

# Neeraj Aarora, Advocate

FCMA, ACI Arb, FICA, MBA (IT), LLB, PGD (Cyber Law, DLTA & ADR), CFE, BCFE (USA)

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## Professional Summary

I am a practicing advocate:-

- Providing consultancy on the cyber matter relating to the collection, discovery and presentation of digital evidence, cyber forensic matters for legal purposes, remedial measures and filing & followup of cases in the Court, Adjudicating Officer, Cyber Appellate Tribunal and other legal forum.
- Acting as an Arbitrator on the panel of Multi Commodity Exchange of India Ltd. Filing arbitration claim as well as application U/s. 34 of Arbitration & Conciliation Act 1996.
- Conducting criminal trials of cases specially relating to Criminal Laws, Prevention of Corruption Act, Civil Law, Cyber Law and Copyright Act etc.
- Being Guest Faculty on Cyber Laws, Cyber Crimes with Indian Law Institute, Delhi Police Training College and various other institutes.

## Empanelment/Consultant:-

- 1) Empaneled Legal Expert with **Controller of Certifying Authorities, DIT, Govt. of India**
- 2) Empaneled Arbitrator with **Indian Council of Arbitration**
- 3) Arbitrator to **"Multi Commodity Exchange of India"**, New Delhi
- 4) Acted as a Consultant to **"World Bank"**
- 5) Enrolled as an Advocate with **"Bar Council of Delhi"**, **"Delhi High Court Bar Association"** & **"Supreme Court Bar Association"**

## Qualifications – Professional

Institution	Degree	Year
Institute of Cost Accountants of India	I.C.W.A	1996
University of Delhi	L.L.B	2001
Indian Law Institute	P.G. Diploma in Cyber Law	2006
Association of Certified Fraud Examiners, Austin	CFE	2007
Indian Law Institute	PGD in Drafting of Legislation, Treaties, International Agreement & Contract	2009
Indian Law Institute	P.G. Diploma in Alternate Dispute Resolution	2010
WIPO (Geneva)	Arbitration and Mediation Procedures	2010
WIPO (Geneva)	Electronic Commerce and Intellectual Property	2010
Sikkim Manipal University	MBA (information Technology)	2010

## Technical

Institution	Course	Year
Asian School of Cyber Laws	Certificate course of "Cyber Crime Investigator"	2006
I P University, Delhi	Certificate course of "Cyber Crime Investigation & Cyber Forensic"	2008
Asian School of Cyber Laws	PG Program in Cyber Security & Incident Response	2010
The International Association of Computer Investigative Specialists (USA)	Certificate course of "Basic Computer Forensic Examiner"	2012

## **Professional Affiliations and Appointments**

- Fellow - Institute of Cost Accountants of India
- Associate - Chartered Institute of Arbitrators, UK
- Fellow - Indian Council of Arbitration
- Member- Association of Certified Fraud Examiner, Texas, USA
- Associate- All India Management Association
- Associate – International Association of Computer Investigative Specialists
- Fellow- Institution of Valuers, India

### **WORK EXPERIENCE :-**

#### **July, 2008 to till date :-**

Joined BAR COUNCIL OF INDIA as on 15/07/2008 and practicing as an Advocate in Delhi Courts as follows:-

- Conducting trials of cases pertaining to cyber crime such as:-
  - i. Mis appropriation of source code by the employees/ director of the companies.
  - ii. Data theft by hacking by the employees.
  - iii. Phishing, online fraudulent, banking and share transaction.
  - iv. Nigerian scams.
  - v. Identity theft through telecommunication devices.
  - vi. Pornography
- Providing consultancy on the cyber matter relating to the collection, discovery and presentation of digital evidence, cyber forensic matters for legal purposes, remedial measures and filing & followup of cases in the Court, Adjudicating Officer, Cyber Appellate Tribunal and other legal forum.
- Acting as an Arbitrator on the panel of Multi Commodity Exchange of India Ltd. Filing arbitration claim as well as application U/s. 34 of Arbitration & Conciliation Act 1996.
- Conducting criminal trials of cases specially relating to Criminal Laws, Prevention of Corruption Act, Civil Law, Cyber Law and Copyright Act etc.

