

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

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New Age of Franchising

June 20, 2025

Life Sciences 2025

June 11, 2025

Research Articles

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April 04, 2025

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