



KING STUBB & KASIVA
ADVOCATES AND ATTORNEYS

COMPETITION & ANTI TRUST LAW

Practice Profile



NEW DELHI | MUMBAI | BANGALORE | HYDERABAD | CHENNAI | KOCHI | PUNE | MANGALORE

www.ksandk.com

OVERVIEW

King Stubb & Kasiva is a leading Indian law firm with a robust specialization in competition law. Our team of experienced attorneys is dedicated to providing comprehensive legal services to businesses across a wide array of industries, ensuring adherence to the stringent standards of competition law in India. Operating out of 9 offices in 8 locations across India, we pride ourselves on delivering expert legal advice, representation, and tailored solutions to help our clients maintain a competitive edge while staying compliant with regulatory requirements.

OUR EXPERTISE:

01. Antitrust Investigations and Litigation

- ▶ **Regulatory Representation:**
Expert representation before the Competition Commission of India (CCI) in antitrust investigations, ensuring a strategic and proactive defense.
- ▶ **Litigation Defense:**
Defense in complex litigation cases involving allegations of anti-competitive agreements, including horizontal and vertical restraints.
- ▶ **Strategic Counsel:**
Providing strategic advice on managing investigations, negotiating settlements, and achieving favorable outcomes in compliance reviews.

03. Cartel Investigations and Leniency Applications

- ▶ **Cartel Defense:** Robust defense strategies in cartel investigations initiated by the CCI, focusing on mitigating risks and penalties.
- Leniency Programs:**
- ▶ Expert guidance on participating in leniency programs to reduce fines and penalties for cartel participants.
- Compliance Programs:**
- ▶ Developing and implementing strong compliance programs to prevent cartel behavior, including internal audits and employee training.

02. Merger Control

- ▶ **Merger Notification:**
Detailed guidance on Indian merger control regulations, including thresholds and filing requirements.
- ▶ **Preparation and Filing:**
Comprehensive assistance in preparing and filing merger notifications with the CCI, ensuring thorough documentation and compliance.
- ▶ **Advocacy and Review:**
Representation and advocacy during the CCI's review process, including handling queries, submitting additional information, and negotiating conditions or commitments.

04. Abuse of Dominance

- ▶ **Compliance Advice:** Providing legal counsel on compliance with laws prohibiting abuse of a dominant position, including pricing, exclusivity, and refusal to deal practices.
- Representation:**
- ▶ Defending clients in investigations and proceedings related to allegations of dominance abuse, ensuring a strategic and well-documented defense.
- Proactive Strategies:**
- ▶ Advising on proactive strategies to avoid dominance issues, including market behavior analysis and competitive impact assessments.



• OUR EXPERTISE:

05. Public Procurement

- ▶ **Public Procurement Compliance:** Guidance on compliance with Indian public procurement laws, including tender processes, bid evaluations, and contract management.
- ▶ **Government Contracts:** Assistance with issues related to government tenders and contracts, including dispute resolution and regulatory compliance.

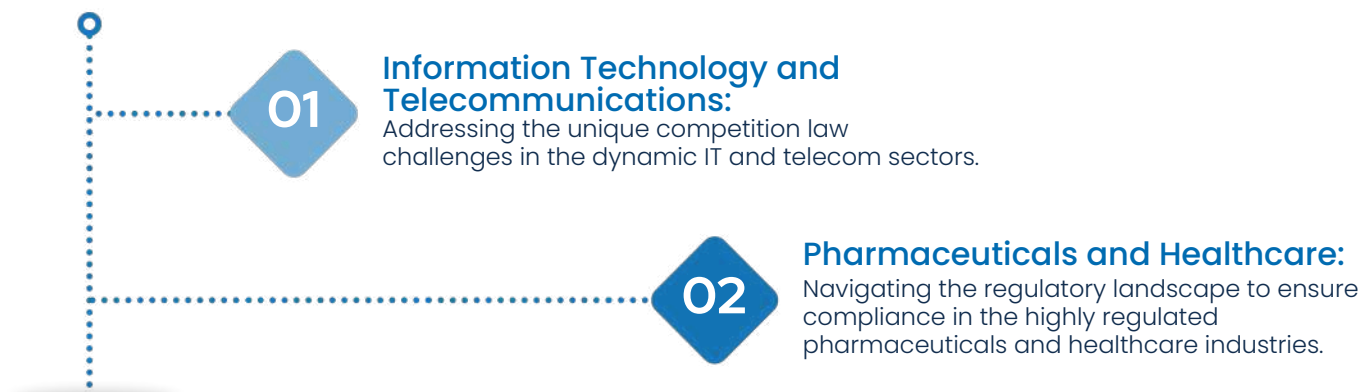
06. Compliance and Training

- ▶ **Compliance Programs:** Designing and implementing comprehensive competition law compliance programs such as competition law business assessments and due diligence tailored to specific business needs.
- ▶ **Training Sessions:** Conducting customized training sessions for management and employees to ensure awareness and adherence to competition laws.
- ▶ **Regulatory Updates:** Providing regular updates and insights on developments in Indian competition law and regulatory practices to keep clients informed and prepared.

07. Digital Competition Law

- ▶ **Assess potential designation as Systemically Significant Digital Enterprise (SSDE) under the proposed Digital Competition Bill.**
- ▶ **Map platform features, user base, and data control to key thresholds.**
- ▶ **Prepare exemption briefs and regulatory engagement strategies.**

• INDUSTRIES WE SERVE:





03

Transportation and Logistics:

Advising on competition law compliance and challenges specific to the transportation and logistics sectors.

