



## R. Rishi

Strategy is the underlying language. Rishi has appeared at all levels of Malaysian civil courts, before domestic and international arbitral tribunals and continues to regularly do so.

Rishi's expertise centres primarily on commercial litigation, corporate and shareholder disputes, anti-money laundering compliance, defamation, and arbitration. Rishi spearheaded aspects of international civil recovery suits involving the infamous 1MDB saga, which includes matters against International Petroleum Investment Company (IPIC) and Aabar Investment PJS.

Rishi spent his formative years delving in complex corporate, commercial disputes involving financial institutions, leading audit firms, newspapers, multinationals, and listed companies. Rishi also regularly represents clients before domestic and international arbitral tribunals.

Despite having an affinity for courtroom battles, Rishi's approach towards disputes and his advice to clients are solution driven while being cost conscious.

Rishi is a former secretary of the Malaysian Middle Temple Alumni Association (TMMTA) and was a contributing author of the Malaysian White Book on Civil Procedure, 2013, 2015 and 2018 editions.

Email : [rr@rishi-partners.legal](mailto:rr@rishi-partners.legal)

Telephone : +603 21811520

### Qualifications/ Certifications

- LL. B (Aberystwyth University), LL.M in International Trade Transactions (University of Manchester)
- Advocate & Solicitor of High Court of Malaya
- Barrister-at-Law (Middle Temple)
- Certified Anti-Money Laundering & Counter Financing of Terrorism Compliance Officer (CAMCO)

### Practice Areas

- Corporate & Commercial Litigation
- Corporate Fraud
- Arbitration
- Anti-Money Laundering Compliance
- Defamation

### Notable Cases/Matters

- **Live Scape Sdn Bhd v World Wonder Fest Sdn Bhd [2023] MLJU 96** acted as lead counsel for a prominent live arts/event management company in a protracted dispute pertaining to a large scale K-PoP event, being victorious on all fronts -7 figure compensatory damages, damages for defamation, including costs for the entire action. Also causing for the dismissal of the opponents counterclaim as a whole.
- **Minister of Finance (Incorporated) & 1 Malaysia Development Berhad (1MDB) v International Petroleum Investment Company & Aabar Investments PJS [2021] EWHC 2949**, acted as lead/coordinating solicitor in Malaysia representing 1MDB and Ministry of Finance Inc (MoF Inc) in their multi-billion dollar claim/arbitration. The High Court of England and Wales had recently granted the statutory extension of time to 1MDB and MoF Inc for the purposes of challenging a 2017 Consent Award with International Petroleum Investment Corporation and Aabar Investments PJS.
- **CapAsia Solar One Ltd v Sun Energy Ventures Holdings (Labuan) Ltd & Ors [2021] 12 MLJ 296**, represented Sun Energy Ventures group of companies in a USD 25,600,247.00 (approximately RM107,521,457.40) dispute pertaining to (amongst others) a photovoltaic solar energy power project spanning across West and East Malaysia, which involved nuanced issues of legality between offshore instruments pertaining to debt/equity financing, mezzanine finance, foreign bank licensing, the Labuan Financial Services Act (LFSA), capital markets law, the contractual binding effect of a pre-agreed exit strategy in an investment. Ultimately caused for the materialisation of a full and final settlement against all Defendants represented with absolutely no liability attached.

- **ADM Ventures (M) Sdn. Bhd. & Ors v Renew Capital Sdn Bhd & Ors and other cases [2021] MLJU 1466**, acted as lead counsel and successfully defended City Motorsports Sdn. Bhd., its director and shareholder respectively in a protracted multi-party (12 consolidated suits) minority oppression shareholder dispute pertaining to the KL City Grand Prix street race, a V8 Supercars international racing series. The litigation lasted over a period of 5 years.
- **Fullbright Vista Sdn. Bhd. v Sabakekal Sdn Bhd and Sabah Development Bank Berhad**, acted as chief/instructing solicitor for Fullbright Vista (FBV) and successfully obtained a Consent Order to preserve FBV's contractual and commercial rights under a Collaboration Agreement and the Renewable Energy Power Purchase Agreement, averting a catastrophic insolvency.
- **OCK Group Berhad v SEV Renewables Sdn Bhd (Arbitration)**, acted as lead counsel and successfully caused for stay of proceedings pending arbitration. After intense discussion/negotiation, this matter was eventually wholly settled.
- **Live Scape Sdn. Bhd. v World Wonder Fest Sdn. Bhd. [2020] MLJU 1510**, acted as lead counsel for the Plaintiff, an international events management company, in a claim for damages for a purported breach of contract and defamation, in respect of an underlying dispute concerning a Korean K-pop concert in Malaysia.
- **Licvem Shipping & Trading Aps & Anor v JLM Logistics (M) Sdn. Bhd. & Ors [2016] 10 MLJ 247**, acted as lead counsel for the Defendants, successfully securing disclosure of substantial contentious documents for his clients whilst causing for the dismissal of the Plaintiffs' extensive application for disclosure of documents from his client. He went on to successfully defend the Defendants against any liability for a RM6.1 million claim involving breaches of contract, conspiracy to injure, tort of unlawful interference with business and trade.
- Represented a multinational food corporation in an arbitration seeking damages against an international food supplier owing to contamination of phthalate and plasticisers in supplied food products.

