

EDP1/WS/ECMN0301.991..2/January 6, 1999

MCI-5(2)/98-Med./

**MEDICAL COUNCIL OF INDIA**

**EXECUTIVE COMMITTEE**

Minutes of the meeting of the Executive Committee held on Sunday the 3rd January, 1999 at 10.00 A.M. at Ludhiana.

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Present :

Dr. Ketan Desai - President  
Dr. B.C. Chhparwal  
Dr. Mrs. Usha Sharma  
Dr. L.S. Chawla  
Dr. Mukesh Kumar Sharma  
Dr. Indrajit Ray  
Dr. S.K. Sinha  
Dr. V.B. Dodiya

Dr.(Mrs.) M. Sachdeva - Secretary

1. **Minutes of the last meeting of the Executive Committee confirmation of.**

The minutes of the last meeting of the Executive Committee held on 29.10.98 were confirmed.

2. **Minutes of the last meeting of the Executive Committee-Action taken thereon.**

The Executive Committee noted the action taken by the office on the various items included in the minutes of the Executive Committee meetings held on 14.10.98 & 29.10.98.

3. **MBBS (Manipal Academy of Higher Education - Deemed University)- Continuance of recognition in respect of students being trained at Kasturba Medical College, Mangalore.**

Read: the periodical inspection report (May,98) alongwith the observations of the University on the remarks made by the Council Inspector in his inspection report for continuance of recognition of MBBS degree in respect of students being trained at Kasturba Medical College, Mangalore.

The Executive Committee considered the periodical inspection report (May,1998) alongwith the observations of the University on the remarks made by the Council Inspectors in their inspection report and noted that the observation are not satisfactory. The Committee decided to give 3 months time to the institution for sending satisfactory compliance after rectification of the deficiencies pointed out in the inspection report. A copy of the declaration form may also be sent to the college authorities directing them to send the same duly filled in by the teaching faculty of all the departments alongwith the compliance report for further consideration of the matter.

4. **MBBS (Punjabi University) - Continuance of recognition in respect of students being trained at Govt. Medical College, Patiala.**

Read: the compliance verification report (Nov.,98), compliance report and the periodical inspection report (March,94) for continuance of recognition of MBBS degree in respect of students being trained at Govt. Medical College, Patiala.

The Executive Committee considered the inspection report (Nov.1998) carried out for verification of the compliance submitted by the college authorities on the deficiencies pointed out in the periodical inspection report (March,1994) and decided to recommend that recognition of MBBS degree granted by Punjabi University in respect of students being trained at Govt. Medical College, Patiala be continued with annual admission of 150 (One hundred fifty) students.

5. **MBBS (Devi Ahilya Vishwavidyalaya Indore) - Continuance of recognition in respect of students being trained at M.G.M. Medical college, Indore.**

Read: the inspection report (Feb.,1998) alongwith the compliance report on the deficiencies pointed out in the inspection report received from the authorities of MGM Medical College, Indore for continuance of recognition of MBBS degree granted by Devi Ahilya Vishwavidyalaya Indore.

The Executive Committee considered the inspection report (Feb.1998) alongwith the compliance report and the staff list received from the authorities of MGM Medical College, Indore. During the discussion Dr. B.C. Chhapparwal, Vice President of the Council brought to the notice of the Committee that the complete staff list has not been furnished by the college. He also informed that University inspection is due which will be carried out shortly and the inspection report alongwith the staff list will be furnished to the Council for its consideration. The Committee decided to again verify the staff list from the Dean of the college.

The Committee further authorised the President to decide the matter on receipt of the staff list.

6. **MBBS (Ranchi University) - Continuance of recognition in respect of students being trained at Rajendra Medical College, Ranchi.**

Read: the letter dated 16.11.98 received from the Principal, Rajendra Medical College, Ranchi requesting to grant time for submission of the compliance report upto 31st March, 1999 for consideration of the matter for continuance of recognition of MBBS degree.

The Executive Committee considered the letter dated 16.11.1998 received from the Principal, Rajendra Medical College, Ranchi and decided to grant time till 31st March,1999 for submission of the compliance report, as requested for consideration of the matter of continuance of recognition of MBBS degree.

7. **MBBS (Ranchi University) - Continuance of recognition in respect of students being trained at M.G.M. Medical College, Jamshedpur.**

Read: the matter with regard to continuance of recognition

of MBBS degree granted by Ranchi University in respect of students being trained at M.G.M Medical college, Jamshedpur.

