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Robert Mundy KC

Year of Silk: 2025 Year of Call: 2008

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Practice Overview

Rob Mundy has a wide-ranging commercial practice and has particular expertise in contract, company, insolvency and commercial fraud disputes. He tends to be instructed in high-value and complicated litigation. He has been consistently recommended in Chambers & Partners and Legal 500.

Rob is a practising mediator and also sits as a Recorder of the County Court.

Areas of Expertise

Company

Rob is recognised for his expertise in company law, particularly shareholder disputes. In the 2024 Chambers Bar Guide, Rob was noted as being particularly well regarded for his handling of unfair prejudice petitions and disputes concerning director's duties.

Recent cases:

- *Syspal Capital Ltd v Truman* [2024] EWHC 1561 (Ch), [2025] 1 BCLC 424; [2025] EWCA Civ 469: representing the majority shareholders in a dispute about the interpretation of the company's articles in the Court of Appeal and High Court (sole counsel)
 - *Re Caprina Trading Ltd*: representing two directors of a recycling company defending a claim to a beneficial interest in shares and defending an unfair prejudice petition (sole counsel)
 - *Loveridge v Povey* [2024] EWHC 329 (Ch), [2024] 2 BCLC 253: representing a shareholder in a caravan park company in an unfair prejudice petition (led by John Randall KC)
 - *Gill v Thind* [2022] EWHC 2872 (Ch) and [2023] EWCA Civ 1276, [2024] 1 WLR 2837: representing care home directors in a dispute over the beneficial ownership of shares at an 11-day trial, on appeal and in resisting an application for permission to appeal to the Supreme Court (led by John Randall KC)
 - Representing a director-shareholder of a manufacturing company in pursuing an unfair prejudice petition (sole counsel) and defending the company's cross-claim (sole counsel)
 - *Re Portbond Ltd* [2022] EWHC 3359 (Ch): representing three directors accused of driving two companies into the ground and engineering a pre-pack sale at a £20m undervalue while keeping secret their interest in the buyer (sole counsel)
 - *Gill v Thind* [2020] EWHC 2973 (Ch): representing directors defending derivative claims (led by John Randall KC)
 - Acting for the pharmacy company in the trial of a claim against former directors and others arising from the transfer of the company's business (sole counsel)
 - Acting for a 50% shareholder in a telecoms company in an unfair prejudice petition and in a dispute under an unusual shareholders' agreement (sole counsel)
 - Acting for a minority shareholder in a high-value unfair prejudice petition concerning a food supplements manufacturer and in the defence of a £35m crossclaim (led by John Randall KC)
 - Acting for a minority shareholder in a high-value unfair prejudice petition concerning a property development company (led by John Randall KC)
 - Acting for the 50% shareholder in a construction company in an unfair prejudice petition (leading Natalie Kearney)
 - Acting for eight shareholders in a technology company in a just and equitable winding-up petition (sole counsel)
 - Representing a telecoms company in a shareholder good-leaver/bad-leaver claim in the Employment Tribunal (sole counsel) and in a linked £4m High Court claim (led by John Randall KC)
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Partnership and LLP

Insolvency

Rob is regularly instructed by insolvency practitioners and directors in difficult insolvency-law litigation. The 2024 Chambers Bar Guide described him as “noted for his expertise in claims brought against directors”.

Recent cases:

