

**No. 31015/92/2017-Pricing
GOVERNMENT OF INDIA
MINISTRY OF CHEMICALS & FERTILIZERS
DEPARTMENT OF PHARMACEUTICALS**

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A- Wing, Shastri Bhawan,
New Delhi 110 001

Subject: Review application of M/s Green Pharma Bio Pharma Limited against price fixation of “BCG Vaccine” vide NPPA order No. S.O. 3723(E), dated 23.11.2017 issued under Drugs (Prices Control) Order, 2013 (DPCO 2013).

**Ref: 1) Review application dated 05.12.2017
2) NPPA notification under review S.O. 3723(E), dated 23.11.2017**

1. This is a petition under paragraph 31 of the Drugs (Prices Control) Order, 2013 (hereinafter called the DPCO) filed by M/s Green Pharma Bio Pharma Limited (hereinafter called the petitioner) against notification S.O. No.3723(E), dated 23.11.2017 issued by the National Pharmaceutical Pricing Authority (hereinafter called the NPPA) fixing the ceiling price of BCG Vaccine.

2. As per information available with NPPA (through IPDMS report), company **has not been following** ceiling price notified vide S.O. 3723(E) dated 23.11.2017 for the above mentioned formulation. Para 31 of DPCO, 2013 states that “.....***pending a decision by the Government on the application submitted under the above paragraph, no manufacturer shall sell a scheduled formulation or a new drug, as the case may be, at a price exceeding the ceiling price or retail price, as the case may be, fixed by the Government of which a review has been applied for.***” Since the company has not complied with the notified price, the review application may be rejected.

Government Decision:

“The company has not complied with the price notified vide SO 3723(E), dated 23.11.2017 before filing the review application, as provided under para 31 of DPCO, 2013. Therefore, the review petition stands rejected”

Issued on this date, the 21st day of March, 2018.

(M.K. Bhardwaj)
Deputy Secretary
For and on behalf of the President of India

To

1. M/s. Green Pharma Bio Pharma Limited,
Old No.5, New No.13/A3, Sai Nikethan,
Circular Road, United India Colony,
Kodambakkam,
Chennai-600 024.
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. PSO to Secretary (Pharma), Shastri Bhawan, New Delhi for information.
3. T.D., NIC for uploading the order on Department's Website