The Executive Committee considered the periodical inspection report (March,1997) alongwith the compliance report received from the college authorities after issuance of show cause notice. On going through the compliance report the Committee observed that the college had made attempt to fill up the posts but certain deficiencies with regard to staff and other infrastructural facilities are still existing. The Committee decided to give another 3(three) months time to the institution to rectify the same and send a compliance report for further consideration in the matter.

**8. MBBS (Nagpur University) - Continuance of recognition in respect of students being trained at Govt. Medical College, Nagpur.**

Read: the matter with regard to continuance of recognition of MBBS degree granted by Nagpur University in respect of students being trained at Govt. Medical College, Nagpur.

The Executive Committee noted that periodical inspection report (July, 96) alongwith the compliance report received from the Govt. Medical College, Nagpur was considered by the Executive Committee at its meeting held on 7.6.97 wherein 6 months time was given to the concerned authorities to rectify the deficiencies with regard to appointment of staff. It also noted that as per request of the Principal, Govt. Medical College, Nagpur time for sending the compliance report was extended on two occasions i.e. 2 months & 1 month respectively as per directions of the President and finally as per request of the Secretary to the Govt. of Maharashtra time for submission of the compliance report was extended upto 31st July, 98 by the Executive Committee at its meeting held on 2.7.1998 with the clear indication that no further extension will be given thereafter on any ground. No response has been received from the Govt. of Maharashtra inspite of reminder sent on 2.12.1998.

In view of the above the Committee decided to issue a show cause notice to the concerned authorities as to why steps should not be initiated to recommend to the Central Govt. to derecognise the institution for the award of MBBS degree for not sending the compliance report rectifying the deficiencies pointed out in the inspection report even inspite of extending the time as requested i.e. upto 31st July, 1998 for sending the compliance. Copy of letter be sent to the Director Medical Education, Health Secretary, Chief Secretary and member of the Council representing the State Govt.

**9. MBBS (Berhampur University) - continuance of recognition in respect of students being trained at MKCG Medical College, Berhampur.**

Read: the periodical inspection report (July, 97) for continuance of recognition of MBBS degree granted by Berhampur University in respect of students being trained at MKCG Medical College, Berhampur.

The Executive Committee noted that periodical inspection for continuance of recognition of MBBS degree granted by Berhampur University in respect of students being trained at MKCG Medical College, Berhampur was carried out in July, 1997 and the inspection report was sent for observation of the University on the remarks made by the Council Inspector in his inspection report on 1.9.1997. No observation of the University have been

received inspite of reminders sent to the concerned authorities on 8.6.98, 16.7.98 and 20.11.998.

On going through the inspection report the Committee noted that the college at present is admitting 107 students per year. It also noted that the staff and other infrastructural facilities are not adequate for the said admissions as per MCI norms and further that no compliance has been received from the college authorities regarding rectification of the deficiencies pointed out in the inspection report.

In view of above the Committee decided to issue a show cause notice to the concerned authorities as to why steps should not be initiated to reduce the number of seats in consonance with the facilities available. The Committee further decided to give one month's time to the institution to send a reply to the show cause notice. If no reply is received within the specified period action be initiated as decided. Copy of letter be sent to the Director Medical Education, Health Secretary, Chief Secretary and member of the Council representing the State Govt.

**10. MBBS (Shivaji University) - Continuance of recognition in respect of students being trained at Dr. V.M. Medical College, Sholapur.**

Read: the periodical inspection report (April,98) alongwith the reply received from the Dean, Dr. V.M. Medical College, Sholapur regarding the deficiencies pointed out in the inspection report.

The Executive Committee considered the periodical inspection report (April,1998) alongwith the reply received from the Dean of the college stating that efforts are being made at the Govt. level to fill up the vacant posts shown as deficiency in the inspection report and decided to give 6 months time to the institution to rectify the same and send a compliance to that effect for further consideration in the matter.

**11. Marks for practical examination in MBBS course - Proposal made by the Govt. of Maharashtra.**

Read: the proposal of the Govt. of Maharashtra regarding allotment of marks for practical examination in MBBS course.

The Executive Committee did not agree with the proposal of the Govt.of Maharashtra regarding allotment of marks for practical examination in MBBS course and further that the authorities of State should ensure that no harassment be done to the students by teachers on any ground.

