

## Elahe Youshani

Year of Call: 2005



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CHAMBERS

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Elahe practises in the fields of serious personal injury and clinical negligence, acting for both Claimants and Defendants, on claims which include serious injury, complex medical evidence and high injury awards.

She has consistently been recognised as a Tier 1 leading junior in the Legal 500 and is described as *“very thorough and she will take the time to review cases properly and discuss them at length”* (Legal 500 (2021)). Previous endorsements report that she is *“highly skilled when questioning experts”* (Legal 500 (2020)) and *“she has an in-depth knowledge of personal injury matters”* (Legal 500 (2019)).

She is committed to working as part of a legal team together with her instructing solicitors, and aims to deliver high quality service in order to maximise her client’s interests and prospects.

Elahe accepts instructions for trials, all types of applications and interim hearings (including CCMCs). In terms of advisory work, she is dedicated to providing a quick and efficient turnaround on paperwork, providing clear yet thorough, practical and friendly advice.

She has experience in dealing with a range of cases involving costs law, from issues involving (but not limited to): CCMCs, fixed costs, breakdown of medical agency fees, costs applications (within costs proceedings), provisional and detailed assessments.

Elahe has also been practising in Employment Law for the entirety of her professional career. Her experience includes representing clients at Trials, preliminary hearings, Strike out Applications and protective disclosure hearings, and a wide range of other hearings. Elahe also has extensive experience in unfair dismissal and constructive dismissal claims.

Elahe is happy to provide CPD-accredited seminars to solicitors and insurers; she has provided in-house seminars on a variety of topics, ranging from updates on civil procedure, case law developments to guidance on assessment of damages.

She is bilingual in English and Farsi. Elahe has a keen interest in many sports, including football (as a Manchester United supporter), tennis, athletics and swimming. She enjoys keeping active, having participated in the Great Manchester Run on 3 occasions as well as having previously completed Born Survivor (for charity) and Rough Runner. She also has an interest in a variety of music, food and cultures.

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### Education

Withington Girls’ School  
University of Manchester, LLB (Hons)  
Inns of Court School of Law, BVC  
Awarded Emily Simon Scholarship, University of Manchester

## Professional Memberships

Barrister Member, Bar Disciplinary Tribunal (BTAS)  
Judicial Panel, The Football Association  
Anti-Discrimination Panel, The Football Association

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## Notable Cases

Re B (2021): drafted pleadings and advised the Claimant, where B sustained a crush and de-gloving type injury to his arm, necessitating multiple surgeries and requiring several future skin grafts. Claim valued at up to £250,000.

Re L v UK Ins Ltd (2020): represented the Defendant at a CCMC where the Claimant amended their statement of value to in excess of £200,000. In the weeks prior to the hearing, advice was provided regarding tactics and commercial offers and following the approach taken at the hearing in conjunction with her instructing solicitor's negotiation efforts, the claim settled at £20,000.

Re M: advising the Claimant, where M was a pedestrian who was hit by a bus, whilst at a pedestrian crossing. M sustained multiple injuries, including (but not limited to): a brain injury, multiple fractures of the skull and the skull base, cheekbone fractures, left 3rd fracture, bilateral zygomatic fractures, small subdural haemorrhage, blunt abdominal liver trauma, collapsed lung, multiple rib fractures, soft tissue injuries, mild neurocognitive disorder, dental injuries, neuropsychological symptoms. Claim settled at £920,000.

Re H: representing the Claimant in a case in which there were multiple medical reports, but in particular, there were significant issues of causation between the parties as to the orthopaedic injuries caused by the index accident. Fraud was intimated. Claim settled at £85,000.

Re Q (2017): Acted for a Claimant where he suffered significant PTSD following a road traffic accident. Attended the CCMC, drafted the Schedule of Loss (involving a Blamire award) and advised the client in conference. This case involved complex issues as to causation, due to the Claimant's age and his various medical conditions and history. Case settled at £175,000.

Re T (2016): Re T: advising the Claimant in conference. Whilst at work, T slipped on a greasy floor, put out his right hand to regain his balance, which unfortunately went into metal-cutting machine causing traumatic amputation of right little, ring and middle fingers. The amputations to the ring and little finger were terminalised. T suffered fracture to the intermediate phalanx of the right middle finger, with continued non-union of the joint. Despite treatment and surgery, there was ultimately no improvement of symptoms over time. T was left with 45% grip strength with associated ongoing pain, and permanent significant loss of amenity. T also suffered post-traumatic stress disorder caused by the index accident. Claim settled at £240,000.

Re G (2016): representing the Claimant at a CCMC and advising in conference in a case where, as a result of an accident at work, a foreign object hit and went into his eye, causing him to sustain an eye injury and post-traumatic stress disorder. Despite a number of surgeries on the injured eye, G continued to suffer with 'floaters' and blurred vision, dry eye, and loss of peripheral vision and visual acuity impairment. Claim settled at £65,000.

S v B (2015): representing the Claimant at a CMC and CCMC and also drafting Part 35 questions. S sustained neck, back, right hip, right elbow and left scaphoid injuries. S had a complicated medical history which raised issues of causation as to the wrist injury. The claim settled at £115,000.

M v E (2013/2014): Successfully represented a Respondent charity in multi-day employment tribunal proceedings against claims of protected disclosure, whistleblowing and unfair dismissal. She advised and drafted a skeleton argument regarding resisting an appeal to the EAT.

Re S (2009): representing the Claimant, a 20-year-old female, in a claim arising out of an accident at work where S was using a grinding machine, slipped on biscuit crumbs on the floor that had been emitted from the machine, causing her hand to go into the machine. S sustained a crush / degloving compound comminuted fracture of the left index finger as well as psychological symptoms. S was advised she may require an amputation after she became 60 years of age. S was diagnosed as having 8% permanent functional impairment for the rest of her life and a 50% chance of developing osteoarthritis in the future.

Claim settled at £100,000.

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Elahe Youshani

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