

Dr SALONI KHANDERIA

Full Professor of Private Law and Private International Law and Associate Dean
(Research Deans' Office)

Jindal Global Law School, OP Jindal Global University, Haryana, India

Visiting Professor, Faculty of Law, University of Johannesburg

Alexander Von Humboldt Fellow (Experienced Researcher) (2021-2022)

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Dated: 28 August 2023

Areas of Specialisation: Comparative Private International Commercial Law, Law of Contracts, Law of Torts and Law of the World Trade Organisation.

Courses Taught: Comparative Transnational Litigation; Comparative International Sale of Goods Law; Peculiar Predicaments in the Resolution of International Commercial Disputes; International Commercial Law; and Law of Contracts (I and II).

Educational Qualifications:

- **Ph.D – June 2013**
National Law University, Delhi (India)
Topic: “*Towards an International Competition Law: An Indian Perspective on Emerging Issues.*”
- **LLM (Business Law) – 2008-2010**
National Law School of India University, Bangalore (India)
- **LLM (International Commercial Law) (*cum laude*) – 2015-2016**
University of Johannesburg, South Africa.
- **BA.LLB - 2003-2008**
Symbiosis Law School, Pune (India)

Work Experience:

- 15 May 2023 – 31 July 2023
Gatwissenschaftlerin - Max Plank Institute for Comparative and International Private Law

- 1 January 2021 – 31 January 2022
Alexander Von Humboldt Fellow (Experienced Researcher) Centre for Private International Law, Ludwig Maximilians Universität, München.

- Jindal Global Law School, OP Jindal Global University, Sonipat, India
 - Full Professor, 1 April 2021 – Present
 - Associate Professor, 1 August 2018 – 31 March 2021
 - Deputy Controller of Examinations, 1 August 2018 – 31 December 2020
 - Assistant Professor and Assistant Dean, 16 January 2017 – 31 July 2018

- Faculty of Law, University of Johannesburg (South Africa) Dept. of Mercantile Law (Portfolio: International Commercial Law)
 - Visiting Professor, 1 October 2022 - Present
 - Visiting Associate Professor, 1 September 2018 – 30 September 2022
 - Visiting Senior Research Associate, 1 August 2018 – 31 August 2018
 - Postdoctoral Research Fellow, 1 April 2015 – 31 December 2016

- 20 November 2022 – 1 December 2022
Visiting Professor
Faculty of Law, University of Catania, Sicily, Italy

- 3 June – 28 June 2020
Visiting Professor for Transnational Litigation (cancelled due to COVID-19)
Monash University, Australia – Prato Programme

- 3 June – 28 June 2019
Visiting Professor for Transnational Litigation (cancelled due to COVID-19)
Monash University, Australia – Prato Programme

- 1 September 2010 – 20 March 2015
National Law University,
New Delhi, India
Designation: Research Associate (Law)

Fellowships

1. Alexander von Humboldt Fellowship for Experienced Researchers for a period of 14 months (29 November 2020 - 31 January 2022) (including the intensive German language course) to conduct research on private international law at –the Centre for Private International Law, Ludwig Maximilians Universität, München.
2. National Research Foundation Innovation Fellowship (2017) for a grant amount of ZAR 3,05,000 p.a. (Could not be accepted due to present employment at JGLS).
3. GES Fellowship (2016), for conducting postdoctoral research with the Department of Mercantile Law (Portfolio: International Commercial Law): University of Johannesburg, for a further period of one year. The amount of fellowship awarded was increased to ZAR 2,50,000 (above norm) per annum, for excellent research work in the first year.
4. Global Excellence and Stature (GES) Fellowship, 2015, for conducting postdoctoral research with the Department of Mercantile Law (Portfolio: International Commercial Law): University of Johannesburg, for a period of one year. The amount of fellowship awarded was ZAR 2,20,000 per annum.