**12. Amendment to the Regulation on Graduate Medical Education regarding eligibility criteria.**

Read: the proposal of the Govt. of Maharashtra regarding amendment to the provision for selection of students in Graduate Medical Education Regulations.

The Executive Committee did not agree with the proposal of Govt.of Maharashtra regarding amendment to the provision for selection of students in Graduate Medical Education Regulation and merit has to be followed for making admissions.

**13. Carry over of failed 1st prof. MBBS students in to 2nd prof. course.**

Read: the letter dated 13.11.98 received from the Secretary

to the Govt. of Uttar Pradesh requesting to consider the matter with regard to carry over of failed 1st Professional MBBS students to 2nd Professional course.

The Executive Committee considered the letter dt.13.11.1998 received from the Secretary to the Govt.of Uttar Pradesh and disapproved the scheme formulated by the Government of Uttar Pradesh regarding carrying over of failed Ist Professional MBBS students to 2nd Professional course. The authorities are directed to follow the regulations of the Council in this regard.

Copy of the letter sent to the authorities be also marked to all the Deans/Principals of all the medical colleges in the State of Uttar Pradesh by name.

**14. Migration of Mr. Malay from 1st Medical Academy of Moscow (Russian Federation) to Medical College in India.**

Read: the matter with regard to Migration of Mr.Malay from 1st Medical Accademy of Moscow (Russian Federation) to a Medical college in India as referred by the Migration Sub-Committee.

The Executive Committee considered the matter of migration of Mr. Malay from Ist Medical Academy of Moscow (Russian Federation) to a Medical College in India as referred by the Migration Sub-Committee as per policy. The Executive Committee after deleberating on the issue in the light of policy in such matters regretted to allow migration of Mr. Malay since as per Council Policy on Migration - No migration from any medical institutions located in foreign county are permissible.

**15. Amendment to Graduate Medical Education Regulations, 1997- Age limit and qualifying marks for admission to MBBS course.**

Read: the Central Govt. letter dated 13.11.98 and this Council Circular dated 9.12.98 regarding relaxation of Age limit and qualifying marks for admission to MBBS course as per the old regulations for the academic session 1999-2000.

The Executive Committee noted the Central Govt. letter dated 13.11.98 and this Council Circular dated 9.12.98 regarding relaxation of Age limit and qualifying marks for admission to MBBS course as per the old regulations for the academic session 1999-2000.

**16. Recognition of foreign medical qualifications u/s 13(4) (when held by Indian Nationals only) and Section 12(2) (on reciprocal basis) of the Indian Medical Council Act, 1956.**

Read: the matter with regard to recognition of foreign medical qualifications u/s 13(4) or 12(2) of the I.M.C. Act, 1956 and the Central Govt. letter dated 30th Sept.1998 stating therein that "it has been decided that inspection of foreign teaching institutions by MCI for the purposes of recognition of foreign medical qualifications does not appear to be essential. The Council may take decision based on necessary documents/information which the foreign medical institute could be asked by MCI to furnish, and send their recommendations to this Ministry. The MCI are requested to kindly follow the above said procedure in all cases."

The Executive Committee after deliberating on the issue in the light of Central Govt. letter decided not to accept the proposal of recognising foreign medical qualifications on the basis of the documents alone. The Committee therefore decided to reiterate the earlier decision taken by the Registration &

Equivalence Committee in the matter of recognition of foreign qualifications u/s.13(4) and 12(2) of the I.M.C. Act,1956 that the matter of recognition of medical qualification granted by institutions abroad under these sections can be considered only after physical verification of the institution concerned by way of inspection by the Council.

**17. Compliant against Dr. Raman Kapur, Kapur Acupuncture Clinic, Rana Pratap Bagh, Delhi.**

Read: the matter regarding complaint against Dr. Raman Kapur, Kapur Acupuncture Clinic, Rana Pratap Bagh, Delhi as alleged by Sh. Nand Kishore Grover. The matter is referred by the Ethical Committee.

The Executive Committee authorised the President to take a decision after having discussions with the Chairman, Ethical Committee in the matter.

