

No. 31015/3/2014-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 Kedrion S.p.A. under para 31 of DPCO 2013 against NPPA Notification NO. S.O. 3371(E) dated 5/11/2013 fixing the ceiling price of Antitetanus Human Immunoglobulin 250IU/Pack under DPCO 2013

Whereas Government of India, vide price fixation Order No. S.O. 3371(E) dated 5/11/2013 fixed ceiling price of scheduled medicine Antitetanus Human Immunoglobulin 250IU/Pack under the provisions of Drugs (Prices Control) Order, 2013 (DPCO, 2013).

2. And whereas aggrieved by the above notification M/s. Kedrion S.p.A. (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 21.2.2014. The Petitioners were represented by Shri Avi Singh, Advocate, Shri Dhruv Malik, Advocate. On behalf of the NPPA Shri S.K. Bhatt, Deputy Director (Tech) and Shri Manish Goswami, Dy. Director attended the hearing. Shri V.K. Tyagi, Dy. Industrial Adviser, D/o Pharmaceuticals was also present during the hearing as a technical expert.

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

“Since there is no merit in the arguments of the Petitioners, the review application of the Petitioners is rejected. However, NPPA is directed to revalidate the data by collecting information using their website and all other known sources, including the Petitioners, as para 9 itself provides for such revalidation. Till that time ceiling prices notified by NPPA to be adhered by the Petitioners as per proviso to para 31 of DPCO 2013.”

Issued on this date 11th March, 2014.

(Roshan Lal)

Under Secretary to the Govt. of India
For and on behalf of the President of India

To

1. M/s. Kedrion S.p.A..
C/o I.L.A. Pasrich & Company,
Advocates & Legal consultants
901-905, Naurang House,
21 Kasturba Gandhi Marg,
Connaught Place, New Delhi-1
2. The Member Secretary,
National Pharmaceutical Pricing Authority,
YMCA Cultural Centre Building, New Delhi-110001

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