Scholarships

1. Max Planck Scholarship to pursue research at the Max Planck Institute for Comparative and International Private International Law, Hamburg from 15 May 2023 to 31 July 2023.
2. Scholarship grant of 1,800 Euros under the UNIDROIT Research Scholarship Programme 2016, Rome (for a period of five weeks), to conduct research on “*The Role of UNIDROIT Principles on International Commercial Contracts in the Law of India.*” In particular, the research will be conducted for the purpose of pursuing a second Ph.D on the subject matter.
(Besides the above-mentioned scholarship grant of 1800 Euros, the Research Centre for Private International Law in Emerging Countries (RCPILEC) also contributed towards an additional grant of approximately 2,500 Euros as part of travel and subsistence allowance).

Research Grant

1. Research Grant worth INR 4,34,000 awarded to research on ‘The Role of Private International Law in the Adjudication of Cross-Border Civil and Commercial Disputes in BRICS’ from 1 June 2023 to 30 November 2023.

Funding/Sponsorships

1. Second LL.M in International Commercial Law, University of Johannesburg has been fully funded by the Research Centre for Private International Law in Emerging Countries (RCPILECT™), University of Johannesburg, for excellent contribution, in terms of research, as a postdoctoral fellow for the Centre.

Awards and Achievements

1. Award for Research Excellence: O P Jindal Global University – Eleventh Anniversary and Celebration of University Day (2021).
2. Award for Research Excellence: O P Jindal Global University – Tenth Anniversary and Celebration of University Day (2020).
3. Research Focus 2019 - Recognised as an ‘academic changing the world’ by the Jindal Global Law School for excellent contribution to research.
4. Award for Research Excellence: O P Jindal Global University – Ninth Anniversary and Celebration of University Day (2018).

Publications (Books)

1. Stellina Jolly and Saloni Khanderia (eds), Private International Law in *BRICS: Convergences: Divergences and Reciprocal Lessons*, (Forthcoming 2024, Bloomsbury Publications) (editor names listed in alphabetical order) (Scopus-Indexed).
2. Stellina Jolly and Saloni Khanderia, “Indian Private International Law”, Hart Publications – Studies in Private International Law- Asia Series (2021) (author names listed in alphabetical order).
3. Saloni Khanderia, “The World Trade Organization and Global Competition Policy”, Mohan Law House Publication (2015), pp. 358, ISBN: 9788192986876

Chapters in Books (No’s 1-4 being peer-reviewed)

1. Saloni Khanderia, “The Initiation of Claims in Civil and Commercial Matters: India” in *Private International Law in BRICS: Convergences: Divergences and Reciprocal Lessons*, Stellina Jolly and Saloni Khanderia (eds) (Forthcoming 2024, Bloomsbury Publications).
2. Saloni Khanderia, “The Identification of the Applicable Law in Civil and Commercial Matters: India” in *Private International Law in BRICS: Convergences: Divergences and Reciprocal Lessons*, Stellina Jolly and Saloni Khanderia (eds) (Forthcoming 2024, Bloomsbury Publications).
3. Saloni Khanderia, “The Recognition of Foreign Judgments and Arbitral Awards in Civil and Commercial Matters: India” in *Private International Law in BRICS: Convergences: Divergences and Reciprocal Lessons*, Stellina Jolly and Saloni Khanderia (eds) (Forthcoming 2024, Bloomsbury Publications).
4. Saloni Khanderia, “Embarking New Frontiers in the South African Law on Recognition And Enforcement Of Foreign Judgments – is Comity Really ‘Unreliable’?”, *Festschrift for Prof Christopher Forsyth*, Eleven International Publishing (Forthcoming 2024).
5. Saloni Khanderia, “Weighing India’s Trade Facilitation Commitments in the Light of WTO Disciplines” in *Trade Facilitation and the WTO* (Jane Winn, Sheila Rai ed), Cambridge Scholars Press (2019) 106-165.
6. Saloni Khanderia and Puneet Yadav, “Trade and Human Rights: a Critical appraisal,” in *Human Rights Advocacy: Global Approaches, Local Experiences* (Sveta Dhaliwal, Ed.), (2011) 339-349.