- *Hawksworth v Stanley* [2025] EWHC 139 (Ch): representing a floating charge holder alleged to have invalidly appointed administrators in an ongoing multi-million pound breach-of-contract and trespass claim
- *Loveridge v Povey* [2024] EWHC 329 (Ch), [2024] 2 BCLC 253: representing the applicant member in a case establishing that, in a solvent administration, administrators should have regard to the interests of members in deciding whether a company rescue is “reasonably practicable” (led by John Randall KC)
- Representing a director seeking the retrospective appointment of an administrator
- *Re Portbond Ltd* [2022] EWHC 3359 (Ch): representing three directors accused of driving two companies into the ground and engineering a pre-pack sale at a £20m undervalue while keeping secret their interest in the buyer (sole counsel)
- *Rendle v Panelform* [2020] EWHC 2655 (Ch), [2021] BCC 203, [2021] BPIR 31: representing a trustee in bankruptcy at a trial of an unusual transaction-defrauding-creditors claim, which led to the court unwinding the sale of a business (sole counsel)
- Defending a multi-million-pound transaction-defrauding-creditors claim (sole counsel)
- *Poole v Hinton* [2019] EWHC 2331 (Ch): representing the applicant in a challenge to £21m proof of debt (sole counsel)
- Representing shareholders petitioning for the winding up of a company on just and equitable grounds (sole counsel)
- *Interactive Digital Systems Ltd v VST Enterprises Ltd* [2021] EWHC 887 (Ch): representing the same shareholders in a linked administration application (sole counsel)
- Representing a liquidator in a £3m-odd claim and in subsequent enforcement proceedings in which a deed was found to be have been forged (sole counsel)
- Representing a claims funder in a £2m+ wrongful-trading and misfeasance claim arising from the avoidance of import VAT (leading Joe Millington)
- Representing an applicant in a challenge to a refusal by liquidators to assign a claim (sole counsel)

Publications:

- Directors’ Duties During Administration and Liquidation (2021) 34(3) *Insolv. Int.* 58
- Why Statutory Declarations by Video Conference are Lawful (2020) 13(3) *CRI* 97
- Case Reporter: *Walker & Williams v National Westminster Bank plc & The Treasury Solicitor* (2016) 9(3) *CRI* 119
- Case Reporter: *Wilson (as liquidator of 375 Live Ltd) v SMC Properties Ltd* (2015) 8(4) *CRI* 171
- TUPE and Mental Gymnastics (2014) 7(1) *CRI* 31

Civil Fraud

Rob has experience of a wide variety of commercial fraud cases, particularly cases of fraud, or alleged fraud, by directors or senior employees on their companies. He is an experienced trial advocate and cross-examiner, and experienced in prosecuting and defending applications for freezing injunctions and other interim relief.

Recent cases:

- *Acasta European Insurance Co Ltd v Emmiera Group Ltd* [2025] EWHC 1168 (Ch): representing the defendant to a deceit claim on the return date following the grant of an imaging order (sole counsel)
 - *Grundy v Aldridge* [2025] 5 WLUK 649: representing the defendant to unusual fraud and committal proceedings (sole counsel)
 - *Jaffé v Greybull Capital Ltd* [2024] EWHC 2534 (Comm): representing a German insolvency practitioner in a trial of an £11m deceit claim (led by James Morgan KC)
 - *Patel v Parker* [2023] EWHC 1979 (Ch): representing the principal defendant on cross-applications in a deceit and constructive trust claim (sole counsel)
 - *Re Portbond Ltd* [2022] EWHC 3359 (Ch): representing three directors accused of driving two companies into the ground and engineering a pre-pack sale (sole counsel)
 - Representing an engineering company in a £2m+ corporate fraud and asset tracing claim (sole counsel)
 - Prosecuting a committal application against a rogue director of a social media company
 - Representing two company directors facing a short-notice application for a freezing order (led by John Randall KC)
 - *Rendle v Panelform* [2020] EWHC 2655 (Ch): representing a trustee in bankruptcy at a trial of an unusual transaction-defrauding-creditors claim, which led to the court unwinding the sale of a business (sole counsel)
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Property

Rob acts in high-value real estate cases, particularly those involving an overlap with corporate or insolvency law.

Recent cases include:

- *Hawksworth v Stanley* [2025] EWHC 139 (Ch): ongoing trespass claim against the appointor of administrators
 - Representing the administrator of an insolvency estate in a dispute about the beneficial ownership of a family home, involving claims of undue influence and disputes about the principle of overreaching
 - Representing a bankrupt and his wife defending a challenge to the transfer of a multi-million pound estate
 - Representing an investor mis-sold an interest in a Dubai development
 - Advising a property owner about a claim against his surveyor and former solicitors for failing to advise about the risk of subsidence
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Mediation

Rob enjoys the variety and challenge of acting as a mediator. He appreciates that mediation is no panacea, but believes that, if approached with energy, determination and an open-mind, mediation can lead to sensible resolutions of most disputes.