**18. Restoration of Medical Registration No.3902 cancelled due to conviction by Supreme Court of India u/s 376 IPC. Medical Council, Bhopal vide order No. BMC/Comp. & Eng./92-93/1564, dated 27/9/93 had cancelled registration No.3902 u/s 20(A) of Medical Practitioner Registration Act, 1935, on complaint of Mr. R.K. Sanghi, Advocate M.P. High Court.**

Read: the matter regarding restoration of Registration No.3902 M.P. Medical Council, Bhopal pertaining to Dr. Naval Dubey. The matter is referred by the Ethical Committee.

The Executive Committee considered the matter in the prospective of "Character of the Physician" & "Adultery or Improper Conduct of Association with a Patient" as provided in the Council regulations on Code of medical Ethics; decided not to recommend restoring the registration No. 3902 of Dr. Naval Dubey as the act committed by the said doctor is unpardonable.

**19. Patliputra Medical College Dhanbad - Recognition of the college for the award of MBBS degree (affiliated to Ranchi University till 1992 and Vinobha Bhave University since 1992).**

Read: the inspection report (Dec., 98) carried out for verification of the compliance submitted by the authorities of the Patliputra Medical College, Dhanbad and standard of examination held under Vinobha Bhave University for recognition of the college for the award of MBBS degree granted by Ranchi University/Vinobha Bhave University.

The Executive Committee considered the inspection report (December,1998) carried out for verification of the compliance submitted by the authorities of the Patliputra Medical College, Dhanbad and standard of examination held under Vinobha Bhave University and noted that the institution was temporarily recognised by the Council upto 30.4.1982. After April,1982 the college had not been recognised in view of defects and deficiencies noted during the inspections carried out by the Council from time to time. It also noted that the college is affiliated to Ranchi University till 1992 and Vinobha Bhave University since 1992.

Since MBBS degree granted by Ranchi University is included in the schedule to the Indian Medical Council Act,1956 the Committee decided to recommend that Patliputra Medical College, Dhanbad be approved/recognised for the award of MBBS degree

under by Ranchi University with 50 admissions annually and further recommends that MBBS degree granted by Vinobha Bhave University in respect of students being trained at Patliputra Medical College, Dhanbad be recognised and included in the First Schedule to Indian Medical Council Act, 1956.

**20. Restoration of intake of 245 admissions in Ist MBBS course at J.J.M. Medical College, Davangere.**

Read: the inspection report (Dec., 98) carried out for verification of the compliance report received through the Central Govt., Ministry of Health & F.W. on the deficiencies pointed out in the previous inspection report (August, 1998) for restoration of intake of 245 admissions in Ist MBBS course at J.J.M. Medical College, Davangere.

The Executive Committee considered the inspection report (Dec., 98) carried out for verification of the compliance report received through the Central Govt., Ministry of Health & F.W. on the deficiencies pointed out in the previous inspection report (August, 1998) and noted that the institution has complied with almost all the deficiencies pointed out in the inspection report of August, 1998 except the staff deficiency of Assoc.Prof./Reader-3, Lecturers-4, Demonstrator-1 which are the marginal deficiencies.

**21. Increase of MBBS seats from 100 to 150 at M.R. Medical College, Gulbarga u/s 10A of the I.M.C. Act, 1956.**

Read: the inspection report (Dec., 98) carried out to assess the physical and other teaching facilities available at M.R.

Medical College, Gulbarga for increase of MBBS seats from 100 to 150 u/s 10A of the I.M.C. Act, 1956.

The Executive Committee considered the inspection report (Dec., 98) carried out to assess the physical and other teaching facilities available at M.R. Medical College, Gulbarga and decided to recommend to the Central Government not to issue Letter of Intent for increase of MBBS seats from 100 to 150 u/s 10A of the I.M.C. Act, 1956 in view of deficiency of staff and other infrastructure facilities as noted in the inspection report.

**22. Vinayaka Mission's Medical College, Karaikal Pondicherry - Renewal of permission for the 3rd batch of the MBBS students.**

Read: the inspection report (Dec., 98) carried out for verification of the compliance report received through the Central Govt., Ministry of Health & F.W. for renewal of permission for admission of the 3rd batch of MBBS students at Vinayaka Mission's Medical College, Karaikal Pondicherry.

The Executive Committee considered the inspection report (Dec.1998) carried out for verification of the compliance report received through the Central Govt., Ministry of Health & F.W.alongwith the further information received from the authorities of Vinayaka Mission's Medical College, Karaikal, Pondicherry on 1.1.1999. The Committee decided to verify the information as received on 1.1.1999 by way of an inspection and authorised the President to take a decision in the matter on receipt of the inspection report.

