

**No. 31015/13/2014-PI.I**  
**GOVERNMENT OF INDIA**  
**MINISTRY OF CHEMICALS & FERTILIZERS**  
**DEPARTMENT OF PHARMACEUTICALS**

B Wing, Janpath Bhavan, New Delhi

**ORDER**

**Subject: Review applications filed by M/s Wyeth Limited against NPPA notifications S.O. No 947(E) dated 27/3/2014, 1008(E) and 1009(E) dated 2.4.2014 fixing ceiling price for Prednisolone 20mg, 5mg and 10 mg tablets respectively under Drugs (Prices) Control) Order, 2013 (DPCO, 2013).**

\*\*\*\*\*

Whereas Government of India, vide price fixation Order S.O. No 947(E) dated 27/3/2014, 1008(E) and 1009(E) dated 2.4.2014 fixed ceiling price for Prednisolone 20mg, 5mg and 10 mg tablets respectively.

2. And whereas aggrieved by the above notification M/s Wyeth Limited Ltd.(hereinafter referred to as the Petitioners) had represented to the reviewing authority against the said price fixation orders. Since issues raised in all the review applications were similar, a common personal hearing was granted to the Petitioners by the Department of Pharmaceuticals on 20.5.2014. The Petitioners were represented by Sh. S. Sridhar, Director, Shri Khomba Singh, Head, Govt. Affairs. On behalf of the National Pharmaceutical Pricing Authority (NPPA) Shri Manish Goswami, Deputy Director and Shri Suneel Chopra, Deputy Director attended the hearing. Shri V.K. Tyagi, Dy. Industrial Adviser, Department of Pharmaceuticals was also present during the hearing as a technical expert.

3. The issues involved in the review application have been examined based on the record note of discussions of the personal hearing, other documents on record and the Government has decided as under:

- (i) Dispersible tablets are covered under Schedule I. In view of the representation from their Association, i.e. Organization of Pharmaceutical Producers of India (OPPI), to the Government and that the company was entitled for WPI increase of 2012 on 31/5/2013, if the Petitioners have not availed the WPI increase due to them after 30/5/13 it is purely their commercial decision.
- (i) Regarding WPI 2013, the Petitioners were entitled for annual increase with effect from 1st April, 2014 on the basis of the WPI with respect to previous calendar year under para 16(2) of DPCO 2013 and no Prior approval of the Govt. is required. Even if NPPA has not done it under para 16(1) of DPCO, 2013, the Petitioners are free to exercise their right under para 16(2) of DPCO 2013.

Issued on this date 16<sup>th</sup> July, 2014.

( Roshan Lal )  
Under Secretary to the Govt. of India  
For and on behalf of the President of India

To

1. M/s. Wyeth Limited,  
Level 6, Platina, Plot No. C-59,  
G- Block, Bandra-Kurla Complex,  
Bandra (East), Mumbai-400098
2. The Member Secretary,  
National Pharmaceutical Pricing Authority,  
YMCA Cultural Centre Building, New Delhi-110001

Copy to :

1. PS to Hon'ble Minister (C&F), Shastri Bhawan, New Delhi for information.
2. Sr. PPS to Secretary (Pharma), Shastri Bhawan, New Delhi for information.
3. The Chairman, NPPA, YMCA Cultural Centre Building, New Delhi for information