National Reports

1. Académie Internationale de Droit Compare (International Academy of Comparative Law), ‘India’ in “New Specialised Commercial Courts and Their Role in Cross-Border Litigation”, (Yip Man and Giesela Rühl eds) (2023) Intersentia: Cambridge.
2. Académie Internationale de Droit Compare (International Academy of Comparative Law), ‘India’ in “The Effectiveness of International Legal Harmonization through Soft Law” (Agatha Brandão de Oliveira, Geneviève Saumier and Lauro Gama eds) (2023) Intersentia: Cambridge.
3. Académie Internationale de Droit Compare (International Academy of Comparative Law), ‘India’ in “Autonomous Vehicles and Liability Law” (Gilles Pillet eds) (2023) Intersentia: Cambridge.

Journal Articles

1. Saloni Khanderia, "Driverless Cars and the Determination of the Manufacturer's Liability for Injuries: Is India Ready?" (2023) *Information and Communications Technology Law* <https://doi.org/10.1080/13600834.2023.2231324>
2. Saloni Khanderia, "Termination for Breach of Contract: The Prospects of The UNIDROIT Principles of International Commercial Contracts to Interpret and Supplement the Indian Law (2023) *Uniform Law Review* 1-31 <https://doi.org/10.1093/ulr/unad002>.
3. Saloni Khanderia, "Self-Driving Cars and Some (Unintended) Regulatory Barriers in India: a Road Less Travelled? (2022) *Journal of Tort Law*, <https://doi.org/10.1515/jtl-2022-0013>
4. Saloni Khanderia, "The Ambivalent Notion of 'Fundamental Breach' in Indian law of Contract: Towards a New Paradigm" (2022) 43(1) *Liverpool Law Review* doi: <https://doi.org/10.1007/s10991-022-09300-y>
5. Saloni Khanderia, "The Question of the Applicable Law in Cross-Border Claims on Product Liability: Reflections from India" (2021) *Global Jurist*, <https://doi.org/10.1515/gj-2021-0025>.
6. Sagi Peari and Saloni Khanderia, "Party Autonomy in the Choice of Law: Some insights from Australia" (2021) *Liverpool Law Review* <https://doi.org/10.1007/s10991-021-09278-z>. (equal contributions by the authors).
7. Saloni Khanderia, "The Prevalence of 'Jurisdiction' in the Recognition and Enforcement of Foreign Judgments in Indian and South Africa: A Comparative Analysis", (2021) *Oxford University Commonwealth Law Journal*, <https://doi.org/10.1080/14729342.2021.1934298>
8. Saloni Khanderia, "Rethinking The Proper Law of the Contract in the Indian Private International Law" (2021) 16(3) *Journal of Private International Law* 423.
9. Saloni Khanderia, "Transnational Contracts and their Performance during the Covid-19 Crisis: Reflections from India" (2020) 7(3) *BRICS Law Journal* 52.
10. Saloni Khanderia and Sagi Peari, "Party Autonomy in the Choice of Law under Indian and Australian Private International Law: Some Reciprocal Lessons" *Commonwealth Law Bulletin*, <https://doi.org/10.1080/03050718.2020.1804420>

