



ILLUMINARE 2019

FRIDAY, DECEMBER 13, 2019

TRIDENT HOTEL, GURUGRAM

DAY 2

ILLUMINARE 2019

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REGISTRATION

3:30 PM

WELCOME

3:50 PM

INSOLVENCY LAW: DAWN OR DUSK?

By: *Mustafa Motiwala*
Head of Litigation and Dispute Resolution, Clasis Law

The introduction of the Insolvency and Bankruptcy Code, 2016 ("Code") has provided much needed relief to aggrieved creditors and financially distressed corporate debtors by bringing in a mechanism for timely resolution of disputes. The Code offers several opportunities to the investors (domestic as well as foreign) to invest in distressed Indian assets at reasonable valuations through competitive bidding processes.

Besides the above, it has also helped to generally boost the recovery of money as it gives substantial rights to creditors. This has enabled in sending the right message to the world that India means serious business and monies can be recovered expeditiously in certain situations without engaging in the long drawn conventional court systems. The establishment of Tribunals across India for dealing with matters filed under the Code has further helped in maintaining the speediness of the insolvency process as compared to the earlier regime.

Since its inception, the Insolvency and Bankruptcy Law has been in the limelight for many reasons. The law has been evolving ever since resulting into some interesting jurisprudence on the subject. Whilst it brushes shoulders with international insolvency regimes, a lot needs to be done to make it more effective and to achieve the purposes it was set for which shall also be discussed by our eminent speaker in the present session.

CYBER RISK EXPOSURES AND EMERGING THREAT DYNAMICS

By: *Krishnanand Bhat*
Chief Information Security Officer, SKP Business Consulting LLP

Cyber risk has moved beyond data breaches, privacy concerns, regulation driven compliance to sophisticated schemes that can disrupt entire businesses, industries, supply chains, and nations, costing billions of dollars in revenue loss. It impacts all sectors globally. Organizations world over now must realize that cyber risk can be mitigated, managed and recovered from but without understanding the threat dynamics the exposure remains unaddressed.

Two consistent and related themes in enterprise technology have emerged in recent years, both involving rapid and dramatic change. One is the rise of the digital enterprise across sectors. The second is the need for IT to react quickly and develop innovations aggressively to meet the enterprise's digital aspirations. As IT organizations seek to digitize, many face significant cyber security challenges. In response to aggressive digitization, some of the world's most sophisticated cyber security functions are starting to transform their capabilities along the three dimensions: using quantitative risk analytics for decision making, building cyber security into the business value chain, and enabling the new technology operating platforms that combine many innovations. The session is aimed to engage users with insights on how to balance cyber security with business and align a framework that enables threat management through digitization.



4:00 PM



4:40PM

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TEA & COFFEE BREAK

5:20 PM

AN UNDERSTANDING OF WHITE COLLAR CRIMES – PANEL DISCUSSION



Panel Moderator:
Vineet Aneja, Managing Partner
Clasis Law

5:30PM

Panellists:
Varun Pareek, Partner
Clasis Law
Sundar Narayanan, Director, Forensic Services
SKP Business Consulting LLP

Guest Panellist:
Malini Gulati, VP, Legal Counsel, Global Ombudsperson
Genpact
Sameet Gambhir, Jt. VP (Corporate Law & Admin) and Company Secretary
DCM Shriram Ltd

“White Collar Crime”, broadly speaking, is an economic offence or an offence committed in order to illegally gain monetarily or materially therefrom causing pecuniary losses not just to individuals but also to the national economy. It covers offences/crimes which are non-violent in nature, generally committed by persons in the course of their business, occupation or profession through deceptive illegal acts in an attempt to amass vast amounts of money. White collar crimes may be committed for the benefit of a few (such as the promoters) or for the benefit of the organization as a whole (such as bribery for a positive outcome in an ongoing investigation).

In recent times, the country has witnessed numerous trials for these crimes which involve, inter alia, cases of money laundering, bribery and cheating. The Government has brought in amendments into the existing legislation to bring within its fold private organizations. Therefore, organizations must build a pervasive culture of compliance, ethical business conduct and integrity that improves business results and mitigates risk of non-compliance. They must design robust policies (including anti-corruption policies), implement preventive measures and monitor compliance mechanisms. There is a growing need to conduct corporate investigations, in relation to wrongdoings attributed to promoters and other key personnel. Proper policies must be in place on handling external investigations; pre-litigation strategies and legal recourse against delinquent employees.

The session aims at discussing the many facets of white collar crimes including the legal framework in India.

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LAUNCH OF BOOK ON DOING BUSINESS IN INDIA BY CLASIS LAW

6:00PM

ANNOUNCEMENT OF LUCKY DRAW WINNERS

6:15PM

CLOSING NOTES

6:20PM

NETWORKING OVER DRINKS & CANAPÉS

6:30PM