Notable Cases

- *Acasta European Insurance Co Ltd v Emmiera Group Ltd* [2025] EWHC 1168 (Ch): disclosure following imaging orders
 - *Grundy v Aldridge* [2025] 5 WLUK 649: committal proceedings and wasted costs
 - *Syspal Capital Ltd v Truman* [2025] EWCA Civ 469: interpretation of company articles
 - *Birch v Brookfield* [2025] EWHC 732 (Comm): unincorporated associations
 - *Hawksworth v Stanley* [2025] EWHC 139 (Ch): use of an insolvency application notice to bring common law claims
 - *Jaffé v Greybull Capital LLP* [2024] EWHC 2534 (Comm): trial of an £11m deceit claim under German law
 - *Syspal Capital Ltd v Truman* [2024] EWHC 1561 (Ch), [2025] 1 BCLC 424: interpretation of company articles
 - *Loveridge v Povey* [2024] EWHC 329 (Ch), [2024] 2 BCLC 253: company rescue in a solvent administration
 - *Gill v Thind* [2023] EWCA Civ 1276, [2024] 1 WLR 2837: what must be shown to prove an intention to create an unwritten trust
 - *Patel v Parker* [2023] EWHC 1979 (Ch): cross-applications in a civil fraud claim
 - *Re Portbond Ltd* [2022] EWHC 3359 (Ch): trial of unfair prejudice petition about pre-pack administration
 - *Gill v Thind* [2022] EWHC 2872 (Ch): trial of over the dispute beneficial ownership of shares
 - *Interactive Digital Systems Ltd v VST Enterprises Ltd* [2021] EWHC 887 (Ch): administration application
 - *Gill v Thind* [2020] EWHC 2973 (Ch): derivative claims
 - *Rendle v Panelform* [2020] EWHC 2655 (Ch), [2021] BCC 203, [2021] BPIR 31: trial of a transaction-defrauding-creditors claim
 - *Poole v Hinton* [2019] EWHC 2331 (Ch): challenge to a £21m proof of debt
 - *Herry v Dudley Metropolitan Council* UKEAT/100/16, [2017] ICR 610, [2017] BPIR 1209 (written submissions: see §2): costs orders and bankruptcy
 - *Jarrett v Birmingham City Council* UKEAT/0333/14/LA: amendment of grounds of appeal
 - *Brown v Stephenson* [2013] EWHC 2531 (Ch), [2013] WTLR 1675: undue influence
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Quotes

“Rob is a corporate barrister par excellence who can be trusted with bet-the-company shareholder litigation. He is particularly academically strong and confident on his feet. Rob is not phased facing off against senior silks and clients can happily trust him to lead the counsel team even on large London litigation.” **Legal 500 2025**

“Robert has a great ability to distil large amounts of information and get to the heart of the matter quickly. He is responsive, engaging, very intelligent, hard working and extremely easy to work with. He is a go-to barrister.” **Legal 500 2025**

“Robert is really easy to deal with, really personable and has great judgement. He really gets into the trenches with you and wants to remain involved throughout the matter.” **Chambers & Partners 2025**

“Rob is excellent technically. He is able to convey confidence, as it is quite clear that he knows what he is talking about and leaves you no doubt that he is thoroughly researched.” **Chambers & Partners 2025**

“Robert Mundy is an exceptionally bright lawyer who is very experienced in insolvency. In court he is calm, measured and well thought out.” **Chambers & Partners 2025**

“Rob is quite brilliant. He’s a particularly nice person; clients like and trust him. He isn’t afraid to speak the truth, but in a nice way, which clients appreciate.” **Chambers & Partners 2025**

“An extremely persuasive advocate who is very comfortable dealing with trials over several weeks and complicated

last-minute applications.” **Legal 500 2024**

“Robert is excellent in all departments, and his written work is meticulous. He has strong advocacy, and his arguments are well-structured and carefully planned.” **Legal 500 2024**