- Acted as co-counsel in defending an international Port in a bifurcated arbitration in respect of a contractual/agency claim in the Singapore International Arbitration Centre (SIAC).
- **Moithu Kutti bin Mohammad & Ors v Licvem Malaysia Shipping & Logistics Sdn. Bhd. [2016] 8 MLJ 128**, acted for the Petitioners (as lead counsel) and successfully obtained dismissal of the Respondent's request for an extension of time to allow the Respondent's director and majority shareholder to file an affidavit in reply in opposing the Petition to wind up the Respondents.
- **Karpal Singh Ram Singh v Public Prosecutor & Another Appeal (No.2) [2016] 8 CLJ 65**, was part of the team representing the Appellant in an appeal against the sentence pursuant to the conviction under s.4(1)(b) of the Sedition Act 1948.
- **Diljit Kaur a/p Puran Singh v Majlis Peguam Malaysia [2015] 7 MLJ 695**, represented and successfully defended the Malaysian Bar against the Plaintiff in a claim for damages pertaining to issuance/renewal of the lawyer's practising certificate.

### **Publications**

- Upholding The Federal Constitution: The Judicial Thoughts Of Dato' Seri Hishamudin Yunus 2022, Chapter on Native Customary Rights
- Contribution Editor - Malaysian Civil Procedure 2018(Sweet & Maxwell Asia)
- Contribution Editor - Malaysian Civil Procedure 2015(Sweet & Maxwell Asia)
- Contribution Editor - Malaysian Civil Procedure 2012(Sweet & Maxwell Asia)
- The passing of Risk in CIF contracts: A Comparative study between English Law and the Vienna Convention (2008, 2009)
- Banking Payments in International Sales: Critical analysis of the doctrine of Strict Compliance (2008,2009)
- Expert Psychiatric and Psychologist Testimony: A Critical Evaluation of R v. Tuner (2007, 2008)

## Presentation/ Talks

- Panel Speaker, Global Legal Association Litigation Conference 2023, Amsterdam, “Adoption of Artificial Intelligence, Machine Learning & Block Chain Technology in Litigation”, 4 & 5 September 2023
- Panel Speaker, International Malaysia Law Conference, Malaysia, “The Development of the Law on Discovery/e-Discovery Pre- and Post-Pandemic: A Comparative Analysis”, 11 July 2023
- Panel Speaker, World Litigation Forum, Singapore, “ESG, SDGs and sustainability for law firms”, 23 & 24<sup>th</sup> May 2023
- Panel Speaker, “KL Bar Talk: The Art of Advocacy - Corporate Fraud Recovery”, 10<sup>th</sup> January 2023.
- Panel Speaker, “2<sup>nd</sup> National Litigation Conference 2022: Judicial Approach to Unconscionability and Good Faith in Business Transactions”, 10<sup>th</sup> September 2022.
- Panel Speaker, “Penang Legal Forum 2022: Strategies in Managing Corporate & Commercial Disputes”, 22<sup>nd</sup> July 2022.
- Panel Speaker, “RDS Talk: The Role That Lawyers Play in Enhancing a Successful Mediation”, 28<sup>th</sup> April 2022.
- Panel Speaker, “RDS Talk: IP Litigation: Formulating Pre-Action and Main Action Strategies”, 25<sup>th</sup> November 2021.
- Panel Speaker, “RDS Talk: Appellate Advocacy: Strategies in Presenting an Appeal”, 28<sup>th</sup> October 2021.
- Panel Speaker, “RDS Talk: Expert Witness in Litigation: Civil, Medical Negligence & Tax”, 22<sup>nd</sup> July 2021.
- Panel Speaker, “RDS Talk: Time Bar in Civil & Tax Matters”, 9<sup>th</sup> July 2021.
- Panel Speaker, “RDS Talk: Compensation for Termination of Contract & The Consequential Tax Treatment”, 23<sup>rd</sup> June 2021.
- Panel Speaker, “RDS Talk: Corporate Fraud - Looking Beyond the Boardroom”, 11<sup>th</sup> June 2021.

## **Publications**

- Contributing Editor, Malaysian white book on Civil Procedure, 2013, 2015, and 2018.
- Contributing Editor/Author of chapter 'Native Customary Rights', Upholding The Federal Constitution: The Judicial Thoughts Of Dato' Seri Hishamudin Yunus.