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**File No. 07/20/2026-DGTR
Government of India
Department of Commerce
Ministry of Commerce & Industry
(Directorate General of Trade Remedies)
4th Floor, Jeevan Tara Building, 5, Parliament Street, New Delhi – 110001**

Dated: 28.09.2026

INITIATION NOTIFICATION

(Case No. AD/AC/005/2026)

Subject: Anti-circumvention investigation concerning circumvention of anti-dumping duty imposed on imports of “Alloy Steel Chisel/tool and Hydraulic Rock Breaker in fully assembled condition” originating in or exported from China PR and Korea RP, by imports of “Alloy Steel Chisel/tool and Hydraulic Rock Breaker in fully assembled condition” from Malaysia.

1. M/s DOZCO (India) Private Limited (hereinafter referred to as the “Applicant”) has filed an application before the Designated Authority (hereinafter also referred to as the “Authority”), on behalf of the domestic industry, in accordance with the Customs Tariff Act, 1975 as amended from time to time (hereinafter also referred to as the “Act”) and the Customs Tariff (Identification, Assessment and Collection of Anti-dumping Duty on Dumped Articles and for Determination of Injury) Rules, 1995, as amended from time to time (hereinafter also referred to as the “Rules”), alleging that the anti-dumping duties imposed on imports of “Alloy Steel Chisel/tool and Hydraulic Rock Breaker in fully assembled condition” (hereinafter also referred to as “product under consideration” or “PUC” or “subject goods”), originating in or exported from China PR and Korea RP (hereinafter also referred to as the “subject countries”) are being circumvented by way of imports of “Alloy Steel Chisel/tool and Hydraulic Rock Breaker in fully assembled condition” exported from Malaysia (hereinafter also referred to as “Country Under Investigation” or as “CUI”).

A. BACKGROUND

2. The Designated Authority notified final findings recommending definitive anti-dumping duty on import of “Alloy Steel Chisel/tool and Hydraulic Rock Breaker in fully assembled condition” vide Notification No. 6/8/2022-DGTR, dated 28th March 2024, originating in or exported from China PR and Korea RP. On the basis of this recommendation made by the Authority in the final findings, definitive anti-dumping duty was imposed by the Central

Government vide Customs Notification No. 11/2024-Customs (ADD), dated 27th June 2024.

B. PRODUCT UNDER CONSIDERATION (PUC)

3. The product under consideration in the present investigation, is same as defined in the original investigation. The Authority in its Final Findings dated 28th March 2024 defined the product under consideration as follows:

“The product under consideration for the present investigation is “alloy steel chisel/tool and hydraulic rock breaker in fully assembled condition” (hereinafter referred to as the “subject goods” or the “product under consideration”). In common usage, the product under consideration is known as hydraulic breaker, hydraulic rock breaker, chisel/tool. The PUC is usually imported under the following description but not limited to the following:

Alloy Steel Chisel: imported as Rock Chisel Teeth, Tooth Rock Chisel, Breaker Tool, Hydraulic Hammer (Tools), Hydraulic Rock Breaker Wedge Point for Working Tool, Chisel Blunt, Blunt, Chisel etc.

Hydraulic Rock Breaker: Hydraulic Rock Breaker (with and without Chisel), Rock Breaker with & without Bulk, Hydraulic Rock breaker Assembly Kit, Rock breaker spare body assembly, Hydraulic Rock Breaker Fine, Hydraulic Rock Breaker, Rock Breaker, Box Type Hydraulic Rock Breaker etc.”

4. It was further clarified through the scope of PUC Notification dated 16th June 2023, that the scope of the PUC is limited to the following ‘assemblies’, ‘sub-assemblies’ and ‘components’ of hydraulic rock breakers:
 - a. Front head
 - b. Back head
 - c. Piston for hydraulic cylinder or rock breaker
 - d. Cylinder body or hydraulic unit (Hydraulic body consists of front head, back head, cylinder and piston)
 - e. Bracket
 - f. Frame
 - g. Cylinder for hydraulic rock breaker

C. PRODUCT UNDER INVESTIGATION (PUI)

5. The Product under Investigation (also referred to as ‘PUI’) allegedly circumventing the Anti- Dumping duties in force is “ Alloy Steel Chisel/tool and Hydraulic Rock Breaker in fully assembled condition, and 7 sub-assemblies as defined in the original investigation, exported from Malaysia. . The PUI is classified under Chapter 84 to the First Schedule of

the Customs Tariff Act, 1975 under the sub-headings 8409, 8412, 8430 and 8431. However, customs classifications are indicative only and in no way binding on the scope of the investigation.

D. DOMESTIC INDUSTRY

6. The application has been filed by M/s DOZCO (India) Pvt. Ltd. The Applicant is the sole recognizable domestic producer of “Alloy Steel Chisel/tool and Hydraulic Rock Breaker in fully assembled condition” in India. The Applicant has claimed that it is not related to any exporter or producer of the subject goods in the subject countries or the CUI, or any importer of the PUC in India. On the basis of the information available, the Authority is satisfied that the application has been made ‘*by or on behalf of the domestic industry*’ in terms of Rule 2 (b) and Rule 5(3) of the Rules.

