



CHAPTER 1 - Competition Act, 2002

DESCRIPTIVE QUESTIONS

Acts	Case Study	Question No.	Particulars
CA	1	7	Whether the charter (in memorandum form) of Kapas Kisan Union which is signed by all the members thereof can be considered as an anti-competitive agreement?
CA	1	9	Whether AFFL holds a dominant position in the hijab segment of the garment market? Whether the act of changing the price can be considered an abuse of the dominant position? Whether the price charged by AFFL falls within the scope of "predatory price"?
CA	2	8	Whether the notice containing details of the combination can be given to the commission under the green channel by ISL?
CA	5	7	As per section 5 of the Competition Act 2002, if any enterprise or group merge or acquire an interest in another enterprise, which create a resulting entity with assets or turnover over the threshold limit is considered as a formation combination, which may adversely affect the competition in the relevant market sphere. Whether Marcus Port & Shipping Limited and Anandy Holding Limited is a 'group' as per the Competition Act, 2002 for purpose of an application under section 5?
CA	9	7	(a) Whether TCL holds a dominant position in the relevant market of online testing? (b) If yes, does it amount to abuse of dominant position?
CA	10	6	In the lights of the applicable provisions of relevant law and precedence (if any) decide the validity of the credence held by Ms. Mridula and scope/powers of CCI; (a). CCI in its order imposed a penalty of 3% of the average turnover of the last three preceding financial years to BML. Whether the quantum of penalty levied is within the preview of CCI? (b). Whether CCI is authorised to play the role of administrator and judicial tribunal simultaneously or is it a full-time Adjudicating Authority? (c). CCI conducted an inquiry against 7 other auto-mobile companies apart from the company against whom the complaint was made. Whether CCI is authorized to expand the scope of its inquiry? (d). If BML denies/doesn't obey the order of CCI, which imposes a monetary penalty, then what action CCI can take to ensure proper execution of the order passed and recovery of the penalty?
CA	11	6	Whether it can be considered by the commission that BLF Limited enjoys the position of dominance in the relevant market and if so, then whether it has abused its dominant position?
CA	11	7	Whether the contentions of BLF Ltd. that CCI has no jurisdiction over the case by providing the reasons for the same in its defense statement are valid?
CA	14	8	VFPL has reported DRPL for contravention of the provisions of the Competition Act, 2002. Please examine the case and elaborate your findings in terms of the said Act



CA	16	7	In context with the Competition Act, 2002, answer the following: a. What is the obligation on part of Premium Company and Z-Fone Tele-Services Limited under the Competition Act 2002, assuming that acquisition of ZTSL by the company will result in the formation of a 'combination'? b. In case, the Commission is suspicious about the adverse effects of the merger of both the companies on the competition, then what measures will the Commission take to investigate before issuing the approval order?
CA	19	6	Whether there can be a case of abuse of dominant position against Mapple India, XPhone, and Sintel respectively?
CA	19	7	Is there an appreciable adverse effect on competition due to the agreement made by Mapple India with XPhone and Sintel respectively?
CA	19	8	Briefly states the duties of the CCI and the orders that can be passed by it after the establishment of infringement of section 3 or section 4 respectively?
CA	20	6 (A)	Whether the act of BSC, selling silk garments at prices lower than prices prevailing in the market be considered as predatory pricing under the Competition Act, 2002?
CA	21	6 (A)	What procedure could have been followed by the Competition Commission of India on receipt of the complaint from one of the real estate companies to conclude that the agreement entered into by TPL was anti-competitive in nature?
CA	24	7 (B)	How the commission would have come to know about the violation of the order by the company in which Mrs. Urmila was a managing director and what penalty could have been imposed on her?
CA	25	7 (A)	Please comment in the lights of the provisions of the Competition Act, 2002, about the nature of the agreements entered into by WFH Limited with Tri-Bros Private Limited and by WFH Limited with its customers and how it affected the competition in the relevant market?
CA	27	7	The Competition Commission of India on its own motion, issued a notice to all the bidders under Section 41(2) and Section 36(2) of the Competition Act, 2002, regarding the entire tendering process. None of the bidders replied to the notice, and took a plea that the said case is pending with the civil court, and the matter is sub-judice. Whether the commissioner has the power to make an inquiry into the matter or not, on its own, in such a case, and what orders commission can pass if there appears contravention after an inquiry? Whether the pending matter in the civil court will affect the investigation to be conducted by the CCI? Analyse the given situation according to the provisions of the Competition Act, 2002.
CA	34	8	8. (i) Whether the increase of price by DBS for AMC contract from ₹ 999 to ₹ 1499, can be constituted as abuse of dominance; Explain with reasons. (ii) Role of the Competition Commission is vital in order to ensure healthy competition in the market. In the present case, determine the legal validity of government action in terms of 'making reference to' & 'refusal to consider the opinion' furnished by the Competition Commission.
CA	35	7	Whether any act conducted by NEPL, is prohibited under the provisions of the Competition Act, 2002? Please state the circumstances.



