

No.MCI-5(3)/2003-Med./

MEDICAL COUNCIL OF INDIA

EXECUTIVE COMMITTEE

Minutes of the meeting of the Executive Committee held on Monday, the 30th June, 2003 at 11.00 am in the Council office at New Delhi where the members of the Adhoc Committee appointed as per the Hon'ble Supreme Court order dated 20.11.2002 were also present.

Present:

Dr. P.C.Kesavankutty Nayar - President (Acting)
 Prof. P.N. Tandon] Adhoc Committee
 Dr.(Mrs.) S. Kantha] Members
 Dr. Ajay Kumar
 Dr. F.U. Ahmed
 Dr. Nitin S. Vora
 Dr. Mukesh Kumar Sharma
 Dr. P.M. Jadhav

Lt.Col. (Dr.)A.R.N. Setalvad(Retd.) - Secretary

Apologies for absence were received from Prof. N. Rangabashyam, Adhoc Committee member and Dr. D.K. Sharma.

1. **Minutes of the Executive Committee meeting held on 2nd June, 2003 – Confirmation of.**

Minutes of the Executive Committee meeting held on 2nd June, 2003 were confirmed with following corrections:-

1. On page 26 item No. 34 "**Uniform procedure in Medical Institutions for examining visually handicapped students in light of experience of AIIMS in the case of CSP Anka Toppo**", the name and speciality of following members of the Sub-Committee be read corrected as under:-
 - (a) Dr. N.N. Wig, Psychiatrist instead of Dr. N.K. Wig
 - (b) Dr. Madhuri Bihari, Neurologist instead of Neuro-Surgeon
 - [c] Dr. M. Sambasivan instead of Dr. Sambasivan
2. On page 27, item No. 35 "**Inclusion of record of research in the proforma of inspection - regarding**", in the decision taken under this item following corrections be made:-

1. Individual faculty member:-

The proforma currently being used for individual faculty members should include the following information.

- | | |
|-------|--|
| (i) | number of full papers published during the last five years. |
| - | In International Journals |
| - | In National Journals (excluding state.local/institutional Journal) |
| | Othrs. |
| (ii) | Text Books, Monographs |
| (iii) | Chapters in Text Books |
| (iv) | Research Projects |
| - | completed |
| - | ongoing |

Point No. 1 (i) last line reading as 'state.local/institutional Journal' be read corrected as 'state/local/institutional Journal'. The word 'Othrs.' be deleted.

2. The inspectors may ascertain comprehensive information for:-

- | | |
|------|-------------------------------|
| (i) | Individual Departments |
| (ii) | For institutional as a whole" |

Point No. 2 (ii) reading as 'For institutional as a whole' be read corrected as 'For institution as a whole'.

2. **Minutes of the last meetings of the Executive Committee – Action taken thereon.**

The Executive Committee and members of the Adhoc Committee noted the action taken by the office on the various items included in the minutes of the Executive Committee meeting held on 2nd June,2003 with following corrections:-

1. Page 1, in the column - Action taken report - in the line reading as 'Accordingly, Prof. P.T.Tandon.....Santosh Medical, Ghaziabad, following correction be made:-

The name of 'Prof. P.T. Tandon' be read corrected as 'Prof. P.N. Tandon' and 'Santosh Medical, Ghaziabad be read corrected as 'Santosh Medical College, Ghaziabad'.

2. On page 2 against the paragraph reading as 'The second.....in all India editions' action taken be recorded as 'The post was advertised and Lt.Col. (Dr.) A.R.N. Setalvad was appointed as Secretary of the Council who assumed the office of the Secretary on 2.6.2003 (afternoon).

3. **Clarification regarding reinforcing ethical standards in clinical medical practice, including laboratory.**

Read : The matter regarding reinforcing ethical standards in clinical medical practice, including laboratory.

