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LEADERSHIP PROFILE

Anu Monga

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Practice Areas

 Antitrust & Competition

 Data Privacy & Protection

 Disputes & Litigation

 Environment & Sustainability

 International Trade & WTO

Anu Monga has around 17 years of experience in advising clients on various aspects of Competition and International Trade/ WTO laws. She also works on issues in Technology, Media & Digital Communications space and assists clients on litigation matters before courts/ tribunals in India and overseas.

She advises foreign, multinational and Indian corporate clients across sectors including healthcare and pharmaceuticals, automobile, chemicals and fertilizers, aviation, manufacturing, steel, cement, telecommunications, broadcasting, information technology, power, insurance and real-estate.

Anu advises clients on behavioural and adversarial matters, merger control and general compliance, including audit and training. Additionally, she has a thorough understanding of competition economics and assists clients on competition economics analysis.

Anu's International Trade practice involves advising and representing stakeholders on trade matters before anti-dumping and CVD authorities. In particular, she advises clients on WTO law, free trade agreements and assists clients in their understanding of the impact of changes in free trade agreements and other bilateral trade agreements. She has argued trade dispute matter before the US Department of Commerce on behalf of



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the Government of India.

Anu actively advises and opines on barriers to entry, which include foreign investment regulations, policies and commitments under various trade agreements, customs duty etc. She takes part in consultation processes with Government of India and related ministries on policy related issues and submits proposal, papers on required changes in the extant policy.

Professional Experience

Antitrust & Competition

- Represented the Builders Association of India (Informant) in the cement cartel matter and obtained the landmark order from CCI imposing a penalty of INR 67 billion (on 12 Cement Manufacturers). Representing BAI before the Supreme Court of India in appeals filed by cement manufacturers.
- Obtained the landmark order from the Delhi High Court upholding CCI order to implead Builders Association of India as a party in 2019 cement cartel inquiry (UltraTech Cement Ltd. v CCI & Anr)
- Obtained landmark judgment from the Supreme Court of India on "imposition of

penalty on the basis of relevant turnover" (Excel Crop Care Ltd. v CCI).

- Obtained the landmark order from the Delhi High Court directing CCI to decide the issue of jurisdiction first before going on merits of the case (Delhi Development Authority v CCI).
- Advised and assisted the Department of Investment and Public Asset Management (DIPAM), Government of India and HPCL in HPCL-ONGC Merger and assisted the Government of India in issuing the exemption notification for Central Public Sector Enterprises from obtaining merger approval from CCI (2018).
- Advised and assisted RECL in PFC-RECL Merger and represented RECL before the CCI (2018).

Disputes & Litigation

- Obtained landmark order from the Delhi High Court setting aside Government of Delhi's guidelines for pruning of trees and holding the guidelines to be unconstitutional (Prof. Dr. Sanjeev Bagai & Ors. v. Government of National Capital Territory of Delhi and Ors.)
- Obtained landmark order from the National Company Law Appellate Tribunal on interpretation of Sections 184(1) and 184(2)



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of the Companies Act, 2013 relating to related party transactions in a public listed company and automatic vacation of directorship under Section 167 of the Companies Act, 2013.

(Solar Industries India Ltd. v. Kailash Chandra Nuwal and Ors.)

- Challenged Delhi Development Authority and Municipal Corporation of Delhi's guidelines for installation of mobile/ telecom towers in neighborhood parks (children's park) for being in violation of Master Plan of Delhi (Prof. Dr. Sanjeev Bagai v. Delhi Development Authority & Anr.)

International Trade & WTO

- Advised Government of India on trade negotiations with UK (during BREXIT)
- Appeared before the US Department of Commerce on behalf of Government of India in a CVD investigation and presented arguments in the matter (in person appearance).
- Assisting a multi-national company in a South Asian country on a trade-related issue.

Qualification

- LL.M (NUS), Singapore
- LL.B (Campus Law Centre, University of Delhi), India
- BA (Pol. Science Hons. – The LSR College for Women), India

Fellowships & Memberships

- Bar Council of Delhi
- Supreme Court Bar Association
- American Bar Association
- International Bar Association
- Governing Body, Campus Law Centre Alumni Association (University of Delhi)



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Awards & Recognition



Asian Legal Business (ALB) India Super 50 Lawyers – 2023, 2022, 2021 and 2020



The Legal 500 (Recommended Lawyer)



AsiaLaw (Recognised Practitioner)



Legal Era (2021) - Women in Law Excellence Awards



Legal 500 – Leading Individual Competition and TMT (2023 - 2015)



APAC Insider (2021) – Leading Legal Mind in Competition Law (India)



GCR Awards (2014) – Nominated for Excel Crop Care Matter i.e. obtaining Supreme Court judgment on imposition of penalty on “Relevant Turnover”



GCR Awards (2013) – Nominated for the Cement Cartel Matter



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Solicitors & Advocates

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