

## SUNIL ABRAHAM Partner

**YEAR OF CALL**  
2004

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### EXPERTISE

- Banking and Securities Disputes
- Corporate and Commercial Disputes
- Commercial Arbitration
- Environmental Law
- Media Law Disputes
- Public & Administrative Law Disputes
- Telecommunications

### OVERVIEW

Sunil Abraham is a partner at Cecil Abraham & Partners. He specialises in Corporate and Commercial, Banking and Securities, Media, Telecommunications, Public & Administrative, Environmental Law as well as Arbitration. He has significant advocacy experience before the High Court, Court of Appeal and Federal Court and before arbitral tribunals.

He has appeared in a number of noteworthy cases before the Federal Court pertaining to the applicable principles relating to the granting of interim relief in arbitration disputes in *AV Asia Sdn Bhd v Measat Broadcast Network Systems Sdn Bhd* [2014] 3 MLJ 61, the powers of liquidators in *Ooi Woon Chee & Anor v Dato' See Teow Chuan & Ors* [2012] 2 MLJ 713 and the exercise of royal prerogative powers in *Dato' Seri Ir Hj Mohammad Nizar bin Jamaluddin v Dato' Seri Dr Zambry bin Abdul Kadir (Attorney General, intervener)* [2010] 2 MLJ 285 and *His Royal Highness Sultan Ismail Petra Ibni Almarhum Sultan Yahya Petra v His Royal Highness Tengku Mahkota Tengku Muhammad Faris Petra & Anor* and another suit [2011] 1 MLJ 1, to name but a few.

He has successfully represented Raub Australian Gold Mining Sdn Bhd and Lynas Malaysia Sdn Bhd in high profile environmental law disputes instituted by local residents and has had the distinction of representing the Minister of Home Affairs and Minister of Tourism in several defamation claims. He is presently acting for Maxis Communications Berhad, Astro All Asia Networks Ltd and South Asia Entertainment Holdings Ltd in a major cross-border dispute in India.

He has appeared as co-counsel for the Government of Malaysia in an investment treaty arbitration claim instituted by Malaysian Historical Salvors and is presently co-counsel for several investors in a few pending investment treaty disputes.

## PRACTICE AREAS

- Banking and Securities Disputes
- Corporate and Commercial Disputes
- Commercial & Investment Treaty Arbitration
- Environmental
- Land & Property Law
- Media Law Disputes
- Public & Administrative Law Disputes
- Telecommunications

## REPORTED CASES

### *Arbitration*

- AV Asia Sdn Bhd v Measat Broadcast Network Systems Sdn Bhd [2014] 3 MLJ 61
- Government of the Lao People's Democratic Republic v Thai-Lao Lignite Co Ltd, a Thai Co & Anor [2013] 3 MLJ 409
- Celcom (Malaysia) Berhad v Pin Center Sdn Bhd [2008] 1 LNS 712
- Malaysian Historical Salvors Sdn Bhd v Government of Malaysia, ICSID Case No. Arb 05/10

### *Banking & Securities*

- Michael Chow Keat Thye v Securities Commission Malaysia & Anor [2013] 10 CLJ 505
- Hartaya Sdn Bhd & Ors v Malayan Banking Berhad & Ors [2010] 9 CLJ 469

### *Corporate & Commercial Law*

- Tripple International Ltd v Belia Cermat & Ors [2016] 1 LNS 105
- Tripple International Ltd v Belia Cermat & Ors [2016] 1 LNS 135
- Mariposa Grp Pty Ltd v Supreme Fame Sdn Bhd [2015] 1 LNS 159
- China Road & Bridge Corp & Anor v DCX Technologies Sdn Bhd and another appeal [2014] 5 MLJ 1
- PKNS Holdings Sdn Bhd v Nusa Gapurna Development Sdn Bhd & Anor [2014] 1 LNS 519
- Dato' See Teow Chuan & Ors v Ooi Woon Chee & Ors and other applications [2013] 4 MLJ 351
- Gurubachan Singh s/o Baghwan Singh & Anor v Vellasamy s/o Pennusamy & Ors and other applications [2012] 2 MLJ149
- Ooi Woon Chee & Anor v Dato' See Teow Chuan & Ors [2012] 2 MLJ 713
- Primus Malaysia Sdn Bhd v Rin Kei Mei & Ors [2012] 2 CLJ 501
- Lembaga Kemajuan Tanah Persekutuan (Felda) & Anor v Awang Soh Bin Mamat & Ors [2010] 3 CLJ 895