11. Saloni Khanderia, “The Ascertainment of the Applicable Law in the Absence of Choice in India and South Africa: a Shared Future in the BRICS” (2020) Oxford University Commonwealth Law Journal DOI: 10.1080/14729342.2020.1773019.
12. Saloni Khanderia, “The Hague Conference on Private International Law’s Proposed Draft Text on the Recognition and Enforcement of Foreign Judgments: Should South Africa Endorse it?”, (2019) 63(3) Journal of African Law 413-443.
13. Saloni Khanderia, “The Hague Judgments Project: Assessing its Plausible Benefits for the Development of the Indian Private International Law” (2019) 44(3) Commonwealth Law Bulletin 452-475.
14. Saloni Khanderia, “International Approaches as Plausible Solutions to Resolving the Battle of Forms under the Indian Law of Contract”, (2019) 8 Global Journal of Comparative Law 1-26.
15. Saloni Khanderia, “Commercial Impracticability under the Indian Law of Contract: Assessing the Role of the UNIDROIT Principles”, (2018) 7(2) UCL Journal of Law and Jurisprudence 52-71
16. Saloni Khanderia, “The Hague Convention on Choice of Court Agreements and the Enforcement of Forum-Selection Clauses in Indian Private International Law”, (2019) 9(3) Int’l Journal of Private Law 125-136.
17. Saloni Khanderia, “The WTO’s Special Safeguard Mechanism: An Indian Perspective to the Present paradox”, 3(1) University of Bologna Law Review (2018).
18. Saloni Khanderia, “Indian Private International Law *vis-à-vis* Party Autonomy in the Choice of Law”, Oxford University Commonwealth Law Journal (2018) (DOI:10.1080/14729342.2018.1436262).
19. Saloni Khanderia, “The Information Technology Agreement and the ‘Make-in-India’ Initiative: Weighing the Better Alternative”, (2018) 53(2) Foreign Trade Review, Sage Publications 1-18.
20. Saloni Khanderia, “The Compatibility of South African Anti-Dumping Laws with WTO Disciplines: Does the Devil Lie in the Details?” (2017) 25(3) African Journal Of Int’l and Comp. Law, Edinburg Univ. Press 347-370.

21. Saloni Khanderia, "The Determination of Injury in South African Anti-Dumping Investigations: Recent Approaches", (2016) XLIX(2) Comparative and International Law Journal of South Africa 247.
22. Saloni Khanderia, "Trade Facilitation: An Assessment of South African Realities vis-à-vis WTO Disciplines", (2016) 60(3) Journal of African Law, Cambridge University Publications 441.
23. Saloni Khanderia, "Price Comparisons under the South African Anti-Dumping Laws: The *Faux Pas* Continues?" (2016) 52(1) Foreign Trade Review, Sage Publications 1.
24. Saloni Khanderia, "Reflections on the India–Agricultural Products Dispute in the Light of "Risk Assessment" and the SPS Agreement: Why Has India Failed so Miserably?" 16(2) Estey Centre Journal of Int'l Law And Trade Policy (2015) 78-110.
25. Saloni Khanderia, "What the World Trade Organization's Agreement on Trade Facilitation Would Mean To Emerging Economies", (2015) Manchester Journal on Int'l Trade Law 38 – 58.
26. Saloni Khanderia, "Is Regionalism 'Softly' Killing the WTO's Multilateral Agenda", (2015) Currents' Int'l Trade Law Journal.
27. Saloni Khanderia, "Negotiations on Trade and Competition Policy under the Auspices of the World Trade Organization: An Indian Perspective of Emerging Issues", (2014) 8 Pretoria Student Law Review 65-93.
28. Saloni Khanderia, "Ramifications Of The Bali Ministerial Conference On Food Security and Public Stockholding: Is India Skating On Thin Ice?" (2014) 11(2) Manchester Journal of Int'l Econ. Law, 201-214.
29. Saloni Khanderia, "Are The WTO's Rules Of Origin Turning To Be Archaic As A Result Of Trade In Value-Added?" (2014) 15(2) Estey Center Journal of Int'l Trade Law And Policy 162-178.
30. Saloni Khanderia, "Multilateralism in Competition Policy: An Unassailable Pedestal for a World of Free Trade?", (2013) 1(1) Galgotia's Journal of Legal Studies, 98-113.

31. Saloni Khanderia, "Trade and Competition Policy: An Indian Perspective on the Concerns Pertaining to the Rising Implications on Policy-Space", (2013) 1 (2) International Journal of Politics And Law Research, 26-31.
32. Puneet Yadav and Saloni Khanderia, "Corporate Social Responsibility: The Why and How in India", (2012) 1(1) Symbiosis Law Review, 69-80.
33. Saloni Khanderia, "The Law Applicable to Documentary Letters of Credit in India: A Riddle Wrapped in an Enigma?" (Submitted for Peer Review/ On Record with Author)

