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OCTOBER LAW UPDATES

MAHESHWARI & CO. is a full service Law Firm that represents its clients in a number of complex and high value transactions. The Firm has an expertise and vast experience across various areas of practise including Corporate & Commercial Law, mergers & acquisitions, intellectual property rights, taxation, Litigation and Arbitration, Insolvency & Bankruptcy and Immigration.

MAHESHWARI & CO. is a key player in India's Green Hydrogen Mission, and has been collaborating with various national and international groups, associations, organizations, forums, and chambers to provide our expert opinion on the existing and upcoming regulatory framework.



Note: To read more about the news, please download the pdf file and click "Read More" or visit our website from the link given in the post. This is for Internal Circulation

FIRM BULLETIN

Mr. Akhand Chauhan, Partner Shares Insights on Drafting, Court Conduct, and Litigation Strategies



An enlightening interactive session was conducted by Mr. Akhand Chauhan, Partner on "Understanding Courtroom Etiquette and Litigation Strategy", aimed at bridging the gap between theoretical legal education and practical courtroom realities.

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Intern Session: Mr. Himanshu Sachdeva Discusses the Growth and Impact of the Insolvency and Bankruptcy Code, 2016



An insightful session was led by Mr. Himanshu Sachdeva, Senior Associate exploring the transformative journey of the Insolvency and Bankruptcy Code (IBC), 2016. Legal experts, financial professionals, and insolvency practitioners discussed how the IBC has evolved from a creditor-centric approach to a resolution-driven framework, prioritizing value maximization and timely revival of stressed assets.

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FIRM BULLETIN

Ms. Akshi Seem Conducts an Insightful Session on IPR for Interns at MAHESHWARI & CO.



An insightful session on Intellectual Property Rights in India was led by Ms. Akshi Seem, Associate Partner focusing on “Exploring Unconventional Trademarks Across International Jurisdictions.” The session began with the basics of IP, highlighting its intangible value as the wealth of ideas, creativity, and innovation.

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Litigation Update: MAHESHWARI & CO. Secures Favourable Judgment in M/s. Devang Solar v. Punjab National Bank & Anr. before Saket Courts

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Court Upholds PNB's Refusal in M/s. Devang Solar v. Punjab National Bank & Anr

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We are delighted to share that we have successfully secured a favourable judgment from the Court of Sh. Sandeep Yadav, District Judge (Commercial)-03, South, Saket Courts, New Delhi, in M/s. Devang Solar v. Punjab National Bank & Anr. (CS (Comm) No. 29/2018). The matter arose from a commercial dispute concerning a Letter of Credit (LC) issued in connection with the supply of solar street lights.

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MAHESHWARI & CO. Advises Global Clothing Brand on Corporate, Regulatory, and IP Matters

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MAHESHWARI & CO. is advising a leading global clothing brand on comprehensive legal, regulatory, and compliance matters to support its evolving “phygital” retail model. Our team is providing end-to-end legal support, including corporate structuring, statutory and secretarial compliance, intellectual property

protection, commercial agreements, and strategic advisory on navigating complex regulatory frameworks such as FEMA and IT laws — enabling the Client to streamline operations, mitigate risks, and expand sustainably in the dynamic retail sector.

[READ MORE !\[\]\(05be7c7a8995decd503647c99211f7c2_img.jpg\)](#)

Legal 500 Publication: Senior Associate, Mr. Ketan Joshi's Article on “Fashion and IP – Can a Design Be Too Trendy to Trademark?”



The article explores the intersection of fashion and intellectual property, examining how trend-driven designs often fail to meet the distinctiveness required for trademark protection. Highlighting cases such as BHPC v. Lifestyle Equities, it underscores that only designs with strong source-identifying function and consumer recognition can be protected.

[READ MORE !\[\]\(fe3aebe81acea8d45108cd2768939da7_img.jpg\)](#)

FIRM BULLETIN

MAHESHWARI & CO. warmly welcomed the team from Habib Al Mulla and Partners, Dubai, at our New Delhi office.



MAHESHWARI & CO. warmly welcomed the team from Habib Al Mulla and Partners, Dubai, at our New Delhi office. It was a fruitful and engaging discussion with the partners of Habib Al Mulla & Partners on fostering stronger collaborations and exploring future opportunities between our firms.

We look forward to continued engagement and building long-term professional partnerships.