**23. MBBS ( Magadh University) - Continuance of recognition in respect of students being trained at A.N. Magadh Medical**

**College, Gaya.**

Read: the periodical inspection report (April, 97) alongwith the compliance report received from the Registrar, Magadh University for continuance of recognition of MBBS degree granted by Magadh University in respect of students being trained at A.N. Magadh Medical College, Gaya.

The Executive Committee considered the periodical inspection report (April, 97) alongwith the compliance report on the deficiencies pointed out in the inspection report received from the Registrar, Magadh University and decided to recommend that MBBS degree granted by Magadh University in respect of students being trained at A.N. Magadh Medical College, Gaya be continued with annual admission of 47 (fourty seven) students.

**24. MBBS (A.P. University of Health Sciences) - Continuance of recognition in respect of students being trained at Osmania Medical College, Hyderabad.**

Read: the periodical inspection report (Feb., 96) alongwith the compliance received from the Principal, Osmania Medical College, Hyderabad for continuance of recognition of MBBS degree granted by A.P. University of Health Sciences.

The Executive Committee considered the periodical inspection report (Feb., 96) alongwith the compliance received from the Principal, Osmania Medical College, Hyderabad and noted that the compliance report is not satisfactory. It also noted that the college is admitting 200 students from the year 1993 as per the State Govt. order whereas the college is approved by the Council for 150 admissions annually.

The Committee decided to carry out fresh inspection to assess the physical and other teaching facilities at the college immediately for further consideration in the matter.

**25. MBBS (Delhi University) - Continuance of recognition in respect of students being trained at Maulana Azad Medical College, New Delhi.**

Read: the periodical inspection report (Feb., 98) alongwith the compliance report received from the Dean, Maulana Azad Medical College, New Delhi for continuance of recognition of MBBS degree granted by Delhi University.

The Executive Committee considered the periodical inspection report (Feb.1998) alongwith the compliance report on the deficiencies pointed out in the inspection report received from the Dean, Maulana Azad Medical College, New Delhi and decided to recommend that MBBS degree granted by Delhi University in respect of students being trained at Maulana Azad Medical College, New Delhi be continued with annual admission of 180 (One hundred eighty) students.

**26. Recommendations of the Sub-Committee for preparation of Mater plan to evaluate desirability and feasibility of starting new medical colleges at a particular region in a particular State - Approval of.**

Read: the minutes of the Sub-Committee held on 29th May, 1998 alongwith the notes prepared by the Sub-Committee on 11/2/97 and 30/7/97 for preparation of master plan to evaluate desirability and feasibility of starting new medical colleges at a particular region in a particular State.



The Executive Committee decided to defer consideration of the matter to its next meeting.

27. **To note the Central Govt's. letter regarding renewal of permission for admission of the students in the medical colleges started u/s 10A of the Indian Medical Council Act, 1956/Letter of Permission for increase of seats/Disapproval of the scheme.**

The Executive Committee noted the Central Govt's. letter regarding renewal of permission for admission of the students in the medical colleges started u/s 10A of the Indian Medical Council Act, 1956/Letter of Permission for increase of seats/Disapproval of the scheme as under:-

1. Dr. D.Y.Patil Prathisthan's Padamshree Dr. D.Y.Patil Medical College for women Pimpri, Pune. The Central Govt. vide letter dt. 28.10.98 renewed the permission for admission of 3rd batch of students during 1998-99.
2. PV Narsimha Rao Medical College, Dehradun. The Central Govt. vide letter dt. 26.10.98 renewed the permission for admission of 4th batch of students during 1998-99.
3. Academy of Medical Sciences, Pariyaram, Kannur The Central Govt. vide its letter dt. 12.11.98 renewed the permission for admission of the students for academic year 1997-98 and further vide its letter dt. 9.12.98 renewed the permission for admission of students for the academic year 1998-99. (4th batch)
4. Santosh Medical College, Ghaziabad. The Central Govt. vide letter dt. 2.12.98 renewed the permission for admission of the students for the academic 1998-99. (4th batch)
5. Regional Instt. of Med. Sci., Imphal  
(Increase of MBBS seats from 85 to 100) The Executive Committee at its meeting held on 25.8.98 decided to recommend to the Central Govt. to issue letter of permission for increase of seats on permanent basis.  
  