04

Energy and Natural Resources:

Providing strategic advice on competition law issues in the energy and natural resources sectors.

05

Real Estate and Construction:

Providing counsel on competition law issues related to real estate development and construction projects.

06

Financial Services:

Ensuring compliance with competition laws in the complex and heavily regulated financial services industry.

07

Energy and Natural Resources:

Providing strategic advice on competition law issues in the energy and natural resources sectors.

08

Consumer Goods and Retail:

Addressing competition law matters for businesses in the consumer goods and retail sectors.

09

Media and Entertainment:

Navigating the competition law landscape for media and entertainment companies.

10

Manufacturing and Industrial:

Offering comprehensive legal support to manufacturing and industrial companies facing competition law challenges.

11

Hospitality and Tourism:

Offering legal support on competition matters for businesses in the hospitality and tourism industry.

12

Education:

Providing guidance on competition law matters for educational institutions and service providers.



OUR APPROACH

- At King Stubb & Kasiva, we adopt a client-centric approach, working collaboratively with businesses to understand their unique challenges and objectives.
- Our goal is to provide practical, actionable legal solutions that align with our clients' strategic business interests while ensuring full compliance with competition laws.
- We believe in building long-term relationships with our clients, based on trust, transparency, and mutual success.

WHY CHOOSE US?



Expertise:

Our attorneys possess extensive experience and deep knowledge of Indian competition law, offering unparalleled expertise.

Local Insight:

With a profound understanding of the Indian market, we provide relevant and effective legal counsel tailored to the local context.

Customized Solutions:

We offer bespoke legal strategies designed to meet the specific needs and objectives of our clients.

Proven Success:

Our track record of successfully handling complex competition law matters underscores our capabilities and commitment to excellence.



REPRESENTATIVE MATTERS

1. **Telecommunications Merger:**
Advised a leading telecommunications company on merger control compliance and successfully secured approval from the CCI.
2. **Pharmaceutical Cartel Investigation:**
Defended a major pharmaceutical company in a cartel investigation by the CCI, resulting in a significant reduction of penalties through a successful leniency application.
3. **Abuse of Dominance:**
Represented a prominent technology company in an abuse of dominance investigation, achieving a favorable outcome and ensuring compliance with regulatory requirements.
4. **Energy Sector Merger:**
Assisted a major energy company in navigating the merger notification process, securing swift and favorable clearance from the CCI.
5. **Automotive Industry Compliance:**
Developed and implemented a comprehensive competition law compliance program for a leading automotive manufacturer, including employee training and regular audits.
6. **Retail Sector Litigation:**
Successfully defended a large retail chain in litigation involving allegations of anti-competitive practices, resulting in dismissal of the case.
7. **Logistics Cartel Defense:**
Represented a global logistics firm in cartel proceedings, achieving leniency and substantial reduction in penalties.
8. **Public Procurement Advisory:**
Advised a construction company on compliance with public procurement laws in relation to a major government tender, ensuring adherence to all regulatory requirements.
9. **Media and Entertainment Compliance:**
Provided ongoing competition law compliance support to a leading media and entertainment company, including regulatory updates and strategic advice.
10. **Financial Services Investigation:**
Defended a major financial institution in an antitrust investigation, achieving a favorable settlement and avoiding substantial fines.
11. **Healthcare Sector Merger:**
Guided a healthcare provider through the merger control process, obtaining necessary approvals from the CCI.
- Technology Sector Litigation:**
12. Represented a software company in litigation concerning alleged anti-competitive licensing agreements, resulting in a favorable court ruling.
13. **Consumer Goods Cartel:**
Defended a consumer goods manufacturer in a CCI investigation into price-fixing allegations, securing a significant reduction in penalties through strategic negotiation.
14. **Natural Resources Merger:**
Advised a mining company on competition law aspects of a major acquisition, including merger notification and compliance.
15. **Hospitality Industry Advisory:**
Provided competition law advice to a leading hotel chain on loyalty programs and exclusive agreements.



REPRESENTATIVE MATTERS

16. **Agriculture and Food Processing Compliance:**
Developed a competition law compliance program for a large agribusiness, including training and policy implementation.
17. **Real Estate Antitrust Investigation:**
Defended a real estate developer in a CCI investigation into alleged anti-competitive land sales practices, resulting in the case being closed without penalties.
18. **Transportation Sector Merger:**
Assisted a major transportation company with merger control filings and negotiations with the CCI, securing approval with minimal conditions.
19. **Defense Industry Compliance:**
Advised a defense contractor on competition law issues related to a joint venture, ensuring compliance with all regulatory requirements.
20. **Education Sector Advisory:**
Provided competition law guidance to an educational institution on collaboration agreements and joint ventures.
21. **Aerospace Cartel Investigation:**
Represented an aerospace firm in a cartel investigation by the CCI, achieving a favorable settlement and reduced fines.
22. **Aerospace Cartel Investigation:**
Represented an aerospace firm in a cartel investigation by the CCI, achieving a favorable settlement and reduced fines.
23. **Food and Beverage Sector Litigation:**
Defended a beverage company in litigation involving allegations of exclusive distribution agreements, resulting in a favorable outcome.
24. **Retail Price Maintenance Advisory:**
Advised a retail company on compliance with competition law in relation to resale price maintenance practices.
25. **IT Sector Compliance:**
Developed and implemented a competition law compliance program for an IT services company, including regular audits and training sessions

Contact us



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