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NEWS

Tata Trust Governance Crisis and Government Intervention

India's Tata Group, valued at over USD 180 billion, is facing an unprecedented governance crisis within its philanthropic arm, Tata Trusts, prompting swift government intervention. The dispute erupted when four Tata Trust trustees—Darius Khambata, Jehangir HC Jehangir, Pramit Jhaveri, and Mehli Mistry—alleged that Chairman Noel Tata and Tata Sons' board, led by N. Chandrasekaran, were bypassing established governance protocols in appointing key positions and sharing critical information. Sources say the quartet had formed a de facto "super board," undermining the authority of Noel Tata and the Tata Sons board.

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MeitY Unveils Draft Rules to Regulate and Promote Online Gaming Sector

The Ministry of Corporate Affairs (MCA) has amended the Companies (Compromises, Arrangements and Amalgamations) Rules, 2016, to broaden the eligibility for fast-track mergers. The Draft Promotion and Regulation of Online Gaming Rules, 2025 ("Draft Rules") have been framed by the Ministry of Electronics and Information Technology ("MeitY") under Section 19 of the Promotion and Regulation of Online Gaming Act, 2025, which received Presidential assent and was published in the Gazette of India on 22 August 2025. MeitY is empowered to notify the Rules' commencement date and to establish the Online Gaming Authority of India ("OGAI") as a corporate body vested with civil-court powers to oversee the sector's regulation.

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NEWS

Fast-Track Merger Rules Revolution: MCA's 2025 Amendment

The Ministry of Corporate Affairs (“MCA”) Notification G.S.R. 603(E) dated September 4, 2025, marks a significant expansion of the fast-track merger regime under Section 233 of the Companies Act, 2013. This amendment substantially widens the eligibility criteria for streamlined mergers, allowing a broader range of unlisted and intra-group corporate entities to merge via the Regional Director's fast-track process instead of the National Company Law Tribunal (NCLT) route. By doing so, the MCA aims to expedite low-risk, straightforward amalgamations and decongest NCLT dockets, thereby enhancing transaction predictability and reducing costs for mid-market and unlisted companies.

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SEBI's Revolutionary Overhaul of Related Party Transaction (RPT) Framework

Mumbai, August 4, 2025: The Securities and Exchange Board of India (SEBI) issued a landmark consultation paper proposing the most significant reform of Related Party Transaction (RPT) regulations under the Listing Obligations and Disclosure Requirements (LODR) in a decade. The overhaul abandons the existing uniform threshold—₹1,000 crore or 10% of consolidated turnover—for shareholder approval, replacing it with scale-based thresholds calibrated to company size.

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NEWS

From Emergency Measure to Standard Practice: MCA's Virtual AGM Extension

During the pandemic, the MCA allowed AGMs/EGMs via VC for 2020 through General Circular No. 20/2020 (5 May 2020), applying the earlier AGM/EGM framework including e-voting and transmission of financial statements by email, while clarifying that this did not extend the statutory timeline for holding the meetings. The emergency framework led to the omission of prior restrictions on discussing certain important matters via VC/OAVM and established virtual meetings as a standard practice.

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Novenco Building and Industry vs. Xero Energy Engineering Solutions Pvt. Ltd : clarifying Urgency under Section 12A in Continuing IP Infringement Cases

The case is between Novenco Building and Industry and Xero Energy Engineering Solutions Pvt. Ltd., embodying a critical question of Law, i.e., whether a suit alleging continuing infringement of patent and design rights can be said to contemplate urgent relief within the meaning of Section 12A of the Act. The Facts of the case were that Novenco Building and Industry is a Danish company incorporated under the laws of Denmark, and the company is engaged in the manufacture of highly efficient industrial fans, marketed under the Brand 'Novenco ZerAx'. A dealership agreement was executed between Novenco Building and Industry and Xero Energy Engineering Solutions Pvt. Ltd for marketing and sale of Novenco ZerAx fans across India.

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NEWS

The Hon'ble Supreme Court of India Restores Terminated Teachers and Upholds Vocational Marks for Eligibility

On October 9, 2025, the Hon'ble Supreme Court of India gave its order in the case of Ravi Oraon v. The State of Jharkhand & Ors. (2025 INSC 1212) and two related appeals made by Premlal Hembrom and Surendra Munda. By this path-breaking judgment, the Hon'ble Court restored the appellants' services to their positions as Intermediate Trained Teachers, holding that the actions of the State authorities were arbitrary and against natural justice. The three appeals were based on the recruitment drive undertaken by the Jharkhand Government in 2015 for hiring teachers for Classes I to V.

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The Hon'ble Supreme Court of India Upholds Magistrate's Power to Direct Voice Sampling

On 13th October 2025, the Hon'ble Supreme Court of India gave its judgment in the case of Rahul Agarwal v. The State of West Bengal & Anr. (2025 INSC 1223). The Court, consisting of Hon'ble Chief Justice of India B.R. Gavai and Hon'ble Justice K. Vinod Chandran, held that a Judicial Magistrate can order any individual, including a witness, to give a voice sample for investigative purposes. This ruling confirmed that such a directive is not unconstitutional under Article 20(3) of the Constitution, which safeguards persons from self-incrimination.