However, the Central Govt., vide its letter dt. 3.12.98 issued letter of permission for increase of seats with prospective effect for a period of one year.
6. Increase of MBBS seats in 5 Govt. Medical college  
1. Madras Med. College, Madras  
2. Chengalpatu Med.College, Chentalpatu  
3. Kilpauk Med. College, Kilpauk The Central Govt. vide its letter dt. 26.11.98 disapproved the scheme for increase of seats in the 5 Govt. Medical Colleges in Tamilnadu.

4. Tirunelveli Med. College,  
Tirunelveli
  5. Coimbatore Med. College,  
Coimbatore
28. **To discuss the implication of Supreme Court judgement dated 21st September, 1998 in Dr. Tokugha Yepthomi Versus Apollo Hospital enterprises Ltd. & Anr.**

Read: the recommendation of the Ethical Committee of the Council regarding implication of Supreme Court judgement dated 21st September, 1998 in Dr. Tokugha Yepthomi Vs Apollo Hospital enterprises Ltd. & Anr.

The Executive Committee approved the recommendations of the Ethical Committee regarding implication of Supreme Court judgement dated 21st September, 1998 with minor modifications as under:

"The Committee perused the judgement which interalia states that `since right to life includes right to lead a healthy life so as to enjoy all faculties of the human body in their prime condition, the respondents, by their disclosure that the appellant was HIV(+) cannot be said to have, in any way, either violated the rule of confidentiality or the right of privacy'.

`The Committee have suggested the following amendments to the draft Code of Medical Ethics which has been sent to the Central Govt. for approval and pending with them in view of the Hon'ble Supreme Court judgment.

1. In chapter 2 clause 14, 14.2 may be deleted and 14.1 may be renumbered as 14.
2. In chapter 7 clause XI may be reworded as follows :

"Do not disclose the secrets of a patient that have been learnt in the exercise of your profession except in a court of law under orders of the Presiding Judge and any circumstances where there is a serious and identified risk to a specific person and/or community and notifiable diseases. In case of communicable diseases, concerned public health sector should be kept informed, at the earliest."

The Executive Committee amended the last line quoted above i.e. "In case of communicable diseases, concerned public health sector should be kept informed, at the earliest." to be read as "In case of communicable diseases, concerned public health sector should be informed immediately."

29. **To consider the provisions of the Indian Medical Council (Amendment) Bill, 1987 relating to constitution of Ethics-cum-Disciplinary Committee.**

Read: the modifications suggested on the amendments proposed in the Indian Medical Council (Amendment) Bill, 1987 relating to constitution of Ethics-cum-Disciplinary Committee by the Ethical Committee of the Council.

The Executive Committee approved the following modifications suggested on the amendments proposed in the Indian Medical Council (Amendment) Bill, 1987 relating to constitution of Ethics-cum-Disciplinary Committee by the Ethical Committee of the Council:

- (i) In the proposed new Section 20B: in sub-section (1) after the words Section 20A "the following may be inserted : "and allegations made by complainant with regard to any negligence or deliberate shortcomings in the treatment by a Doctor including unfair practice or infamous conduct which is detrimental to the complainant".
- (ii) In the same sub-section the words "or of negligence, malafide or unfair practice" may be added at the end.
- (iii) As regards sub-section (2): this sub-section as drafted cannot be adopted under the existing powers vested in the MCI vis-a-vis State Medical Councils.
- (iv) Sub-section (4) the words "by regulations" may be added at the end.
- (v) Proposed new Section 20C

In sub-section (3) after clause (c), the following clause may be added namely :

"(d) Recommend payment of such amount awarded by it as compensation to the complainant for any loss or injury suffered by the complainant due to the negligence of the opposite party by the later."

**30. Filling up the post of Whole-time Inspector in the Council Office - Action thereon.**

Read: the matter with regard to filling up the post of Whole time Inspector in the Council office and permission to Dr. J.K. Tandon (Council Inspector) to continue till new incumbent joins.

The Executive Committee noted that Dr. J.K. Tandon who is working as a Whole Time Inspector in the Council Office since Ist Feb.1995 will be completing 62 years age on 12.1.1999.

The Committee decided that the post of Whole Time Inspector in the Council Office may be advertised and Dr. J.K. Tandon may be appointed on a consolidated salary as per rules till the new incumbent joins.

