

NATIONAL COMPANY LAW APPELLATE TRIBUNAL, NEW DELHI

Competition Appeal (AT) No. 19 of 2018

IN THE MATTER OF:

Dilip Gaur **...Appellant**

Vs

Competition Commission of India **....Respondent**

With

Competition Appeal (AT) No. 20 of 2018

IN THE MATTER OF:

Rajeev Gopal **...Appellant**

Vs

Competition Commission of India **....Respondent**

With

Competition Appeal (AT) No. 21 of 2018

IN THE MATTER OF:

Sanjay Kumar Verma **...Appellant**

Vs

Competition Commission of India **....Respondent**

Present:

For Appellant: **Mr. Somasekhar Sundaresan, Ms. Nisha Kaur Uberoi, Ms. Shravani Shekhar, Ms. Shubha Karra (r/o Grasim Industries), Advocates.**

For Respondent:

ORDER

20.04.2018: Apart from other questions, the questions arising in this appeal are:

1. Who can be penalized under Section 45 of Competition Act, 2002 for offence in relation to furnishing information i.e. the person who is custodian of record of such information or has knowledge of such information?
2. Whether the Commission can penalize any person under section 45 without deciding the question as to whether such person is custodian of the record or information? and
3. Whether the Commission has power to penalize a person under Section 45 while passing an order under Section 27 of the Act?

Let notice be issued on the Respondent by speed post. Requisites alongwith process fee, if not filed, be filed by 23rd April, 2018. If the appellant provides email address of the respondent, let notice be issued through email also.

Post the matter on **3rd May, 2018.**

[Justice S.J. Mukhopadhaya]
Chairperson

[Justice Bansi Lal Bhat]
Member (Judicial)

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