E. COUNTRY UNDER INVESTIGATION (CUI)

7. The country under investigation in the present investigation is Malaysia, through which the subject goods originating in the subject countries are allegedly being rerouted to India.

F. PERIOD OF INVESTIGATION

8. The period of investigation (POI) for the present investigation is April 2025 to March 2026 (12 Months) and the injury period will cover the periods FY 2022 – 23, FY 2023 – 24, FY 2024 – 25 and the POI.

G. EXISTING MEASURES

9. The existing anti-dumping measure, recommended vide Final Findings Notification No. 6/8/2022-DGTR dated 28th March 2024 and imposed by the Central Government vide Customs Notification No. 11/2024-Customs (ADD), dated 27th June 2024 is allegedly being circumvented.

H. GROUNDS FOR ALLEGED CIRCUMVENTION

10. The application for anti-circumvention investigation has been filed. The applicant has furnished following reasons/ evidence seeking anti-circumvention investigation:
 - a) There is significant change in the pattern of trade whereby imports from Malaysia have increased significantly after the imposition of duty. It has been claimed that there is no due cause or justification for these imports other than the duty in force.
 - b) The Applicant has submitted that circumvention of the product under consideration has taken place through (i) importation in unassembled/incomplete forms, (ii) alteration in the name of the product, (iii) and country-based circumvention.

- c) There is no known producer in Malaysia undertaking full-fledged production activities. It has been claimed that exports of of “Alloy Steel Chisel/tool and Hydraulic Rock Breaker in fully assembled condition” consigned from Malaysia are substantially produced in China & Korea and thereafter processed in Malaysia and then exported to India as goods originating in Malaysia.
 - d) It is pertinent to note that Malaysia is neither considered a traditional market for importation of the PUI nor does it have producers or manufacturers of the said product. Accordingly, the sudden surge in imports from Malaysia cannot be ascribed to normal market conditions. The subject countries like China PR and Korea RP are rerouting exports through Malaysia, despite having no production capacity, reflecting a clear shift in trade patterns post-duty.
 - e) The imports from Malaysia are at dumped prices and are undercutting the prices of the domestic industry and consequently adversely impacting the domestic industry by undermining the remedial effects of the existing anti-dumping measure.
11. The Applicant has requested retrospective imposition of Anti-dumping duty for circumventing products i.e. PUI from the date of initiation of investigation.
 12. The Authority on the basis of the *prima facie* evidences provided by the Applicant, notes that there is change in the pattern of trade wherein imports have commenced from Malaysia and increased to a significant level since the imposition of duty without any sufficient cause or economic justification and known full-fledged production activity and undermining of the remedial effects of the existing anti-dumping measure. The Authority, after due examination and based on the facts available, has therefore considered it appropriate to limit the scope of the present investigation to the alleged country-based circumvention through Malaysia in terms of Rule 25(2)(c) of the Rules.

I. INITIATION OF ANTI-CIRCUMVENTION INVESTIGATION

13. The Governments of the subject countries and of Malaysia, the country under investigation, were intimated through their Embassies in India prior to the initiation of the investigation in terms of Rule 5(5) of the AD Rules, 1995.
14. On the basis of the duly substantiated application by the Applicant regarding imports from Malaysia and having satisfied itself on the change in pattern of trade and the undermining of the remedial effect of the existing AD measure, the Authority hereby initiates an Anti-Circumvention investigation in accordance with Section 9A (1A) of the Act and Rule 25 & 26 of the Rules to consider extension of the existing anti-dumping duty imposed on imports from China PR and Korea RP to imports of the subject goods exported from Malaysia from the date of initiation of this investigation in accordance with the Rule 27 (3) of the Rules.

15. In terms of Rule 26 (4A) of the Rules, the Authority recommends to the Central Government that imports of the Product Under Investigation covered by the present investigation be provisionally assessed and that an appropriate guarantee may be obtained from the importers, till the time a decision under sub-rule (3) of Rule 27 of the Rules is taken by the Central Government.
16. It may be noted that, in terms of Section 9A(1A) of the Act read with Rule 28 of the Rules, in the event circumvention is determined, the anti-dumping duty in force may be extended to imports of the PUI from Malaysia from a date not earlier than the date of initiation of the present investigation.

