

Farhana Mukith

Call: 2013
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AREAS OF EXPERTISE

Costs & Litigation Funding, Fraud, Personal Injury, Credit Hire, Professional Negligence, Product Liability, Clinical Negligence, Insurance, International & Travel, Industrial Disease



Farhana accepts instructions in most areas of chambers' work with a particular interest in costs, fraud, personal injury, and credit hire. Farhana has a varied practice representing Claimants and Defendants across many areas of chambers' expertise.

Farhana has a growing reputation as a fraud specialist and is often instructed to advise insurers on high value claims involving exaggerated injury and loss to staged accidents.

Her unparalleled knowledge of fundamental dishonesty law makes her a go-to junior in this area. She is regularly instructed at early stages of litigation to shape the case and lead it to a successful resolution.

Farhana's expertise in dishonesty cases overlaps with her interest in costs law. Her knowledge in this area allows her to robustly pursue a finding of fundamental dishonesty at trial and seamlessly transition to costs law by disapplying QOCS, obtaining a costs order against the Claimant, and assessing those costs in a detailed assessment or oral review hearing following a provisional assessment.

Farhana's costs practice also crosses over with her specialism in credit hire cases as she is regularly instructed to advise on applications for non-party costs orders against a credit hire companies.

Fraud

Farhana has considerable expertise in handling cases involving alleged exaggeration or malingering and is regularly instructed by insurers to defend fraudulent claims.

Farhana has been engaged in a wide variety of fraud work including:

- Trials in which the credibility of the Claimant is in issue
- Applications to disapply QOCS pursuant to CPR 44.16(1) where the Claimant has been found to be fundamentally dishonest
- Applications pursue a finding of dishonesty and costs pursuant to paragraph 12.4 of PD 44 notwithstanding a notice of discontinuance
- Applications pursuant to Section 57 of the Criminal Justice Act 2015
- Contempt of Court proceedings against fraudulent Claimants

Farhana is well versed with developing case law in this area and familiar with the red flags which give rise to concerns of dishonesty. As such, Farhana carries out a forensic review of the claim and advises from an early stage on the prospects of pursuing fundamental dishonesty, right through to the conclusion of the litigation.

Farhana drafts detailed pleadings alleging fraud and advises on tactics including obtaining surveillance footage, witness statements and photographs on social media, and insurance database material.

Farhana also attends conferences with witnesses to test their credibility and advises on the prospects of obtaining a finding of fraud at trial.

In the context of road traffic accidents, Farhana is well versed with low-velocity impacts, induced accidents, phantom passenger claims and staged accidents.

Qualifications & Awards

BPTC: Very Competent, Kaplan Law School

LLM: Distinction, UCL

LLB: First Class, 2nd place in year

Lord Denning Scholarship

Hardwicke Entrance Award