Non-Peer Reviewed Publications

1. Saloni Khanderia, "*The Concept of Most-favoured Nation Treatment in the Law of the World Trade Organization*", UNIVERSITY GRANTS COMMISSION: E-PATHSHALA PROJECT (INTERNATIONAL TRADE LAW PAPER), GOVERNMENT OF INDIA (available on: <<http://epgp.inflibnet.ac.in/UploadedContent.php>>).
2. Saloni Khanderia, "*The Concept of National Treatment in the Law of the World Trade Organization*", UNIVERSITY GRANTS COMMISSION: E-PATHSHALA PROJECT (INTERNATIONAL TRADE LAW PAPER), GOVERNMENT OF INDIA (available on: <<http://epgp.inflibnet.ac.in/UploadedContent.php>>).
3. Saloni Khanderia, "*Regional Agreements and the World Trade Organization*", UNIVERSITY GRANTS COMMISSION: E-PATHSHALA PROJECT (INTERNATIONAL TRADE LAW PAPER), GOVERNMENT OF INDIA (available on: <<http://epgp.inflibnet.ac.in/UploadedContent.php>>).
4. Saloni Khanderia, "*The Jurisprudence and Scope of Cyber Laws*", UNIVERSITY GRANTS COMMISSION: E-PATHSHALA PROJECT

Conference Presentations

1. The Law Applicable to Documentary Letters of Credit in India: A Riddle Wrapped in an Enigma?, Journal of Private International Law Conference, Munich University, 3-5 August 2023
2. Rethinking The Proper Law of the Contract in the Indian Private International Law, Journal of Private International Law Conference, Munich University, 12-14 September 2019.
3. The Prevalence of “Jurisdiction” in the Recognition and Enforcement of Foreign Civil and Commercial Judgments in India and South Africa; at COMMERCIAL Private International Law in India and South Africa – A Shared Future In Brics: University of Johannesburg, 21 November 2018.
4. Hardship in Brazilian and Indian private international law, at COMMERCIAL Private International Law in India and South Africa – A Shared Future In Brics: University of Johannesburg, 21 November 2018.
5. Commercial Impracticability at The Indian Law of Contract: Assessing at The Role of at The UNIDROIT Principles, The 1st BRICS Law Forum: “The development of civil law in the era: legislation, jurisprudence and doctrine” Zhongnan University of Economics and Law, 13-14 October 2018.
6. Saloni Khanderia, “The WTO’s Special Safeguard Mechanism: An Indian Perspective on the Present Paradox” Society of International Economic Law: South Asia Chapter, New Delhi (2017)
7. Dr Saloni Khanderia, “The World Trade Organisation’s Trade Facilitation Agreement and India” 14th Annual International Conference on Law, Athens, Greece (2017) (Abstract published in Conference Proceedings).
8. Saloni Khanderia, “Enforcement of Choice of Court Agreements: The Hague Convention vis-à-vis Indian Private International Commercial Law” International Conference on Trade, Business, Economics and Law, Oxford University, UK (2017) (Abstract published in Conference Proceedings).
9. Saloni Khanderia-Yadav, “The Concept of Made in the World and its Implications on International Trade”, Second National Annual Conference On Contemporary Legal Research, Symbiosis Law School, Pune (2013). (Conference proceedings: full paper published).
10. Saloni Khanderia-Yadav, “The Proliferation of Free Trade Areas as a threat to Multilateralism?” International Conference on Law And Political Science, New Delhi (2014) (Abstract Published in Conference Proceedings).
11. Saloni Khanderia-Yadav, “The Implications of India’s Food Security and Public Stockholding Programs in the International Realm”, International Conference On Comparative Law and Development, New Delhi (2014) (Abstract published in Conference Proceedings).

References:

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3. Prof. Dipika Jain, Vice Dean (Research), Jindal Global Law School, Sonipat, India
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4. Prof. (Dr.) Jan L. Neels, Distinguished Professor of Law, and Director: Research Centre for Private International Law in Emerging Economies, Faculty of Law: University of Johannesburg (South Africa)
E-mail: jlneels@uj.ac.za
5. Prof. Anatol Dutta, Chair Professor in Private law, Private International Law and Comparative law, Ludwig Maximilians University, Munich (Germany).
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