



Kongwat Akaramanee

Partner

T: +66 2 838 1750 ext. 1764

E: kongwat.a@kap.co.th

Languages

- Thai
- English

Education

- LL.M., Ramkhamhaeng University, Thailand
- LL.B., Assumption University, Thailand

Professional Qualifications

- Notarial Services Attorney, the Lawyer Council of Thailand
- Member, the Lawyer Council of Thailand
- Arbitrator, the THAC panel of arbitrators

www.kudunandpartners.com

Kudun and Partners
34/3 Vivre Langsuan, 4th, 5th,
and 6th Floor, Soi Langsuan,
Lumpini, Pathumwan, Bangkok
10330, Thailand

Profile

Kongwat Akaramanee is a partner at Kudun and Partners, where he plays an active role in the dispute resolution and litigation practice. With a wealth of experience in various legal matters, he is recognized as a rising star in commercial and business litigation, administrative law, labour disputes, tax matters, restructuring and insolvency, and arbitration. Kongwat serves as a trusted advisor to numerous domestic and international clients, providing strategic guidance particularly in complex areas such as compensation claims, Engineering, Procurement, and Construction (EPC) contract disputes, and shareholders disputes.

His extensive expertise spans multiple industries, including finance and securities, construction services, information, technology and communications, energy and utilities, and property development. Kongwat's adept handling of intricate legal challenges has solidified his reputation as a formidable representation for his clients. Recently recognized as one of the Top 40 Under 40 Outstanding Litigation Lawyers by Benchmark Litigation, Kongwat continues to distinguish himself through his commitment to excellence and his ability to navigate the evolving landscape of dispute resolution. His insights and leadership are invaluable to clients facing intricate legal issues.

Areas of Expertise

- Dispute resolution and litigation in administrative and commercial disputes
- Alternative dispute resolution including arbitration and mediation
- Restructuring and insolvency

Professional Experience

- Associate, Siam Premier International Law Office
- Associate, Watson, Farley and Williams (Thailand)
- Associate, Blumenthal, Richter & Sumet
- Legal Deputy Manager, PricewaterhouseCoopers
- Associate, FBLP Legal

Recent Awards and Rankings

- Recognized as Top 40 under 40 Litigator by Benchmark Litigation, 2024
- Future Star Practitioner by Benchmark Litigation, 2024
- Rising Star for Dispute resolution by Asialaw, 2022-2024
- Up and Coming lawyer by Chambers Asia Pacific, 2025

Practice Focus

A selection of matters in which Kongwat has been involved include:

Commercial Disputes

- Representing one of the largest construction companies in the world with respect to filing the complaint of the case against the Expressway Authority of Thailand regarding the Terms of Reference of the Rama 3 Expressway Project at the Central Administrative Court for THB 5.8 billion (USD 171.2 million).
- Representing a major international bank in Thailand in a significant claim against a Chinese-owned fresh fruit and vegetable merchant wholesalers for breach of a facility agreement totaling THB 1.035 billion (USD 30.5 million)
- Representing a consortium, consisting of well-known Thai and foreign companies, in challenging the unlawful order dismissing its bidding proposal for Laem Chabang Port Phase 3 Project of the Port Authority of Thailand with an initial estimated value of THB 155.8 billion (USD 5 billion).
- Representing a leading Thai glove manufacturing company in a legal dispute concerning allegations of breaching a Liquefied Natural Gas (LNG) Sale and Purchase Agreement. The plaintiff claims that our client failed to meet the minimum order requirements outlined in the agreement, with the value in the range of millions of THB.
- Representing a major solar energy company in Thailand as a plaintiff in a legal claim concerning a breach of a solar cell agreement. The defendant failed to adhere to the terms related to the installation and maintenance of solar energy systems, resulting in significant business losses for our client. The value is approximately USD 2.5 million.
- Representing a luxury hotel in northern Thailand in a high-stakes dispute against a leading commercial bank over a facility loan agreement valued in the billions.
- Representing a Chinese solar panel manufacturer in successfully claiming outstanding engineering, procurement and construction service fees on three (3) solar energy projects for approximately THB 780 million (USD 22.1 million).

- Representing LG Electronics (Thailand) Company Limited as the defendant involving the plaintiff claiming that the defendant has defaulted on a dealer agreement worth millions of Thai Baht.
- Representing Singha Estate Public Company Limited as the Co-Defendant on a petition requesting the court to revoke a temporary injunction and a writ related to the Metropolis Bangkok Officer Tower that has a market value of THB 1.7 billion.
- Defending a Chinese leading enterprise, which is one of the largest heavy equipment manufacturers in the world with respect to a trademark registration dispute on the similarity matter in Thailand against a well renowned high-end multinational automotive corporation.
- Representing Jiangxi Water and Hydropower Construction (Thailand) Co., Ltd., a subsidiary company of Jiangxi Provincial Water Resources Bureau – a Chinese state-owned enterprise, to recover approximately THB 150 million as well as interest at the First Court of Instance. The matter surrounded an EPC dispute that involved the government’s water supply project in Suratthani Province.
- Representing a leading passport provider company in Thailand on the e-bidding application of the third phase of Thailand’s electronic passport by the Ministry of Foreign Affairs.
- Representing a Chinese construction company in claiming outstanding fees on construction works with a value of approximately THB 300 million (USD 9.6 million).
- Representing one of the largest multinational electronics company from South Korea in claiming accounts receivable debts and in pursuing legal actions against its employee regarding corporate fraud.
- Defending a leading real-estate developer company in a land dispute case.
- Representing a major Thai construction company in claiming outstanding fees on the construction works from the project owner.
- Defending a leading residential property developer company in a condominium dispute.
- Representing consumers in a class-action proceeding case against a leading financial services provider.
- Representing the authorized directors of a leading securities brokerage in defending a THB 100 million claim (USD 3.2 million) lodged by the investor.
- Representing authorized directors of a leading securities brokerage company in defending criminal allegations made by the investor.
- Defending authorized directors of a financial services provider against criminal allegations made by the Bank of Thailand.

