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PRESIDENCY UNIVERSITY BENGALURU

 **SET-B**

SCHOOL OF LAW

**END TERM EXAMINATION – MAY/JUNE 2024**

**Semester :** Semester VIII - 2020

**Course Code :** LAW308

**Course Name :** - Competition Law

**Program :** BA LLB Honors

**Date :** June 18, 2024

**Time :** 1:00 PM - 4:00 PM

**Max Marks :** 100

**Weightage :** 50%

**Instructions:**

1. *Read all questions carefully and answer accordingly.*
2. *Question paper consists of 3 parts.*
3. *Scientific and non-programmable calculator are permitted.*
4. *Do not write any information on the question paper other than Roll Number.*

**PART A**

**ANSWER ANY FOUR QUESTIONS 4Q X 5M = 20 MARKS**

* 1. Explain the Concept of Relevant Geographical Market.
	2. Explain the Concept of Price Fixing with the help of a CCI decided Case.
	3. Explain the concept of Predatory Pricing with the help of a CCI decided Case.

(CO1) [Knowledge] (CO2) [Knowledge] (CO3) [Knowledge]

* 1. What is Collective Dominance? What is the approach of Indian Competition Law towards Collective Dominance?
	2. What are the exemptions for scrutiny under Combinations?
	3. What is the Difference between "Group" under Sec 3 and Sec 4&5?

(CO3) [Knowledge] (CO4) [Knowledge] (CO4) [Knowledge]

**PART B**

**ANSWER ANY FOUR QUESTIONS 4Q X 10M = 40 MARKS**

* 1. Imagine you are the DG of CCI. Explain how you will ascertain the relevant Product market and relevant geographical market in a case of Patient undergoing Bypass surgery in Yelahanka, Bangalore acussing hospital of using stent with higher price.

(CO1) [Application]

* 1. There are 66 contractors under Karnataka Road Development Corporation Limited, a state owned company established to undertake infrastructure development works. Starting from 2024 January when new tenders are called for new projects, all the 66 contractors started quoting amounts double the actual allotted cost with each tender being awarded to a different contractor, who happens to quote an amount much below others in that particular project. Give analysis of this scenerio with respect competition law with emphasis on anti-competitive practice, if any.

(CO2) [Application]

* 1. Yum brands is a sister concern and spinoff company of Pepsico. Pepsico is the Parent company of soft drink brands such as Pepsi, Mountain Dew, 7Up, Mirinda, etc which has 30% Market share of the total soft drink market in India. Yum Brands is the parent company of the fast food chains such as KFC, Pizza Hut and Taco Bell which holds 40% market share in fast food restaurant sector. Yum Brands decides that it will serve only Pepsico's soft drinks in their fast food outlets. Coca Cola, another soft drink company approaches CCI against this decision. As the in House Legal Advisor of Pepsico India frame the arguments in favour of Pepsico.

(CO3) [Application]

* 1. Nandini is the largest dairy product company in the state of Karnataka with a market share of 75%. Amul the largest dairy product company in India with a market share of 22% and is entering into Karnataka. In the wake of the new found competition Nandini reduced their prices by 10% bringing the prices below Amul's product. Analyze the actions of Nandini with respect to competition Law.

(CO3) [Application]

* 1. In Indian Paint market the major players are Asian Paints, Berger Paints, Nerolac Paints and Dulux paints with market share of 59%, 18%,17% and 7% respectively. Imagine Asian Paints is plainning to acquire Dulux Paints. Analyse the scope and implications of this merger with respect to the Competition Laws.

(CO4) [Application]

* 1. The Indian Banking Sector is dominated by a group of Private and Public Sector Banks. The market share is as follows

HDFC Bank 25%

ICICI Bank 20%

SBI 20%

Punjab National Bank 10% Bank of Baroda 8%

Indian Overseas Bank 7% Union Bank 6%

Kotak Mahindra Bank 2% Axis Bank 2%

IndusInd Bank 2%

All the Public sector banks, namely SBI, Punjab National Bank, Bank of Baroda, Indian Overseas Bank, Union Bank with total market share of 51% are mergering into a single entity. Analyse the merger of the banks with emphasis on the Competition Law.

(CO4) [Application]

**PART C**

**ANSWER ANY TWO QUESTIONS 2Q X 20M = 40 MARKS**

* 1. Do FILAC Analysis of C Shanmugam vs Reliance Jio Infocomm Ltd case Case
	2. Analyse the Combination of Ultratech and Jaiprakash Associates.
	3. Analyse how CCI deals with Combinations.

(CO3) [Analysis] (CO4) [Analysis] (CO3,CO4) [Analysis]