

Trilegal successfully defends Ola Cabs before NCLAT on allegations of abuse of dominant position

Friday, January 7, 2022: On 7 January 2022, the National Company Law Appellate Tribunal (NCLAT) dismissed the appeals filed by Meru Travels and Fast Track which alleged that ANI Technologies Pvt. Ltd. (Ola Cabs) had abused its dominant position in contravention of the Competition Act, 2002.

Based on the respective information filed by Meru Travels and Fast Track, the Competition Commission of India (CCI) had in 2017 held that Ola Cabs was not dominant in the market for radio taxi services in Bengaluru, given the competitive constraints on Ola, evolving market dynamics, technology and innovation in the platform markets.

The CCI's order was appealed by both Meru Travels and Fast Track. On appeal, the NCLAT agreed with the submissions of Ola Cabs, and held that Ola Cabs was not dominant and consequently the issue of abuse of dominant position did not arise.

The Trilegal competition team was led by Nisha Kaur Uberoi, Partner & National Head – Competition Law, with assistance from Gautam Chawla, Partner; Sakshi Agarwal, Senior Associate; and Ishan Arora, Samriddha Gooptu, Madhav Kapoor, Rishi Kauntia, Associates.

Trilegal instructed Senior Advocate, Rajshekhar Rao on behalf of Ola Cabs.

Meru Travels and Fast Track were represented by Udayan Jain and Abir Roy.

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