

NATIONAL COMPANY LAW APPELLATE TRIBUNAL
NEW DELHI

COMPETITION APPEAL(AT) NO.55 OF 2018

IN THE MATTER OF:

Hetero Healthcare Ltd & Ors

Appellants

Vs

Competition Commission of India & Anr

Respondents

Present:

For Appellant: Mr Rajiv K. Virmani, Sr. Advocate, Mr Surbhi Kapoor, Mr. Rishabh Bhargava, Mr. Rohit Ghosh, Advocates.

For Respondent: None

And

COMPETITION APPEAL(AT) NO.56 OF 2018

IN THE MATTER OF:

Ecoman Enviro Solutions Pvt Ltd & Ors

Appellants

Vs

Competition Commission of India & Anr

Respondents

Present:

For Appellant:-Mr. Vikas Mishra, Ms Malini Sud, Mr Shashwat Tripathi, Advocates

For Respondent: Mr. Avinash Sharma, Advocate for R-1.

And

COMPETITION APPEAL(AT) NO.57 OF 2018

IN THE MATTER OF:

Raghunath Industry Pvt Ltd & Anr

Appellants

Vs

Competition Commission of India & Anr

Respondents

Present:

For Appellant:-Mr. Vikas Mishra, Ms Malini Sud, Mr Shashwat Tripathi,
Advocates

For Respondent: Mr. Avinash Sharma, Advocate for R-1.

And

COMPETITION APPEAL(AT) NO.58 OF 2018

IN THE MATTER OF:

Fortifield Security Solutions

Appellants

Vs

Competition Commission of India & Anr

Respondents

Present:

For Appellant:-Mr. Vikas Mishra, Ms Malini Sud, Mr Shashwat Tripathi,
Advocates

For Respondent: Mr. Avinash Sharma, Advocate for R-1.

And

COMPETITION APPEAL(AT) NO.59 OF 2018

IN THE MATTER OF:

Raghunath Industry Pvt Ltd & Anr

Appellants

Vs

Competition Commission of India & Anr

Respondents

Present:

For Appellant:-Mr. Vikas Mishra, Ms Malini Sud, Mr Shashwat Tripathi,
Advocates

For Respondent: Mr. Avinash Sharma, Advocate for R-1.

And

COMPETITION APPEAL(AT) NO.60 OF 2018

IN THE MATTER OF:

Ecoman Enviro Solutions Pvt Ltd & Ors

Appellants

Vs

Competition Commission of India & Anr

Respondents

Present:

For Appellant:-Mr. Vikas Mishra, Ms Malini Sud, Mr Shashwat Tripathi,
Advocates

For Respondent: Mr. Avinash Sharma, Advocate for R-1.

And

COMPETITION APPEAL(AT) NO.61 OF 2018

IN THE MATTER OF:

Fortifield Security Solutions

Appellants

Vs

Competition Commission of India & Anr

Respondents

Present:

For Appellant:-Mr. Vikas Mishra, Ms Malini Sud, Mr Shashwat Tripathi,
Advocates

For Respondent: Mr. Avinash Sharma, Advocate for R-1.

O R D E R

29.08.2018 - Referring to a report of the DG, the appellant submitted that the DG has only reported that Hetero Healthcare Ltd would continue supplies to IP-1 but would not appoint it as a stockist without NOC. It is submitted that there is no cartel on the part of the appellant.

Let notice be issued on respondents. Requisites alongwith process fee, if not filed, be filed by 31.8.2018. If the appellant provides the email address of the respondents, let notice be also issued through email.

In the meantime, the impugned order dated 12.7.2018, so far it relates to imposition of penalty on appellant(s), shall remain stayed subject to payment of 10% of the penalty mount as imposed on respective appellants by way of FDR in favour of Registrar, NCLAT within two weeks.

Post these appeals for admission on 24th September, 2018 when similar matters are likely to be listed.

(Justice S.J. Mukhopadhaya)
Chairperson

(Justice Bansi Lal Bhat)
Member (Judicial)

Bm/sk