

COMPETITION COMMISSION OF INDIA

8th August, 2012

Combination Registration No. C-2012/07/70

Order under section 31 (1) of the Competition Act, 2002

1. On 27th July, 2012, India Securities Limited (hereinafter referred to as “ISL”) and Essar Capital Limited (hereinafter referred to as “ECL”) jointly filed a notice under sub-section (2) of Section 6 of the Competition Act, 2002 (hereinafter referred to as “Act”). The said notice relates to a proposed combination wherein ISL would amalgamate into ECL, pursuant to implementation of a scheme of amalgamation under Sections 391 to 394 of the Companies Act, 1956 approved by the Board of Directors of ISL and ECL on 29th June, 2012 and 30th June, 2012, respectively.
2. The proposed combination falls under Section 5 (c) of the Act.
3. As per the information provided in the notice, ECL is engaged in investment activities and also provides financial advisory and consultancy services. ISL, in which 95.95 per cent equity shares are held by ECL, is also engaged in investment activities and provides financial advisory services and business start-up consultancy services.
4. It is observed that ISL and ECL are engaged in similar business activities and the ultimate control over the activities of ISL, before and after the proposed combination, would continue to be exercised by ECL. The proposed combination is not likely to have any adverse competition concern in India.
5. Considering the facts on record and details provided in the notice and the assessment of the proposed combination, the Commission is of the opinion that the proposed combination is not likely to have an appreciable adverse effect on competition in India and, therefore, the Commission hereby approves the proposed combination under sub-section (1) of the Section 31 of the Act.
6. This approval is without prejudice to any other legal/statutory obligations as applicable.
7. This order shall stand revoked if, at any time, the information provided by ISL and ECL is found to be incorrect.
8. The Secretary is directed to communicate to ISL and ECL accordingly.



Certified True Copy


ANIL K. VASHISHT
Office Manager
Competition Commission of India
New Delhi
13/8/12