- Advising and representing a leading securities brokerage in defending a block-trade transaction dispute.
- Advising and representing a leading securities brokerage in challenging an order of the Securities and Exchange Commission with the Appeal Commission and the Central Administrative Court.
- Advising a Hong-Kong based company, one of the largest investor-owned power businesses in Asia, in relation to the repayment of the debts in a rehabilitation case.
- Advising a Japanese company, one of the world's leading electronics manufacturer, in a tax dispute of approximately THB 212 million (USD 6.8 million) concerning the utilization of tax incentives under the Investment Promotion Act in the Central Tax Court.
- Advising investors in defending criminal allegations made by the Securities and Exchange Commission.
- Advising a leading property and retail management company in relation to a rental dispute.

Alternative Dispute Resolution including Arbitration

- Representing a prominent construction materials company in Thailand in a dispute over a construction contract of an ultra-luxury condominium development in central Bangkok against a major developer. The case is currently proceeding through the Thailand Arbitration Institute (TAI).
- Representing one of the largest integrated energy and refining company in the United States ranked on Fortune 500 with respect to file motion to enforce a massive foreign arbitral award (US Arbitration) against Petroleo de Venezuela S.A. et al. totaling 3 objectors from Venezuela in amount of USD 150 million at Thailand's Central Intellectual Property and International Trade Court in an estimated value of USD 150 million.
- Representing a leading telecommunications company in defending an arbitration case in relation to a compensation claim arising from a concession agreement for over THB 20 billion (USD 641.7 million) filed by a state-owned company.
- Representing an Israeli client, the main contractor for an ultra-luxury condominium by the banks of the Chao Phraya River, on its enforcement of an arbitral award of Thailand Arbitration Institute (TAI) in Thailand against the developer of the project in a total amount of THB 83 million.
- Representing a renowned taxi service company as plaintiff with respect to the arbitration case due to material breach of an automobile assembly company founded as a Thai-American joint venture claiming a significant sum of THB 261.5 million.
- Representing a leading financial technology service provider in an international arbitration case at the Singapore International

Arbitration Center (SIAC) to claim compensation arising from the material breach of acquisition agreements in the sum of approximately SGD 33 million (USD 23.8 million).

- Representing a joint venture company consisting of leading international engineering and construction companies from Japan and Thailand in defending the dispute arising from an EPC contract and in setting aside the arbitral award.
- Advising and representing a leading Thai sugar producer in a dispute arising under the Bagasse Fired Boiler contract with a Chinese company and assisting the client in settling the claim on favorable terms through mediation.

Certificate

- Certificate of the training program re: A Typical Arbitration: Written Advocacy, Singapore International Arbitration Centre (SIAC)

Publications

- Co-author of the Thailand Chapter of In-Depth Construction Disputes – Edition 4 by Lexology, December 2024
- Co-author of the article “Thai Court Litigation vs. Arbitration: Deciding the Right Dispute Resolution Option for Your Legal Contract”, November 2023
- “Enforcement and Setting Aside of an Arbitral Award in Thailand” (Lexology, February 2021)
- “Anatomy of a Business Rehabilitation in Thailand: Key Considerations for Thai and Foreign Creditors” (Lexology, June 2020)

Speaking engagements

- Speaker for a panel discussion at a joint event with WongPartnership entitled, “Trends in Commercial Disputes in Asia.” (November, 2024)
- Speaks for a panel discussion entitled “An Introduction to Our Host Country: Cross-Border Fraud Claims, Enforcement, and Insolvency in a Thai Context” at Asset Recovery Asia 2024 (November, 2024)
- Speaks for a panel discussion entitled “Mastering the Art of Resolving Construction Disputes in Thailand” at Breaking Issues of Arbitration in Thailand by the Thai Arbitration Institute (TAI) (September, 2024)
- Lecturers on “Law of Business Organizations and Mergers and Acquisitions” at the Faculty of Law, Bangkok University (July 2024)
- Speaks for a panel discussion at a joint event with the Construction Lawyers Society entitled “How to Draft a Construction Contract to Mitigate Potential Disputes.” (January, 2024)

- Speaker on “Legacy and Asset Management for Family Business Sustainability” organized by the Association of Family Business Entrepreneurs (AFBE) (May, 2023)
- Speaker on “How do family businesses relate to sustainability?” at the 5th AFBR Club seminar, organized by the Association of Family Business Entrepreneurs (AFBE) (October, 2022)
- Speaker on “Holding & Tax Management – Game Plan for Family Business” organized by the Association of Family Business Entrepreneurs (AFBE) (August, 2022)
- Speakers on “Legal Environment and Business: Evidence from the Field” at the Faculty of Business Administration, Kasetsart University (February, 2022)