“Robert is able to get to the heart of an issue incredibly quickly. He has meticulous attention to detail and excellent client management. He always sees the bigger picture and is very commercial in his approach.” **Legal 500 2024**

“A first class barrister. Robert is astute with a clinical eye for detail and can grasp complex arguments seemingly immediately.” **Chambers & Partners 2024**

“Robert is simply amazing; his technical knowledge and client facing skills are a rare thing.” **Chambers & Partners 2024**

“Robert is very approachable and technical. He builds a strong rapport with clients.” **Chambers & Partners 2024**

“Robert is always really good to deal with and gives you confidence.” **Chambers & Partners 2024**

“He is very knowledgeable and efficient. People like him because he gets straight to the point.” **Chambers & Partners 2024**

“Robert has good advocacy skills both in court and at mediation and excellent written opinions and never sits on the fence.” **Legal 500 2023**

“Robert’s style is to be calm and measured. His arguments (oral and written) are extremely well-structured, thorough, and effective. He delivers all the work to deadlines and consistently produce excellent written documents and robust oral advocacy. He is a go-to candidate for all commercial litigation work.” **Legal 500 2023**

“Robert is very calm and measured in court.” **Chambers & Partners 2023**

“As an advocate, he is in command of the law, in command of the facts and in command of the court. Judges and clients know it so he gets results from the court and accolades from the client.” **Chambers & Partners 2023**

“Robert is an excellent opponent. His pleadings are very sharp and he is very commercial.” **Chambers & Partners 2023**

“He is a precise and clinical advocate.” **Chambers & Partners 2023**

“Very intelligent and considered. You always get a decision as opposed to a discussion of the problem.” **Legal 500 2022**

“Robert has a forensic eye for detail and is razor sharp on matters of law. However, this is coupled with an approachable and reassuring manner, which makes him extremely easy to work with, both for solicitors and clients alike.” **Legal 500 2022**

“He’s very approachable, has great rapport with clients and his preparation is meticulous.” **Chambers UK 2022**

“A very robust and engaging advocate.” **Chambers UK 2022**

“He has meticulous attention to detail and a quick analytical brain, coupled with an ability to consider the bigger picture and understand the commercial implications for the client.” **Chambers UK 2022**

“Absolutely brilliant intellectually and academically with forensic attention to detail and a very reassuring

manner.” **Legal 500 2021**

“Resourceful, clear and logical in advocacy and written work.” **Legal 500 2021**

“He works seamlessly as part of a larger team and is a huge asset in conference with clients, particularly on employment cases overlapping with shareholder issues.” **Legal 500 2021**

“He possesses the rare trinity of encyclopedic knowledge, eloquent advocacy and hard work.” **Chambers UK 2021**

“He writes nicely crafted documents and skeleton arguments, and knows when to pitch and point and when to back down.” **Chambers UK 2021**

“Technically strong, calm and adaptable.” **Legal 500 2020**

“His greatest strength is his intellect, but he is also extremely good with clients.” **Chambers UK 2020**

“He is easy to deal with and extraordinarily bright.” **Chambers UK 2020**

“He is meticulous in his attention to detail and his client service is excellent. He has a very calm, intelligent and well thought out approach to matters.” **Chambers UK 2020**

“Very bright, very intelligent and very knowledgeable.” **Chambers UK 2020**

“He is thoughtful and brilliant – a man to go to for advice on complex and technical legal disputes.” **Chambers UK 2020**

“He is a very academically gifted company counsel, who is as at home as a sole advocate against more senior adversaries as he is as part of a team.” **Chambers UK 2020**

“Incredibly hardworking and very grounded.” **Legal 500 2019**

“He is thoughtful and brilliant – a man to go for advice on complex and technical legal disputes.” **Legal 500 2019**

Education & Qualifications

MA (Cantab.), Law with European Legal Studies, University of Cambridge (Trinity Hall), First Class

Middle Temple Queen Mother Scholarship

Bar Vocational Course

Memberships

Recorder (since 2022)

Commercial Bar Association (COMBAR)

Chancery Bar Association (ChBA)

Midland Chancery and Commercial Bar Association (MCCBA)
