

## New Publication

January 28, 2021

### KILLER ACQUISITIONS IN INDIAN PHARMA - EMERGING TRENDS

Emerging Trends

January 28, 2021



Known as the pharmacy of the world, India accounts for 20% of the volume of global drug production. However, innovation in this sector is yet to see its time in the sun, with the industry only gradually increasing its R&D expenses to develop new and innovative drugs as well as drug delivery mechanisms. It is during this phase that it becomes even more important to protect innovation, not only from an intellectual property point of view, but also from an antitrust perspective.

'Killer' acquisitions (a practice of well-established firms acquiring 'nascent' competitors), a trend that is already prevalent in foreign markets, have the potential to stifle the pharmaceutical industry's gradual move from a generic to an innovative sector. While India has not seen these kinds of acquisitions to a large extent, the question still remains – are Indian antitrust laws sufficient to protect the market and promote innovation, while maintaining healthy competition?

In this paper, the authors discuss the global trend of killer acquisitions, and analyze whether the Indian antitrust law is sufficiently equipped to deal with them, along with options that companies have, if faced with such a situation.

The paper can be accessed [here](#).

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**Benchmark Litigation Asia-Pacific:** Tier 1 for Government & Regulatory and Tax  
2020, 2019, 2018

**Legal500 Asia-Pacific:** Tier 1 for Tax, Investment Funds, Labour & Employment and TMT  
2020, 2019, 2018, 2017, 2016, 2015, 2014, 2013, 2012

**Chambers and Partners Asia-Pacific:** Band 1 for Employment, Lifesciences, Tax and TMT  
2020, 2019, 2018, 2017, 2016, 2015

**IFLR1000:** Tier 1 for Private Equity and Project Development: Telecommunications Networks.  
2020, 2019, 2018, 2017, 2014

**AsiaLaw Asia-Pacific Guide 2020:** Ranked 'Outstanding' for TMT, Labour & Employment, Private Equity, Regulatory and Tax

**FT Innovative Lawyers Asia Pacific 2019 Awards:** NDA ranked 2nd in the Most Innovative Law Firm category (Asia-Pacific Headquartered)

**RSG-Financial Times:** India's Most Innovative Law Firm  
2019, 2017, 2016, 2015, 2014

#### Who's Who Legal 2020:

- Nishith Desai- Thought leader (Corporate Tax 2020, India 2020), Global leaders (Private Funds 2020)
- Vikram Shroff-Global Leaders (Labour & Employment 2020, Pensions & Benefits 2020)
- Milind Antani- Pharma & Healthcare – only Indian Lawyer to be recognized for 'Life sciences - Regulatory,' for 5 years consecutively

## Research Papers

### Handbook on New Labour Codes

April 29, 2024

### Compendium of Research Papers

April 11, 2024

### Third-Party Funding for Dispute Resolution in India

April 02, 2024

## Research Articles

### Private Client Insights - Sustainable Success: How Family Constitutions can Shape Corporate Governance, Business Succession and Familial Legacy

January 25, 2024

### Private Equity and M&A in India: What to Expect in 2024?

January 23, 2024

### Emerging Legal Issues with use of Generative AI

October 27, 2023

## Audio

### Third-Party Funding: India & the World

April 27, 2024

### IBC allows automatic release of ED attachments: Bombay HC reaffirms

April 15, 2024

### The Midnight Clause

February 29, 2024

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