

IN THE HIGH COURT OF DELHI AT NEW DELHI

Reserved on: 11.12.2018
Pronounced on: 10.04.2019

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| + | <u>W.P.(C) 6610/2014</u>
MAHINDRA & MAHINDRA LTD.
..... Petitioner
versus
COMPETITION COMMISSION OF INDIA & ANR.
.... Respondents |
| + | <u>W.P.(C) 6634/2014, CM APPL. 20409/2014</u>
TATA MOTORS LIMITED & ANR
..... Petitioners
versus
COMPETITION COMMISSION OF INDIA
..... Respondent |
| + | <u>W.P.(C) 7087/2014, CM APPL. 16614/2014, CM APPL. 39827/2018</u>
GENERAL MOTORS INDIA PRIVATE LIMITED
..... Petitioner
versus
COMPETITION COMMISSION OF INDIA & ORS
.... Respondents |
| + | <u>W.P.(C) 7121/2014, CM APPL. 16680/2014, CM APPL. 31959/2018</u>
MERCEDES BENZ INDIA PVT LTD.
..... Petitioner
versus
THE COMPETITION COMMISSION OF INDIA
..... Respondent |
| + | <u>W.P.(C) 7186/2014, CM APPL. 16889/2014</u>
SUPER CASSETTES INDUSTRIES PVT. LTD
..... Petitioner
versus
UNION OF INDIA & ORS.
..... Respondents |
| + | <u>W.P.(C) 7306/2014, CM APPL. 17096/2014</u>
SKODA AUTO INDIA PVT. LTD.
..... Petitioner
versus
UNION OF INDIA & ANR.
..... Respondents |
| + | <u>W.P.(C) 7321/2014, CM APPL. 17118/2014</u>
HONDA CARS INDIA LTD
..... Petitioner
versus
UNION OF INDIA & ANR.
..... Respondents |
| + | <u>W.P.(C) 7327/2014, CM APPL. 17125/2014</u>
VOLKSWAGEN INDIA PVT. LTD.
..... Petitioner
versus
UNION OF INDIA & ANR.
..... Respondents |
| + | <u>W.P.(C) 7334/2014, CM APPL. 17158/2014</u> |

	HINDUSTAN MOTORS LIMITED	 Petitioner
	versus	
	COMPETITION COMMISSION OF INDIA & ANR.	 Respondents
+	<u>W.P.(C) 7417/2014, CM APPL. 17608/2014</u>	
	FIAT INDIA AUTOMOBILES LTD.	 Petitioner
	versus	
	UNION OF INDIA & ANR	 Respondents
+	<u>W.P.(C) 7638/2014</u>	
	BMW INDIA PVT LTD.	 Petitioner
	versus	
	THE COMPETITION COMMISSION OF INDIA & ANR.....	Respondents

Present: Mr. Arvind K. Nigam, Sr. Advocate with Mr. Sameer Gandhi, Mr. Mikhil Sharda, Mr. Mehtaab Singh Sandhu & Mr. Pratisht Kaushal, Advs. for TATA Motors.

Mr. Abhishek Manu Singhvi, Sr. Advocate with Mr. Arvind. K. Nigam, Sr. Advocate, Ms. Ruby Singh Ahuja, Mr. Shravan Sahny, Ms. Ashwati, Mr. Nakul Gandhi, Ms. Hemangini, Ms. Krithika Ramesh & Mr. Nitin Nair, Advs. for TATA Motors.

Mr. Amit Sibal, Sr. Advocate with Mr. Aakash Bajaj, Mr. Sanjeev Kapoor, Mr. Vinay Tripathi & Mr. Ambar Bhushan, Advocates, for Mahindra Electric Mobility Ltd. & M&M Ltd.

Mr. Sanjay Jain, Sr. Advocate with Mr. Vaibhav Gaggar, Ms. Neha Mishra, Ms. Aayushi Sharma, Mr. Vidur Mohan, Mr. Adarsh Chamoli, Ms. Niti Richhariya, Mr. Soham Goswami, Mr. Uvraj Sharma, Advs. for Respondent/CCI.

Mr. V. Lakshmikumaran, Mr. Aditya Bhattacharya & Ms. Aishwarya Dubey, Advs. for Honda Motors.

Mr. Neeraj Kishan Kaul, Sr. Advocate, Mr. Arun Kathpalia, Sr. Advocate. with Mr. Akshat Kulshrestha, Ms. Rajshree Sharma, Ms. Bani Brar & Mr. Siddharth Nath, Advs. for Mercedes Benz.

Mr. Abhishek Malhotra & Mr. Karan Kapoor, Advs. for Hindustan Motors.

Mr. Neel Mason, Ms. Sanyukta Banerjee & Mr. Vishesh Kumar, Advs. for Super Cassettes Industries Pvt. Ltd.

Mr. Anand S. Pathak, Mr. Amit K, Mishra, Mr. Akshat Hansaria, Mr. Avinash Amarnath, Mr. Pavan Bhushan, Sh. Abhinav Meena & Mr. Ujwala Uppalusi, Advs. for General Motors.

Ms. Pranaya Goyal, Mr. Nikhil Ranjan, Ms. Pratyushi Mehta, Advs. for Fiat India Automobiles.

Mr. Ravi Prakash, Mr. Varun Pathak & Mr. Farmanali, Advs. in W.P.(C) 6634/2014.

Mr. Diwakar Maheshwari, Mr. Shreyas Edupuganti, Advs for BMW India.

Mr. Gaurang Kanth, Advocate. with Mr. Aman Singh Bakshi, Advs. for

UOI.

Mr. Bhagvan Swarup Shukla, CGSC with Mr. Kamaldeep & Mr. Shravan Kumar Shukla, Advs. for UOI.

Mr. Ashim Sood, CGSC with Ms. Rhythm. B., Advocate, for Respondent No.1 in W.P.(C) 7321/2014.

Ms. Monika Arora with Sh. Harsh Ahuja, Advocates, for UOI, in W.P.(C) 7306/2014.

CORAM:

HON'BLE MR. JUSTICE S. RAVINDRA BHAT

HON'BLE MR. JUSTICE PRATEEK JALAN

MR. JUSTICE S. RAVINDRA BHAT

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1. The writ petitions are partly allowed in the above terms. There shall be no order on costs.
2. For detailed judgment, the decision dated 10.04.2019 in W.P.(C) 11467/2018 may be referred to.

**S. RAVINDRA BHAT
(JUDGE)**

**PRATEEK JALAN
(JUDGE)**

APRIL 10, 2019