**31. Establishment of Dr. Rajendra Prasad Govt. Medical College, Kangra at Tanda (Himachal Pradesh) u/s.10A of the Indian Medical Council Act,1956.**

Read : the inspection report (30th Dec.1998) carried out for verification of the compliance report received through the Central Government, Ministry of Health & F.W., New Delhi on the deficiencies pointed out in the inspection report of August,1998 for establishment of Dr. Rajendra Prasad Govt.Medical College, Kangra at Tanda (H.P.).

The Executive Committee on going through the compliance verification report (30th Dec.1998) decided to recommend to the Central Govt. to issue Letter of Permission for establishment of Dr. Rajendra prasad Govt. Medical College, Tanda with annual intake of 50 students.

**32. Establishment of a new medical college at Narketpalli, Nalgonda by Kamineni Education Society, Andhra Pradesh u/s 10A of the I.M.C. Act, 1956.**

Read : the compliance report received through the Central Govt. on the deficiencies pointed out in the inspection report (Sept., 1998) carried out on the behalf of the Council on receipt of the proposal for establishment of a new medical college at Narketpalli, Nalgonda by Kamineni Education Society, Andhra Pradesh u/s 10A of the I.M.C. Act, 1956 in compliance of the Hon'ble High Court order at Hyderabad.

The Executive Committee considered the compliance report received through the Central Govt. on the deficiencies pointed out in the inspection report (Sept., 1998) carried out on the behalf of the Council on receipt of the proposal for establishment of a new medical college at Narketpalli, Nalgonda by Kamineni Education Society, Andhra Pradesh u/s 10A of the I.M.C. Act, 1956 in compliance of the Hon'ble High Court order at Hyderabad and decided to verify the same by way of an inspection.

The Committee further authorised the President to decide in the matter on receipt of the inspection report.

**33. Maharashtra Instt. of Medical Education and Research, Talegaon - renewal of permission for admission of the 4th batch of students.**

Read : the compliance report received through the Central Govt. on the deficiencies pointed out in the compliance verification report (Nov., 98) for renewal of permission for admission of the 4th batch of students at Maharashtra Instt. of Medical Education and Research, Talegaon.

The Executive Committee considered the compliance report received through the Central Govt. on the deficiencies pointed out in the compliance verification report (Nov., 98) for renewal of permission for admission of the 4th batch of students at Maharashtra Instt. of Medical Education and Research, Talegaon and decided to verify the same by way of an inspection.

The Committee further authorised the President to decide in the matter on receipt of the inspection report.

**34. Establishment of new medical college by Medwin Educational Society at Maharajpet, Shankarpalli Mandal, Ranga Reddy District, Andhra Pradesh - Compliance of the Hon'ble High Court of Andhra Pradesh order dt. 10.12.1998.**

Read : the matter with regard to establishment of new medical college by Medwin Educational Society at Maharajpet, Shankarpalli Mandal, Ranga Reddy District, Andhra Pradesh - Compliance of the Hon'ble High Court of Andhra Pradesh order dt. 10.12.1998.

The Executive Committee perused the Hon'ble High Court of Andhra Pradesh order dt. 10.12.1998 and noted that in compliance of the order the Council carried out an inspection of the facilities made available at the petitioners medical college at Maharajpet, Shankarpalli on 28th & 29th December 1998. It further noted that the Hon'ble Court in the said order directed the State Govt. to refer the application of petitioner to Justice S.V. Maruthi Committee for its consideration for issuance of Essentiality Certificate. The State Govt. was also instructed to issue direction to NTR Health University to cause inspection for the viability of establishment of said medical college.

The Committee deliberated in the matter and decided that without prejudice to the right and contention of the Council that as per provisions of section 10(A) and the Regulations of 1993,

the Council can carry out inspection only on receipt of the application through the Central Government. An affidavit may be filed before the Hon'ble High Court of Andhra Pradesh placing on record the statutory procedure with regard to evaluation of the application and the verification by inspection as laid down under section 10(A) and the 1993 Regulations. The fact that the Council has carried out an inspection as per orders of the Hon'ble High Court and without prejudice to its right and contention as stated above may also be incorporated in the affidavit. A copy of the affidavit which may be filed before the Hon'ble High Court be also sent to the Central Government alongwith the copy of the inspection report.

(Dr. M.Sachdeva)  
Secretary

New Delhi dated the  
January 3, 1999

A P P R O V E D

(DR. KETAN DESAI)  
PRESIDENT