CA	37	6	<p>“An enterprise has the legal right to grow its business and achieve the position of strength to the maximum extent possible unless such position has been intentionally exploited to gain undue advantages”. Analyze the above statement in the context of the given case (with all the productive measures, RBL could achieve the position of strength in the Bihar market to operate independently of competitive forces) with reference to the provisions of the relevant law in India, including the factors which the Commission shall consider in order to determine “is there any dominance or abuse thereof”.</p>
CA	37	7	<p>The Commission initiated an inquiry and was of the opinion that there exists a prima facie case and directed the Director-General to cause an investigation to be made into the matter and report the findings to the Commission.</p>
CA	37	7 (i)	<p>(i) Instead of any directions by the Commission, is there any possibility that Director-General Suo-moto initiates an investigation in the above case under any of the provisions of the relevant Indian law? (ii) Imagine in the aforesaid case, the Commission passes an order directing the division of the enterprise, RBL. “The Order of the Commission may provide for any or all the matters on a division of the enterprise enjoying the position of strength as stated under the law”. Explain the provisions of the relevant Law on what are the matters that may be provided for in the Order? (iii) The Articles of Association of RBL provides that the Managing Director and the Directors are entitled to claim compensation (to the extent mentioned therein) in case they cease to hold their office(s) in consequence of the division of enterprise for any reasons. Is Ramesh, one of the directors of RBL, on cessation of his office entitled to claim compensation, because of the position stated in question (ii) above i.e. Commission passing an order for division of enterprise?</p>
CA	37	8	<p>In the given case, RBL has entered into various types of agreements with various entities. “Any agreement at different stages or levels of the production chain in different markets for trade in goods or provision of services shall be void if it causes or is likely to cause an appreciable adverse effect on competition in India”. State and explain five such agreements.</p>
CA	44	6	<p>From the given case study, is it justifiable to consider Northwest Agro Produce Cooperative Society (NWAPCS) as a ‘cartel’?</p>
CA	44	7	<p>Does Northwest Agro Limited hold dominance over the market? If yes, mention the instances under which it abuses its dominant position.</p>
CA	44	8	<p>In the context of Northwest Agro Limited, explain briefly the regulatory aspects of ‘combination’ as mentioned in the Competition Act, 2002. (Presuming South-west Agro Limited has a relevant turnover of ₹ 500 crores and assets of ₹ 200 crores) Also, explain how the ‘combination’ is regulated.</p>
CA	45	8	<p>Ms. Alka is highly passionate about implementing the strategies, which she learned during her business administration classes. Is any of her actions or implication of strategies adopted by her in contravention to provisions of the Competition Act 2002? Explain</p>
CA	46	6	<p>Can the act of offering apartments at prices lower than prices prevailing in the market by Sweet Homes Private Limited in the stated case, concluded as predatory bidding under the Competition Act, 2002?</p>



MCQ

Acts	CSD	MCQ	Particulars
CA	1	3	What type of anti-competitive agreement has been entered into by AFFL with the network of distributors and retailers?
CA	1	4	Whether the acquisition of control in SFL by AFFL can be termed as a "combination" as per the provisions of the Competition Act, 2002 assuming the acquisition took place on 10.01.2021?
CA	2	2	Do you agree with the views of the management of ISL with regards to the requirement of giving notice to the commission, disclosing the details of the proposed combination?
CA	7	2	On which date, the combination of SHL and VPL, shall be deemed to have been approved by the commission?
CA	8	5	With respect to the enactment of the legislation, based upon the promulgated ordinances by the government, what shall be the relevance of commissions' opinion on the same for the government?
CA	9	3	Whether the price of ₹ 500/- and ₹ 250/- respectively charged by TCL can be considered as a predatory price?
CA	11	1	The relevant geographic market in this case is_____.
CA	11	3	The chairperson and other members of the CCI office shall be appointed by:-
CA	13	2	The resolution plan as received from AGPL by the insolvency professional contained a provision for combination, as referred to in section 5 of the Competition Act, 2002. In such a case, who shall take approval and approval of which authority is required if the resolution plan is to be considered for approval by COC?
CA	14	1	DRPL had kept a condition in front of the Exhibitors who were Single Screen Theatres to purchase rights of exhibiting both the movies 'Hero no 1' to be released on 25th December 2015, and 'Love Tales' to be released on 14th February 2016. Though there was no written document in that regard, some Single Screen Theatres accepted the condition and purchased rights of both the movies. Therefore, the understanding is:
CA	14	2	Regarding DRPL it can be said that:
CA	14	5	Under which of the section of the Competition Act, 2002 Mr. Vikas can approach to Competition Commission of India against the DRPL?
CA	19	1	The relevant market(s) that the Director-General will identify while making the inquiry is/are I. Smart Phones in India II. GSM cellular service in India III. Smart Phones in America and India
CA	19	2	The iPhones sold by XPhone and Sintel came in the compulsorily locked form, thereby meaning, that the handset purchased from either of them shall work only on their respective networks and none other. This is in the nature of
CA	19	3	Whether the contention of Sintel that CCI does not have jurisdiction on the matters of cellular service providers in India when TRAI is the regulatory body is correct?
CA	19	4	Assuming the iPhone is not purchased by Miss Rekha from the Mapple store. Can she file a case, in the forum under the Competition Act 2002?



