



**BEFORE THE
COMPETITION COMMISSION OF PAKISTAN**

FIRST PHASE REVIEW

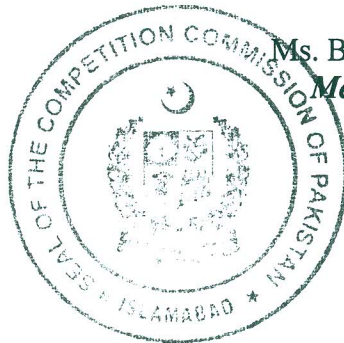
**IN THE MATTER OF ACQUISITION OF% SHAREHOLDING IN
M/S. SAMIN TEXTILES LIMITED BY MR. HAROON AHMAD KHAN FROM
MR. SARMAD KHAN, MS. MAHWISH AMIN AND MS. SHEHLA SEGAL**

CASE: 1141/Merger-CCP/21

Commission

ML.

Mr. Mujtaba Ahmad Lodhi
Member



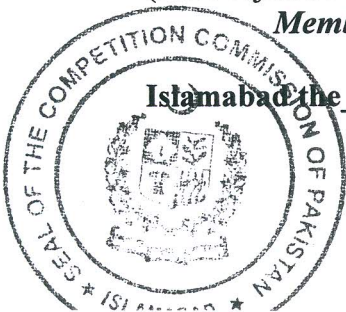
Ms. Bushra Naz
Member

ORDER

1. On February 17, 2021 the Competition Commission of Pakistan ("**Commission**") received a pre-merger application ("**Application**") of a proposed acquisition pursuant to Section 11 of the Competition Act, 2010 ("**Act**") read with Regulation 6 of the Competition (Merger Control) Regulations, 2016 ("**Merger Regulations**") whereby Mr. Haroon Ahmad Khan ("**Applicant**" or "**Acquirer**") intends to acquire% shareholding in M/s. Samin Textiles Limited ("**Target**") from Mr. Sarmad Khan, Ms. Mahwish Amin and Ms. Shehla Segal collectively as ("**Sellers**") pursuant to a Share Purchase Agreement.
2. The Commission has examined the Application as well as all the documents attached therewith, the market scenario, and made its observations on the basis of an independent research/investigation in the relevant market. The Phase I competition assessment of the intended transaction has resulted in the following findings:
 - i. The business activities of the undertakings concerned are:
 - a. For the Acquirer: Business individual.
 - b. For Target: Trading, import and export of textile products.
 - c. For the Sellers: Individuals
 - ii. The proposed transaction involves the Acquirer intending to purchase ordinary shares in the Target, representing% shareholding, from the Sellers. The transaction value is PKR :
 - iii. The relevant product market in this case has been identified as that of "**Textile products**" while the relevant geographic market has been identified as "**Pakistan**". The Target is currently not-operational and is also not regarded as going concern while Pakistan Stock Exchange (**PSX**) has placed it in the Defaulters Counter.
 - iv. The Acquirer intends to restructure, revive and expand the company post-acquisition and adopt new business plan to improve the performance and create better returns for the Target entity, its investors and shareholders.
 - v. Presently, market share of the Target is nil while post-transaction, market conditions are unlikely to change significantly.
3. In conclusion, the intended transaction, does not meet the presumption of dominance as determined under Section (2) (1) (e) read with Section 3 of the Act. The proposed transaction is hereby authorized under Section 31 (1) (d) (i) of the Act.
4. It is so ordered.

(Mr. Mujtaba Ahmad Lodhi)
Member

(Ms. Bushra Naz)
Member



Islamabad the February 24th, 2021.