

No.31015/4/2013-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. Lupin Limited under para 22 of DPCO 95, against the price fixation order S.O. No. 860(E) dated 01.04.2013 fixing price of Levo-salbutamol.

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Whereas Government of India, vide price fixation Order SO No. 860(E) dated 01.04.2013 fixed the price of Levo-salbutamol.

And whereas aggrieved by the above notification, M/s. Lupin Limited (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 25.0.2013. The Petitioners were represented by S/Shri Kuldeep K. Wakhlio, Director (Corporate), C.V. Venkataraman, Director (Corporate Services) and Dr. Vishvas D. Patil, Assistant Director (Intellectual Property). On behalf of the NPPA S/Shri Jagdish Kumar, Director (M&E) and S.S. Agarwal, Assistant Director (Cost) attended the hearing. Shri V.K. Tyagi, Deputy Industrial Adviser, Department of Pharmaceuticals was also present during the hearing as a Pharma technical expert.

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:

“As the Salbutamol is a scheduled drug and it is possible to derive levosalbutamol from Salbutamol through resolution and also that Levosalbutamol and Dextro Salbutamol are two stereoisomers of Salbutamol, a scheduled drug, Levosalbutamol is thus a scheduled drug and therefore action of NPPA in fixing the bulk price under para 3 of DPCO, 1995 is in order”.

The review application of the Petitioners is, therefore, rejected.

Issued on this date 15th July, 2013.

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

To

1. M/s Lupin Limited,
World Trade Tower, 4th Floor, Barakhamba Avenue,
Connaught Place, New Delhi-110001.
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.