The Executive Committee and members of the Adhoc Committee considered the matter with regard to clarification reinforcing ethical standards in clinical medical practice, including laboratory along with the following recommendations of the Ethical Committee dated 23rd & 24th April, 2003:-

- (a) 5 hours teaching in the final year of the undergraduate curriculum including in the discipline of General Medicine and faculty of General Medicine, if necessary, may take the help of Forensic Medicine department.
- (b) In the case of postgraduate curriculum, all the concerned disciplines (clinical disciplines, Pathology, Microbiology, Biochemistry and Forensic Medicine) may include this and if essential they can also seek the help of Forensic Medicine department.
- (c) Both the undergraduate and postgraduate final examination, there may be a question on this aspect.

The Committee decided to refer the matter to the Sub-Committee constituted to review the regulations of the Council.

4. **Clarification of rules of Medical Council of India regarding illegal Allopathic Medical Practices.**

Read : The matter with regard to clarification of rules of Medical Council of India regarding illegal Allopathic Medical Practices.

The Executive Committee and members of the Adhoc Committee considered the matter with regard to queries raised by Dr. K.A. Khadir, Chairman, Anti Quackery Cell, Indian Medical Association, Kerala State Branch regarding the rules of Medical Council of India for illegal allopathic medical practice along with the decision taken by the Ethical Committee for sending the reply to Dr. K.A. Khadir. It was decided to send the reply to Dr. K.A. Khadir on the queries raised by him as per the draft prepared by the Ethical Committee. Dr. Khadir may also be requested to provide the names and addresses of institutions in Calcutta to which he has referred in his letter so that further action can be taken thereafter.

It was decided to send a letter to all State Medical Councils stating that those who are already enrolled in Indian Medical Register need not register again with the multiple State Medical Councils.

It was further decided to request the Ethical Committee to prepare the draft within one month for enactment of comprehensive bill on illegal allopathic medical practice.

5. **Registration for opening Retail Medical Shop by qualified doctors – clarification regarding.**

Read : The matter with regard to registration for opening retail medical shop for qualified doctors along with the recommendations of the Ethical Committee dated 23rd & 24th April, 2003.

The Executive Committee and members of the Adhoc Committee considered the matter with regard to registration for opening retail medical shop for qualified doctors and noted that according to clause 6.3 of the Indian Medical Council (Professional Conduct, Etiquette & Ethics) Regulations, 2002 duly approved by the Govt. of India - a physician cannot run and open a shop for sale of Medicine for dispensing prescriptions prescribed by doctors other than himself.

6. **Admission Policy – Medical Colleges in the State of Tamilnadu – Regarding.**

Read : The report of the Sub-Committee constituted by the Executive Committee at its meeting held on 5/5/2003 to go into the details of the admission policy being followed in the State of Tamil Nadu.

The Executive Committee and members of the Adhoc Committee considered the report of the Sub-Committee constituted by the Executive Committee at its meeting held on 5/5/2003 on the admission policy being followed in the State of Tamil Nadu and noted that the extra admission done in the last 4 years were as follows:-

2002-2003	-	28 seats
2001-2002	-	22 seats
2000-2001	-	29 seats
1999-2000	-	26 seats

The Committee further noted that total No. of students admitted during the last 3 years after the extra admission by following the Supreme Court policy as under:-

<u>Year</u>	<u>Sanctioned strength by MCI</u>	<u>Total Admission</u>	<u>Excess Admission</u>
2002-2003	1255	1258	3
2001-2002	1255	1263	8
2000-2001	1255	1266	11

In view of above, the Committee decided that -

1. The list of students admitted meritwise, categorywise in all the colleges of State of Tamil Nadu of last 5 years be obtained.
2. Section 10B shall be applied to all the excess admissions with respect of each college.
3. Strict direction should be given to the State Govt. not to admit any excess admission over and above the approved number to each medical college.