CA	19	5	The chairperson and other members of the CCI office shall be appointed by
CA	21	1	The agreement entered into by TPL with the local suppliers near Banaskatha will be termed as _____.
CA	24	2	By the decision of which authority, Mrs. Urmila would have been convicted with imprisonment for 2.5 years under the provisions of the Competition Act, 2002?
CA	25	1	What could be the penalty that could be imposed by the Competition Commission of India for the profits earned by Tri-Bros Private Limited and WFH Limited due to the agreement entered into by them, if the average turnover during the period of such agreement of Tri-Bros Private Limited was ₹ 22,00,00,000 and the profits earned were ₹ 1,32,00,000?
CA	27	1	All the five Companies including Shroff Ltd., twice raised the price of cement by a total of 3.5%. The All India Builders Association filed a complaint with CCI against it. Determine the correct statement according to the provisions of the Competition Act, 2002?
CA	27	2	Considering the provisions of the Competition Act 2002, choose the correct statement out of the following.
CA	27	5	It seems that three companies i.e. Sakshi Sugar Mill Company, Triveni Company, and Amar Sugar Company are involved in some sort of arrangement within themselves for sugar mill tenders and acquisition process. In what perspective will you view this transaction?
CA	30	5	In the given case, if the formation of such cartel was being informed to the Competition Commission of India, then the Commission is empowered to impose a penalty of;
CA	33	3	Share Trading by Raghu on behalf of Mahesh;
CA	34	1	Is charging ₹ 999 for plan AMC@999, can be considered a predatory price?
CA	35	1	Whether a hostile takeover of ASPL by NEPL, will result in a combination as per the provisions of the Competition Act, 2002?
CA	37	1	Board of Directors of RBL decided to go for public issue and listing of its equity shares, largely for business expansion, initially with setting up a new large-scale mango juice preparation plant. In the context of shares, which one of the following statements is correct under the Competition Act, 2002?
CA	37	2	RBL also entered into a joint venture agreement with Raman Pulp Private Limited (RPPL) of Punjab to ensure the continuous supply of mango pulp and some other raw materials to its mango juice manufacturing unit. A Joint Venture agreement between RBL and RPPL is
CA	37	3	The continuing business competition also resulted in the Commission receiving formal information from one of the Trade Associations in Bihar that there is an abuse of dominance by RBL by contravening various provisions of the relevant law. The composition of the said Commission (which received the formal information hereinabove), as per the relevant law shall be:
CA	37	4	All the mango juice manufacturing units in Bihar, through their trade association, entered into an understanding for price-fixing with the sole purpose of defeating competition during the time of scarcity. However, the said understanding was not in writing and also not



			intended to be enforced by legal proceedings. The oral understanding entered into by the trade association of Bihar in the aforesaid case is;
CA	37	5	Lokesh tried to beat the competition sometimes even by selling some of the products at prices lesser than costs. The sale of goods or provision of services, at a price below the cost, as may be determined by the regulations, of production of the goods or provision of services, with a view to reduce competition or eliminate the competitors termed as:
CA	44	1	When the merger of Sun Sugar Limited with Northwest Agro Limited, can be considered as a 'combination':
CA	44	2	When a notice has been given to the Commission in respect of a 'combination' but the Commission has not passed any order in this respect, such 'combination' shall come into effect after the passing of how many days from the day of giving the notice to the Commission?
CA	44	4	In terms of the decision of Northwest Agro Limited, Sun Sugar Limited, through some agreement, asked all the shopkeepers and stores, who sold the 'Meetha' brand of sugar, not to sell more than 2 kilograms of sugar per purchaser. Such agreement can be categorised as:
CA	44	5	The Commission is empowered to direct that the 'combination' shall not take effect if it is of the opinion that the 'combination' has, or is likely to have a certain kind of 'effect' on the competition. By choosing the correct option, name that 'effect'
CA	45	2	If the price of each flat is INRs 50 lakhs, then how much will be the maximum amount of advance to book flat
CA	46	1	Carpet Area for each apartment offered under project 'Hamara Ghar' as per applicable provisions of RERA is:
CA	51	2	Mohan used his International Credit Card (ICC) in making various payments when he was in Boston: