

**No. 31015/21/2013-PI.I**  
**GOVERNMENT OF INDIA**  
**MINISTRY OF CHEMICALS & FERTILIZERS**  
**DEPARTMENT OF PHARMACEUTICALS**

B Wing, Janpath Bhavan, New Delhi

**ORDER**

**Subject: Review application of M/s Abbott Healthcare Pvt. Ltd. under para 31 of DPCO, 2013 against notifications S.O. No.1569(E) dt.14.6.2013, 1877(E) and 1918(E) dated 28.6.13 fixing ceiling price of Phenobabitone Tablets, 60mg, and 30mg and Promethazine Injection, 25mg/ml.**

Whereas Government of India, vide price fixation Orders **No. S.O.1569(E)** dt.14.6.2013, 1877(E) and 1918(E) dated 28.6.13 fixed ceiling price of various scheduled formulations, i.e. Phenobabitone Tablets, 60mg, and 30mg and Promethazine Injection, 25mg/ml.

And whereas aggrieved by the above notification M/s Abbott Healthcare Pvt. Ltd. (hereinafter referred to as the petitioners) had represented to the reviewing authority against the said price fixation. Personal hearing was granted to the Petitioners by the Department of Pharmaceuticals on 31.7.2013. The Petitioners were represented by S/Shri Ravi Kiran Mamidanna, Director(Legal), Vishal Maheshwari, Director(Finance), Punit Pania, Manager and Mahadeo Karnik, Assistant Director. On behalf of the NPPA Shri S.K. Bhatt, Deputy Director (Tech) and Shri Manish Goswami, DD(Cost) attended the hearing.

2. The issues involved in the review application have been examined based on the record of note of discussions of the personal hearing and other documents on record, and the Government has decided as under:

“The review application of the Petitioners is rejected on the ground that NPPA strictly followed the provisions contained in DPCO, 2013, PTR of the company when compared with the others show that they were chagrining 200% to 300% more than other companies and they cannot be allowed to overcharge as per provisions of DPCO, 2013. However, the additional information brought to the notice of NPPA may be cross examined by them with the help of IMS Health and if deemed necessary, NPPA may revalidate such data by appropriate survey or evaluation as authorised under para 9 of DPCO, 2013.”

Issued on this date 21<sup>st</sup> October, 2013.

( Roshan Lal )  
Under Secretary to the Govt. of India  
For and on behalf of the President of India

To

1. The Member Secretary,  
National Pharmaceutical Pricing Authority,  
YMCA Cultural Centre Building, New Delhi-110001
2. M/s Abbott Healthcare Pvt. Ltd  
D Mart Bldg,  
Goregaon Mulund Link Road,  
Mulund West,  
Mumbai - 400080

Copy to :

1. PS to Hon'ble Minister of State (Independent Charge) in the Ministry of Chemicals and Fertilizers, Shastri Bhawan, New Delhi for information.
2. Sr. PPS to Secretary (Pharma), Shastri Bhawan, New Delhi for information.
3. The Chairman, NPPA, YMCA Cultural Centre Building, New Delhi for information