

Sharmistha Ghosh

Partner | Kolkata

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Sharmistha has over 19 years' experience in the Dispute Resolution practice group specialising in labour and employment law. She advises and represents a range of government corporations, PSUs, and private clients in litigation and arbitration matters spanning employment, infrastructure, and real estate. Sharmistha appears regularly before the Supreme Court, several High Courts, including Calcutta, Bombay, and Guwahati, as well as specialised tribunals such as the NCLT, NGT, and industrial tribunals. Her experience includes defending clients in employment disputes, land acquisition cases, and arbitration, along with advising on regulatory issues related to biodiversity, pharmaceutical classification, and cross-border project disputes. She also handles criminal matters and regularly appears in bail proceedings.

PRACTICE AREAS

Employment & Labour
Corporate & Commercial
Dispute Resolution &
ADR

EDUCATION

LLB, Burdwan University

MEMBERSHIPS

Bar Association of
Calcutta High Court
Incorporated Law Society

PUBLICATIONS

*Online execution of loan
agreements*, Mondaq

LANGUAGES

English
Bengali
Hindi

REPRESENTATIVE MATTERS

Indian Oil Corporation Ltd (IOCL)

On successfully opposing a bail application in an FIR lodged by IOCL against persons pilfering crude oil from IOCL pipelines

On successfully defending a writ petition challenging the compensation granted by the Competent Authority for acquisition of the right of user in land to install pipelines, on the existence of an alternative remedy

On successfully challenging the enhanced compensation granted by the Land Acquisition Tribunal from INR 2287 to INR 10000 per cottah

On providing a legal opinion on the validity of a clause rendering a company manufacturing or supplying explosives ineligible to participate in a tender for transportation and conversion of ammonium nitrate

On successfully defending a petition seeking regularisation of appointment of contractual workers on the ground that they were not direct employees of IOCL

On successfully defending the sanctity of an employment agreement having different pay for the same class of employees

On successfully defending the termination of an agreement for setting up an important LPG terminal in an arbitration; successfully defended the award before the Delhi High Court and Supreme Court

West Bengal Infrastructure Development Finance Corporation Ltd (WBIDFC)

On an application in a suit against UCO Bank seeking to bring documents on record that were revealed during cross-examination having a significant bearing on the case

Charan Chabria

On successfully securing possession of a floor locked by the client's brother/co-owner, who relied on an illegal gift deed

Shellac & Forest Products Export Promotion Council (SHEFEXIL)

On representing SHEFEXIL before various ministries and authorities on Access and Benefit-Sharing (ABS) of biological resources after amendments to the Biological Diversity Act, 2002

On providing a legal opinion on whether nutraceuticals are covered by the Drugs and Cosmetics Act, 1940

Braithwaite Burn & Jessop Construction Ltd

On challenging an arbitral award arising out of developmental projects in Gabon, Africa before the Calcutta High Court

Indian Institute of Management Calcutta

On a writ petition by a visually impaired candidate having 40% benchmark disability seeking a touchscreen landscaped laptop for appearing in the CAT exam

Tata International Ltd

On successfully defending arbitration claims and the award passed against Titagarh Wagons Ltd

BK Consortium Engineers Pvt Ltd

On conducting title search, due diligence and preparing title search reports from time to time

Dr Atindriya Biswas

On an arbitration against Healthcare LLP for wrongfully removing the client from directorship despite his investment in lakhs

Suryanarin Bhattacharya

On a writ petition by the client, a member of Kolkata Uniworld City Apartment Owners Association, against the illegal acts of its Board of Managers before Calcutta High Court