraterrestrial life. According to a study published in Science Daily, researchers from NASA's Jet Propulsion Laboratory and the University of New Mexico discovered exoplanet 'TOI-1231 b' orbiting an M dwarf star - otherwise known as a red dwarf.
- The UAE government awarded Bollywood actor Sanjay Dutt with its Golden Visa. The Golden Visa system essentially offers long-term residency to people with outstanding talents. In 2019, UAE implemented a new system for long-term residence visas enabling foreigners to live, work & study there without the need of a national sponsor & with 100% ownership of their business.
- The first Asia Pacific Public Sector Cyber Security Executive Council has been launched by Microsoft. It consists of policymakers and influencers from Brunei, Indonesia, Korea, Malaysia, the Philippines, Singapore and Thailand. The council aims to accelerate public private partnerships in cybersecurity and share threat intelligence.

As since 1994, Belarus is having the same President Alexander Lukashenko who is currently on his 6th term as the president. All the 6 elections were deemed to unfair as there was always election fraud. So, the current president said to be a dictator who is infamously known as the last dictator of Europe. As all neighboring countries around Belarus is democratic. As citizens of Belarus are agitated and want to bring down their dictator and make country democratic. Recently the three were many big protests which were going around Belarus. The government police arrested thousands of protestors and some of them were put in jail. Most of opposition leaders were either in jail or have fled the country. Seeing this happen in response, The European Union and the USA declared economic sanctions against the Lukashenko government. These sanctions were not that important until May 2021, there was a shocking incident took place. What happened was that aa flight from Greece was flying to Lithuania in this flight, was Raman Pratasyevich a Belarusian blogger and political activist. He had written against the Belarusian government often. When the flight was flying over Belarus, The Belarusians authorities diverted the flight and made it land in the Minsk. This was done so that they can arrest the blogger. The flight flying between two foreign countries was diverted and forcing it to land on another location is non the less

than a hijacking. It can be considered a terrorist act, The European Union called it Air Piracy and after this incident European Union banned Belarus' s airline from all the European Union airports and also banning it from even the European Union airspace. Additionally, the top commodities exported by Belarus to the European union like petroleum product, potash (potassium chloride) were also banned. The European Investment Bank stopped funding the projects in Belarus. Several more steps were also taken by EU which led to Belarus economically isolated, this caused a huge shock to the Belarusian economy. In 2020 about 50% of petroleum products were exported to European Union and UK that now become half of it. As Belarus was land locked country it can export products through any means except air but banned in air spaces had caused Belarus' economy to come to a standstill.

To counter this sanctions ad to take revenge, Belarus' dictator started to planning an act to weak point of European Union which was refugees which was taken account by seeing the refugee's crisis 2015, When refugees came to Europe in large numbers that make it quite difficult for the European countries to deal with it. Belarus's dictator latched on to this weak point. This was the reason for Belarus for accepting these refugees to come into their country and dumped them into border.

REFUGEES NEW WEAPON FOR WARFARE



In this current flow of time many wars have occurred which had shown different and unique weapons. In current time their has been a new weapon is made by Belarus called refugees, which it use to conquer the European union which is named as Belarus – European union border crisis.

The crisis started when the Belarus started accepting refugees from which were coming from war-torn countries like Afghanistan, Syria or country like Republic of congo where situation is horrific all refugees gather to Minsk which is capital of Belarus from there, they were transported to borders of Poland, Lithuania and Latvia by giving transport facilities and help of human smugglers to cross border illegally. When that was not possible, they put refugees in border with wire cutters between border and telling them to cross the borders if not die here in winter. This led to emergency given by European union. Belarus a land-lock country which surrounded by Lithuania, Latvia, Ukraine, Russia is doing this horrific thing, the reasons can be understood by seeing past political matters between Belarus and European Union.

Lukashenko claims that the European Union is violating human right here by not permitting the entry of these people and it violates the International Rules of Asylum. On other hand, in the United Nation Security Council and several countries claim that it is a type of hybrid warfare that been used against Europe. The European Commission is now discussing blacklisting the airlines carrying flights from refugee's hotspot countries to Belarus blacklisting those airlines from Europe.

Blame game is still on the international side but this warfare is using refugees, who are helpless people that left their conflict-ridden countries to save their lives are now use as weapons and stuck in a political warfare without no help and shelter given to them. United Nation and European Union must try to help them in this situation and take steps to stop this type of hybrid warfare where innocent lives are used.



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