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The Hon'ble Supreme Court Allows Appeals in Property Dispute Case: Karam Singh vs. Amarjit Singh & Others

On October 15, 2025, the Hon'ble Supreme Court of India delivered its judgment in Karam Singh vs. Amarjit Singh & Others (Civil Appeal No. arising out of SLP (C) Nos. 3560-3561/2023, 2025 INSC 1238). Hon'ble Justice Manoj Misra and Hon'ble Justice J.B. Pardiwala set aside the Hon'ble Punjab and Haryana High Court's orders dated January 27, 2022 (Civil Revision No. 725/2020) and order dated July 4, 2022 (dismissing Misc. Application No. 7259/2022), and restored the Ld. Trial Court's order dated January 7, 2020, wherein the Ld. Trial Court dismissed the defendant's application to reject the plaint under Order 7 Rule 11(d) of CPC.

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State of Madhya Pradesh v. Janved Singh: Reaffirming Accountability in Dowry Death Cases Based on Circumstantial Evidence

The case of State of Madhya Pradesh v. Janved Singh (2025 INSC 1229) revolves around a pivotal question of law—whether an accused charged with dowry death can be acquitted if the prosecution fails to establish guilt beyond a reasonable doubt, or whether a complete chain of circumstantial evidence indicating the accused's involvement is sufficient to sustain a conviction.

The facts of the case are that Smt. Pushpa was married to Mahesh Singh (Accused No. 2), while Accused No. 1 (Mr Janved Singh) was her father-in-law. On 31.12.1997, the victim was found dead in the house, and the father-in-law lodged an FIR stating that the deceased had died due to electrocution while ironing clothes. Thereafter, the investigation commenced.

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BLOGS

India's Digital Personal Data Protection Act, 2023: A Transformative Step in Data Privacy Law



India's Digital Personal Data Protection Act, 2023 (herein referred to as "DPDP Act") represents a landmark reform in data privacy, establishing a comprehensive, technology-aligned framework that balances individuals' fundamental right to data protection with the needs of legitimate data processing.

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Navigating Consumer Disputes in India



As the saying goes- the consumer is king of market, the legislature started developing consumer laws around this phrase. This sovereignty is not merely a commercial slogan but a legally protected right under the Consumer Protection Act, 2019. This landmark legislation was enacted to safeguard consumers against unfair trade practices, defective goods, and deficiencies in services.

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The Aspects Of Regular As Well As Anticipatory Bail In Various Domains

MAHESHWARI & CO.
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The Aspects Of Regular As Well
As Anticipatory Bail In Various
Domains



The doctrine of bail holds a central place in Indian criminal jurisprudence because it represents a constitutional as well as procedural mechanism through which personal liberty is protected in a pending trial, however, the same is subject to conditions stipulated in Criminal Procedure Code, 1973 ("CrPC").

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The Promotion and Regulation of Online Gaming Rules, 2025: A Comprehensive Analysis

MAHESHWARI & CO.,
Advocates & Legal Consultants

The Promotion and Regulation
of Online Gaming Rules, 2025:
A Comprehensive Analysis

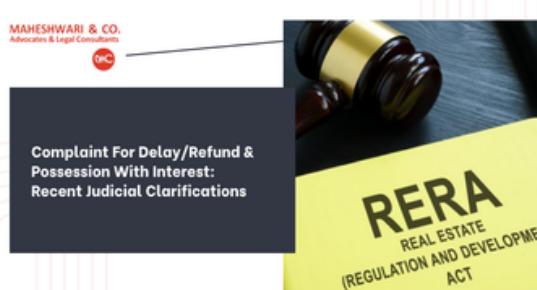


India's digital gaming landscape has undergone a transformative shift with the enactment of the Promotion and Regulation of Online Gaming Act, 2025 (PROG Act) in August 2025[1]. This landmark legislation, complemented by the Draft Promotion and Regulation of Online Gaming Rules, 2025, represents the government's decisive response to address the complex challenges surrounding online gaming while fostering legitimate sectors of the industry.

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BLOGS

Complaint For Delay/Refund & Possession With Interest: Recent Judicial Clarifications



The Real Estate (Regulation and Development) Act, 2016 (hereinafter referred to as RERA) was promulgated to protect homebuyers from the abuses of the real estate developers and ensure particular and timely delivery of possession.

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