

By Special Messenger
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IN THE COMPETITION APPELLATE TRIBUNAL

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No. 936
Dated: 04-01-2024

Office of the Registrar
Diary No. 102
Date: 04/01/24

M/S ZAFAR CABLE
Vs.
COMPETITION COMMISSION OF PAKISTAN
NOTICE
DIARY NO. 20/2019

Take notice that under rule 51 of the Competition Appellate Tribunal Rules, 2015, attested copies of the Judgement dated **19-12-2023** is enclosed for information and record.

2. Given under my hand and stamp of the Tribunal, this 4th day of January, 2024.

S.W. 04/01/2024
Registrar
REGISTRAR
Competition Appellate Tribunal
Government of Pakistan
Islamabad

M/S ZAFAR CABLE,
Through Naveed Anwar S/O Anwar Ali,
House # 109, Soba Park, Ghoray Shah Road,
Lahore.

FAISAL IQBAL KHAN,
Advocate High Court,
Office # 05, 2nd Floor, Satti Mansion Plaza, F-10 Markaz,
Islamabad.



✓ **Competition Commission of Pakistan,**
ISE Tower, 55-B, Jinnah Avenue,
Islamabad.

By, Registrar



BEFORE THE COMPETITION APPELLATE TRIBUNAL
ISLAMABAD

Appeal No.____/2019

M/s Zafar Cable, through Naveed Anwar S/o Anwar Ali, R/o House No.109, Soba Park, Ghoray Shah Road, Lahore.

... Appellant/Respondent No.9

Versus

Competition Commission of Pakistan, Islamabad through its Members, 55-B, 7th Floor, ISE Towers, Jinnah Avenue, Blue Area, Islamabad.

...Respondent

APPEAL UNDER SECTION 42 READ WITH SECTION 10 (1) & (2)(a)&(b) OF THE COMPETITION COMMISSION ACT, 2010

Respectfully Sheweth:

1. Jurisdiction of Competition Appellate Tribunal:

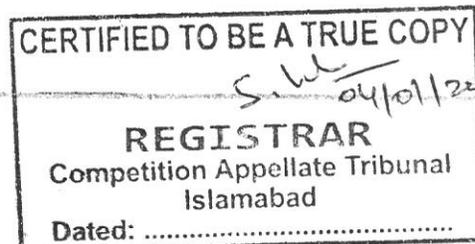
That the subject matter of the instant appeal falls within the jurisdiction of this Honorable Appellant Tribunal.

2. Limitation:

That the instant appeal is within the limitation period as prescribed in Section 42 of the Competition Commission Act, 2010.

FACTS OF THE CASE:

1. That in 2015, the Commission on its *suo-motto* instance started action against different electrical cable manufacturers & companies, etc., who have started practice of inserting cash coupons and other promotional material in the packing of their electric wire cable bundles without disclosure of the



BEFORE THE COMPETITION APPELLATE TRIBUNAL,
ISLAMABAD

M/s Zafar Cable

.... APPELLANT

VERSUS

COMPETITION COMMISSION OF PAKISTAN

.... RESPONDENT

Diary No. 20/2019

Present: Justice Mazhar Alam Khan Miankhel, Chairperson.
Muhammad Asghar Ch., Member Technical
Raja Saad Sultan, Member Technical

For the Appellant: Nemo for the appellant.
For Respondents: Mr. Hassan Ahsan Mian, Law Officer.
Dates of hearing: 12.12.2023 and 19.12.2023.

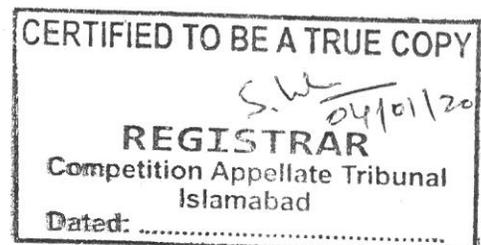
JUDGMENT

Mazhar Alam Khan Miankhel, Chairperson: -

Neither the appellant nor his Counsel is in attendance. The learned Counsel for the appellant was present on the last date of hearing and we had asked for his assistance on certain issues by adjourning his case with a costs of Rs. 5000/- but today neither the costs has been paid nor the learned Counsel is in attendance.

2. This is an old appeal of the year 2019, which was filed with certain deficiencies pointed out by the Registrar of the Tribunal and thereafter the appellant as well as its Counsel were repeatedly notified to make up the deficiencies and first notice of the kind available on the file is dated 17.06.2019.

3. We have noticed that neither the compliance of the deficiencies pointed out by the Registrar has been made nor the learned Counsel of the appellant is before the Tribunal for assistance. This is sufficient to reflect the casual conduct and behavior of the appellant as well as its Counsel. We in the given



circumstances are left with no option but to dismiss the appeal under sub Rule (3) of Rule 8 of the Competition Appellate Tribunal rules, 2015 for the reasons noted above.

- sd -

Mazhar Alam Khan Miankhel
Chairperson

- sd -

Raja Saad Sultan
Member Technical-II

- sd -

Muhammad Asghar Ch.
Member Technical-I

Announced in open Court
19.12.2023