It was also decided to obtain the legal opinion for impleading the Council as party respondent in the appeal pending before the Hon'ble Supreme Court and proceed in the matter thereafter.

7. **Establishment of medical college at Warangal by Medicare Educational Trust, Warangal u/s 10A of the IMC Act, 1956.**

Read : The Council Inspectors report (13th & 14th June, 2003) for establishment of medical college at Warangal by Medicare Educational Trust, Warangal.

The Executive Committee and members of the Adhoc Committee considered the Council Inspectors report (13th & 14th June, 2003) and noted the following:-

1. Available clinical material is inadequate which is not sufficient to provide student patient ratio. Average bed occupancy as verified for proper teaching material is 25-30%. The workload in the central laboratory in all the sections needs to be increased. No census is maintained by the nurses.
2. Minor O.T. in the casualty needs to be upgraded and made effectively functional. Duty rosters of doctors and nurses need to be maintained and displayed.
3. One of the O.T. has nonfunctional Boyle's apparatus which needs to be replaced.
4. Proper receiving and delivery system in CSSD is to be evolved.
5. Functional kitchen and canteen are yet to be provided.
6. No separate hospital registration numbers are given to the patients and no manual records of outdoor and indoor admissions are maintained properly.
7. Blood bank is not functional yet.
8. No incinerator is available in the hospital. The disposal of waste is done through private agency.
9. Central library has 1063 books against requirement of 1400 at inception. It is not properly furnished. Medlar & Internet services are not available.
10. Civil & furnishing work of second lecture theatre is not yet complete.
11. In the infrastructure of 1 MBBS departments, the following deficiencies are observed:-

- (a) Civil work and equipment is yet to be provided in the Histology laboratory and Research laboratories of Anatomy, Physiology & Biochemistry departments.
- (b) Departmental library cum seminar room with minimum 80 books are not yet provided in the departments of Anatomy, Physiology & Biochemistry.
- (c) Gas supply is yet to be provided in the students' laboratory of Biochemistry department. Gas plant is not yet started.
- (d) Seating arrangements in demonstration rooms need to be properly organized.
12. Hostels are under construction. Temporary arrangements have been made in the college & hospital buildings having a total of 18 rooms for boys & 13 rooms for girls which are yet to be properly furnished.
13. Animal house and common rooms for boys and girls are under construction.
14. The construction of staff quarters is yet to commence.
15. Other observations/deficiencies pointed out in the inspection report.

In view of above, the Executive Committee and members of the Adhoc Committee decided to recommend to the Central Govt. not to issue LOP for establishment of medical college at Warangal by Medicare Educational Trust, Warangal u/s 10A of the I.M.C. Act, 1956.

8. **Establishment of medical college at Maullana by Maharishi Markandeshwar Education Trust, Ambala City, Haryana.**

Read : The Council Inspectors report (9th & 10th June, 2003) for establishment of medical college at Maullana by Maharishi Markandeshwar Education Trust, Haryana.

The Executive Committee and members of the Adhoc Committee considered the Council Inspectors report (9-10 June, 2003) and decided to recommend to the Central Govt. to issue Letter of Intent for the establishment of Medical College at Maullana by Maharishi Markandeshwar Education Trust, Ambala City, Haryana u/s 10A of the IMC Act, 1956 with an annual intake of 150 students for the academic session 2003-04.

9. **Establishment of Medical College at Dhamtari by Mennonite Medical Board, Chhattisgarh u/s 10A of the IMC Act, 1956.**

Read : The Council Inspectors report (13th & 14th June, 2003) for establishment of new medical college at Dhamtari by Mennonite Medical Board, Chhattisgarh.

The Executive Committee and members of the Ad hoc Committee considered the Council inspectors' report and noted the following:

1. The deficiency of teaching faculty is as under:

{a} Faculty: 74.36 %.

{I} Professor: 4 {Anatomy:1, Biochemistry:1, Medicine:1,Surgery:1}.

