



FACULTY OF JURIDICAL SCIENCES

COURSE: B.A.LL.B. IX th Semester

SUBJECT: COMPETITION LAW

SUBJECT CODE: BAL 901

Name of Faculty: Dr. Aijaj Ahmed Raj

LECTURE 39

TOPIC: POWER TO PUNISH FOR CONTEMP BY THE COMPETITION APPELLATE TRIBUNAL

Section 53Q of the Competition Act, 2002 provides the power to punish for contempt to the Competition Appellate Tribunal.

Contravention of orders of Appellate Tribunal

53Q. (1) Without prejudice to the provisions of this Act, if any person contravenes, without any reasonable ground, any order of the Appellate Tribunal, he shall be liable for a penalty of not exceeding rupees one crore or imprisonment for a term up to three years or with both as the Chief Metropolitan Magistrate, Delhi may deem fit:

Provided that the Chief Metropolitan Magistrate, Delhi shall not take cognizance of any offence punishable under this sub-section, save on a complaint made by an officer authorized by the Appellate Tribunal.

(2) Without prejudice to the provisions of this Act, any person may make an application to the Appellate Tribunal for an order for the recovery of compensation from any enterprise for any loss or damage shown to have been suffered, by such person as a result of the said enterprise contravening, without any reasonable ground, any order of the Appellate Tribunal or delaying in carrying out such orders of the Appellate Tribunal.

Exercise:

1. Where does an appeal lie against the order of Appellate Tribunal?
 - a) Respective High Court
 - b) Finance Board
 - c) NCLT

d) Apex Court of India

2. Which section of Competition Act provides for establishment of competition Appellate Tribunal

a) 53

b) 53A

c) 53B

d) 54

3. Which section of Competition Act provides for appeal to Appellate Tribunal?

a) 53

b) 53A

c) 53B

d) 53C

4. Period of limitation to institute appeal before competition Appellate Tribunal

a) 30 days

b) 60 days

c) 15 days

d) 90 days

5. Which section of Competition Act dissolves Monopolies and Restrictive Trade Practices Commission?

a) 31

b) 32

c) 51

d) 66