#### **1995 to July 2008**

I served with **Delhi Police for 13 years** as an Investigative Officer. I also worked as an Investigator on deputation with Central Bureau of India, a federal law enforcement agency in India, where I handled the most complex and sensitive area of investigations of major white collar crime including Bank/Financial Institution fraud cases. My law enforcement experience includes planning and performing complex financial investigations of money laundering, bank & financial institutions fraud cases and other white collar crimes. The main key work area are:-

- **Cyber Laws and applications:**
  - Identification, investigation of cyber frauds,
  - E-mail related crimes, Denial of Service attacks,
  - Hacking of email account, web-server/system/wireless network hacking,
  - BPO Data theft, Online auctions website frauds,
  - Obscenity on the internet,
  - E-mails/SMS spoofing,
  - Phishing frauds,
  - Mobile phone frauds, etc and prosecution and trial in courts

- **Banking & Finance :-**
  - Recovery of bank loans/finances through legal process
  - Corporate Credit Facilities :- Fake Bill Discounting, Sanctioning of CC(Book Debts & Stock), FDBP / FUDBP on fake documents, Bogus Lease Financing etc
  - Letter of Credits (L/C) – Fake & Accommodation LC's, Frauds Committed by the Companies in connivance with the Bank officials e.g. L/C payments were stopped by raising false/ fabulous discrepancies etc.
  - Siphoning of the Funds through the Bogus Companies/ Fictitious transactions, transferring the personal losses to the companies & Bogus Lease Financing.
  - Companies acquiring BIFR status by manipulating losses in the books of accounts and Balance Sheets
  - Corporates capturing control over the companies by raising shareholdings and manipulating board resolutions / minutes of board of directors and other ROC records
- **Securities Market –**
  - DABBA Trading/Bucketing
  - Fraudulent share/ commodities transactions executed through hacking for transfer of profit and losses to the brokers/clients
  - Transfer of profit/losses through accommodation share/commodities transactions and assistance in prosecution and trial of such cases
- **Intellectual Property Rights**
  - Offences related to misuse of Broadcasting rights/signals, Copyrights & Trademark violations for tangible and intangible products such as Idea/concept, Software, CD, FMCG goods, etc.

Have also been extensively involved in the Investigation of Economic offences with Central Bureau of Investigation, Justice K. Vekataswami Commission of Inquiry (Thelka Case)

### **Academic Lectures & Paper Presentations :**

- Guest Lecturar in Indian Law Institute, New Delhi delivering lectures on Cyber Law
- Contributing articles on “Forensics & Cyber Fraud” in NIRC News “of ICWAI.
- Contributing articles on “Cyber crime & Cyber Law” in “Cyber Times” newspaper.
- Delivered lectures on “Fraud in Stock Markets & Corporate sector”, Email Frauds , Obscenity & IT Act, Collection of Electronic Evidence and Cyber Law at Delhi Police Training College, New Delhi
- Delivered lectures on “Establishing a chain of evidence in Cyber Cases” to the officer of Indian Air Force
- Delivered Lecture on “Cyber Law & Cyber Crime” in various Engg./Mgt Colleges

### **Profession enrichment through Training:**

- **“Scientific Interrogation Techniques and Scientific Aid to Investigation”** course from Central Bureau of Investigation (CBI)
- Course on **“Investigation of the Economic Offences”** from Central Detective Training School, Chandigarh.
- **‘Network & E-security’** course conducted by U. P. Police Technical Services, U.P., India
- **“Basic Course in DBMS & Software Development”** from National Crime Record Bureau, Delhi, India

( Neeraj Aarora )