## REPORTED CASES

### *Corporate & Commercial Law*

- Metramac Corporation Sdn Bhd (formerly known as Syarikat Teratai KG Sdn Bhd) v Fawziah Holdings Sdn Bhd; Tan Sri Halim Saad & Che Abdul Daim Hj Zainuddin (intervener) [2007] 5 MLJ 501
- Lembaga Kemajuan Tanah Persekutuan (Felda) & Anor v Awang Soh Bin Mamat & Ors [2009] 4 MLJ 610
- Contigreen Sdn Bhd v Segamat Kinisayang Supermarket Sdn Bhd [2009] 1 LNS 1150
- Dancom Telecommunications (M) Sdn Bhd v Uniasia General Insurance Bhd [2008] 6 MLJ 52
- Cepatwawasan Group Berhad & Anor v Tengku Dato' Kamal Ibni Sultan Sir Abu Bakar & 17 Ors [2008] 2 MLJ 915
- Tan Heng Chew & Ors v Tan Kim Hor & Ors [2006] 5 MLJ 313
- Dato' Tan Heng Chew v Tan Kim Hor [2006] 2 MLJ 293
- Standard Chartered Bank v KTS Sdn Bhd [2006] 4 MLJ 617
- Tan Kim Hor & Ors v Tan Heng Chew & Ors [2009] 4 MLJ 358
- Tan Heng Chew & Ors v Tan Kim Hor & Ors [2009] 2 CLJ 234

### *Constitutional Law*

- Sultan Ismail Petra Ibni Sultan Yahya Petra v Tengku Muhammadiyah Faris Petra & Anor [2011] 1 MLJ 1
- Dato' Seri Ir Hj Mohammad Nizar Bin Jamaluddin v Dato' Dr Zambry Bin Abd Kadir [2010] 1 MLJ 285
- Tengku Muhammad Fakhry Ibni Sultan Ismail Petra v Yang Maha Mulia Pemangku Raja Kelantan & Ors [2011] 1 MLJ 128
- Dato' Seri Ir Hj Mohammad Nizar Bin Jamaluddin v Dato' Dr Zambry Bin Abd Kadir [2009] 5 MLJ 108

### *Environmental Law and Public & Administrative Law*

- Wong Kin Hoong & Anor (suing for themselves and on behalf all of the occupants of Kampung Bukit Koman, Raub, Pahang) v Ketua Pengarah Jabatan Alam Sekitar & Anor [2013] 4 MLJ 161
- Zakaria bin Abdullah & Ors v Lembaga Perlesenan Tenaga Atom & Ors [2013] 5 MLJ 206
- Wong Kin Hoong & Ors v Ketua Pengarah Jabatan Alam Sekitar & Anor [2011] 7 CLJ 1005

### *Legal Profession*

- Cherie Booth QC v Attorney General, Malaysia & Ors [2006] 6 MLJ 501
- Badan Peguam Malaysia v Louis Edward Van Buerle [2006] 1 MLJ 21
- Foo Ton Hin v Malaysian Bar & Ors [2007] 8 CLJ 141
- Louis Edward Van Buerle v Malaysian Bar [2005] 5 MLJ 45

## REPORTED CASES

### *Land Law*

- Karun Maksima Sdn Bhd v Pentadbiraan Tanah Daerah Port Dickson & Ors [2016] 3 CLJ 52
- Leisure Dotcom Sdn Bhd v Globesource Sdn Bhd [2015] 5 MLJ 789
- Tenaga Nasional Berhad v Majlis Daerah Hulu Terengganu [2014] 9 CLJ 149
- Abdul Manap Bin Ahmad v Wersuah Binti Amoon [2006] 2 CLJ 349

### *Media Law*

- Dato' Seri Hishamuddin Tun Hussein v Dato' Seri Anwar Ibrahim [2011] 1 LNS 1189
- Semesta Insurance Underwriting Agency Sdn Bhd v Koperasi Insurance (M) Bhd and another suit [2011] 3 MLJ 379
- MCAT Gen Sdn Bhd v Celcom (Malaysia) Bhd [2007] 8 MLJ 107
- MCAT Gen Sdn Bhd v Celcom (Malaysia) Bhd [2007] 8 MLJ 277
- MCAT Gen Sdn Bhd v Celcom (Malaysia) Bhd [2007] 1 MLJ 195

## QUALIFICATIONS

- BSC Economics (Hons), London School of Economics, University of London
- Post-Graduate Diploma in Law, BPP Law School
- Bar Vocational Course, Inns of Court School of Law, City University
- Barrister-at-law of the Honourable Society of Middle Temple
- Advocate & Solicitor of the High Court of Malaya
- Associate Member of the Chartered Institute of Arbitrators, United Kingdom

## PROFESSIONAL APPOINTMENTS

### *Current*

- Co-chair of the Asia Pacific Regional Forum of the International Bar Association (IBA)
- Advisory Board Member of the Young Lawyers' Committee of the IBA

### *Past*

- Co-chair of the Asia Pacific Arbitration Group of the IBA
- Asia Pacific Liaison Officer of the Arbitration Committee of the IBA