J. SUBMISSION OF INFORMATION

17. All the interested parties are required to register themselves on SETU Portal (<http://setu.dgtr.gov.in>). All communications and submissions from the interested parties shall be uploaded on the SETU portal under their registered name and corresponding case ID-AD/AC/005/2026. It should be ensured that the narrative part of the submission is in searchable PDF/MS-Word format and data files are in MS-Excel format.
18. The known producers/exporters in the subject countries, the Government of the subject countries through its Embassies in India, the importers and users in India who are known to be associated with the subject goods are being informed separately to enable them to file all the relevant information within the time limits mentioned in this initiation notification. All such information must be filed in the form and manner as prescribed in this initiation notification, the AD Rules, 1995 and the applicable trade notices issued by the Authority.
19. Any other interested party may also make submission relevant to the present investigation in the form and manner as prescribed in this initiation notification, the AD Rules, 1995 and the applicable trade notices issued by the Authority within the time limits in this initiation notification.
20. The interested parties are further advised to keep a regular watch on the official website of Directorate General of Trade Remedies at www.dgtr.gov.in and SETU portal (<http://setu.dgtr.gov.in>) for any updated information with respect to this investigation. Interested parties are directed to regularly visit the website of the DGTR (<http://dgtr.gov.in>) to stay apprised with the further developments in the subject investigation and remain informed regarding notices that may be issued from time to time regarding questionnaire formats, notice of oral hearing, corrigendum, amendment notifications and other such information.

K. TIME LIMIT

21. Any information relating to the present investigation must be uploaded by the interested parties on the SETU portal (<http://setu.dgtr.gov.in>) under their registered name and corresponding case ID - AD/AC/005/2026. Both version of each submission, the confidential version (CV) and the non-confidential version (NCV) must be uploaded in the respective designated columns within 37 days from which notice of initiation calling for information and other documents is communicated to the identified interested parties, or transmitted to the appropriate diplomatic representative of the exporting country, in accordance with Rule 6(4) of the Anti-Dumping Rules, 1995. If no information is received within the stipulated time limit or the information received is incomplete, the Authority may record its findings based on the facts available on record and in accordance with the AD Rules, 1995.
22. All the interested parties are hereby advised to communicate their interest (including the nature of interest) in the instant matter and file their questionnaire responses within the time limit as stipulated in this notification.
23. Where an interested party seeks additional time for filing of submissions, it must mention sufficient cause for such extension in terms of Rule 6 (4) of the AD Rules, 1995 and such request must come within the time stipulated in this initiation notification.
24. Any request for an extension must be submitted by the concerned parties through the SETU portal at least one day before the original deadline. Requests submitted after this time will not be considered.

L. SUBMISSION OF INFORMATION ON CONFIDENTIAL BASIS

25. Where any party to the present investigation makes confidential submissions or provides information on a confidential basis before the Authority, it is required to simultaneously submit a non-confidential version of such information in terms of Rule 7(2) of the AD Rules, 1995 and in accordance with the relevant trade notices issued by the Authority in this regard.
26. Such submissions must be clearly marked as "confidential" or "non-confidential" at the top of each page. Any submission which has been made to the Authority without such markings shall be treated as "non-confidential" information by the Authority, and the

Authority shall be at liberty to allow other interested parties to inspect such submissions.

27. The non-confidential version of the information filed by the interested parties should essentially be a replica of the confidential version with the confidential information preferably indexed or blanked out (where indexation is not possible) and such information must be appropriately and adequately summarized depending upon the information on which confidentiality is claimed.
28. The confidential version shall contain all information which is by nature confidential and/or other information which the supplier of such information claims as confidential. For information which is claimed to be confidential by nature or the information on which confidentiality is claimed because of other reasons, the supplier of the information is required to provide a good cause statement along with the supplied information as to why such information cannot be disclosed.
29. The Authority may accept or reject the request for confidentiality on examination of the nature of the information submitted. If the Authority is satisfied that the request for confidentiality is not warranted or if the supplier of the information is either unwilling to make the information public or to authorize its disclosure in generalized or summary form, it may disregard such information.
30. The non-confidential summary must be in sufficient detail to permit a reasonable understanding of the substance of the information furnished on confidential basis. However, in exceptional circumstances, the party submitting the confidential information may indicate that such information is not susceptible to summary, and a statement of reasons containing a sufficient and adequate explanation in terms of Rule 7 of the AD Rules, 1995 and appropriate trade notices issued by the Authority, as to why such summarization is not possible, must be provided to the satisfaction of the Authority.
31. The interested parties can offer their comments on the issues of confidentiality claimed by the domestic industry within 7 days of the receipt of the non-confidential version of the application.
32. Any submission made without a meaningful non-confidential version thereof or without a sufficient and adequate cause statement in terms of Rule 7 of the AD Rules, 1995 and appropriate trade notices issued by the Authority, on the confidentiality claim shall not be taken on record by the Authority.

M. INSPECTION OF PUBLIC FILE

33. All non-confidential versions of submissions made by any interested party will be accessible to other interested parties through their respective login on the SETU Portal.

N. NON-COOPERATION

34. In case any interested party refuses access to and otherwise does not provide necessary information within a reasonable period, or significantly impedes the investigation, the Authority may declare such interested party as non-cooperative and record its findings on the basis of the facts available to it and make such recommendations to the Central Government as deemed fit.

**Digitally signed by
Amitabh Kumar
Date: 28-09-2026
19:51:59**

(Sh. Amitabh Kumar)

Designated Authority