

Practice Areas
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Professional Liability
International

Shantanu Majumdar

| Call 1992

Profile: Insolvency

Experience and Expertise

Shantanu advises and acts for and against office holders in various corporate and personal insolvency proceedings. He also advises before, during and after non-insolvency proceedings on the recoverability of actual or prospective awards of damages both here and abroad.

Cases and Work of Note

He recently acted for a liquidator in a case involving the enforceability of a “debt” arising from MTIC fraud and the repatriation of funds held in the Dutch Antilles and subject to the First Curacao International Bank (FCIB) protocol.

In Withers LLP v Harrison-Welch [2013] BPIR 145 (QB) he successfully defended claims by a well known firm of solicitors to set aside a property transaction under s 423 of the Insolvency Act 1986 and for non-party costs under s 51 of the Senior Courts Act 1981.

He advised a major financial services provider on its policy as regards personal guarantees in the event of the guarantor’s bankruptcy.

He acted for individuals seeking to set-aside statutory demands for £15m served by a lender.

He has advised leading hedge funds on the restructure / recovery of multi-million pound investments and the enforceability of securities.

In *Paulin v Paulin & Cativo Limited* (in liquidation) Court of Appeal [2009] EWCA Civ 221, [2010] 1 WLR 1057, [2009] 3 All ER 88n, [2009] 2 FCR 477, [2009] 2 FLR 354, [2009] Fam Law 567, [2009] BPIR 572 he acted for the liquidators of an Isle of Man company in a family dispute involving the lifting / piercing of the corporate veil and the annulment of a bankruptcy order procured by abuse of process.

Books and Articles

He is the co-editor, with 3 other members of chambers, of the Insolvency section of Butterworths Civil Court Precedents.

[Aluminium, fish and some unusual collateral: the pitfalls of lending on the security of your own shares](#) – Journal of International Banking and Financial Law – July/August 2011 – Robert Tchenguiz’s unusual loan arrangements with his Icelandic bankers.

[Insolvency set-off and security: anomaly or principled exception?](#) – Journal of International Banking and Financial Law (2009) 11 JIBFL 652 (insolvency).

Reverse Gear – [Part 1](#) and [Part 2](#) – New Law Journal (2009) 159 NLJ 1015 and 159 NLJ 1053 – *Paulin v Paulin & Cativo Ltd* and a judge’s jurisdiction to change his mind between judgment and order of the court – the test on an application to annul a bankruptcy on the debtor’s own petition.