{II} Associate Professor: 14 {Anatomy: 2, Physiology: 2, Biochemistry: 1, Pharmacology: 1, Pathology: 1, Microbiology: 1, Community Medicine: 1, Paediatrics: 1, Orthopaedics: 1, Obstetrics & Gynaecology: 1, Anaesthesiology: 1, Radio diagnosis: 1}.

{III} Assistant professor: 11 {Anatomy: 3, Physiology: 2, Lecturer in Biophysics: 1, Forensic Medicine: 1, Medicine: 1, Surgery: 1, Anaesthesiology: 1, Radio diagnosis: 1}.

{b} Tutor / Resident: 65.52 %.

{I} Tutor / Sr. Resident: 28 {Anatomy: 2, Physiology: 2, Biochemistry: 1, Pathology: 1, Pharmacology: 1, Microbiology: 1, Forensic Medicine: 1, Community Medicine: 1, Medicine: 4, Surgery: 4, Orthopaedics: 2, Ophthalmology: 1, E.N.T.: 1, Obstetrics & Gynaecology: 2, Anaesthesia: 2, Radiodiagnosis: 2}

{II} Junior Resident: 10 {Medicine: 4, Paediatrics: 1, Surgery: 4, Orthopaedics: 1}

{c} Dr. A. Phansopkar has retired from Miraj Medial College but has not yet taken charge of Principal as yet.

{d} Dr. Chanda Mullick is working as Assistant Professor at R.G. Kar Medical College at Kolkatta and could not produce the relieving order. Hence she has not been considered as a staff member even though present.

2. Available clinical material is inadequate which is not sufficient to provide student patient ratio. Daily OPD attendance is 200-250. Average bed occupancy as shown by the hospital is 85 %. However, hospital Statistics over a period of time show more discharges than admissions which raises serious doubt about the validity of data.
3. The workload in the central laboratory in all the sections needs to be increased.
4. Casualty ward is ready but not yet commissioned.
5. There are 3 O.T.s against 4 required at inception.
6. No facilities for audiometry are available in the O.P.D.
7. The construction of the college building is in progress. None of the teaching facilities in the departments of anatomy, Physiology & Biochemistry are available. Central library is not available. Other ancillary facilities in the college are not available.

8. As per the project report submitted by the college, the infrastructure of I M.B;B.S. departments and ancillary facilities was to be ready at the time of inspection for LOP.

9. Other deficiencies in the report.

In view of the above, the Executive Committee and members of the Adhoc Committee decided to recommend to the Central Government not to issue Letter of Intent for establishment of new medical college at Dhamtari by Mennonite Medical Board, Dhamtari.

10. **Malankara Orthodox Syrian Church Medical college, Kolencherry - renewal of permission for admission of 2nd batch of students.**

Read : The Council Inspectors report (6th & 7th June, 2003) for renewal of permission for admission of 2nd batch of students at Malankara Orthodox Syrian Church Medical College, Kolencherry.

The Executive Committee and members of the Adhoc Committee considered the Council inspectors' report and noted the following:-

1. Continuance of provisional affiliation for the academic year 2003-2004 is yet to be obtained.
2. 350 teaching beds are available; however, 35 beds are put in passage way creating unhygienic atmosphere due to overcrowding. Number of toilets are inadequate. Cubicles in O.P.D. area are small in size for teaching purposes. Demonstration rooms in OPDs & wards and teaching areas are not adequately provided. Side laboratories in various wards are non-functional. There is no demarcation of beds into units. More space is needed in clinical laboratory to prevent overcrowding.
3. The Dean's office, college council, common rooms for boys and girls are located in the basement of college building or on II floor of the hospital building as a temporary arrangement which need to be shifted to the permanent location. The construction work of the college building is not yet complete.
4. Central library has 3430 books and 53 journals. It is in a makeshift arrangement.
5. Preclinical departments are also located in temporary premises in the hospital complex which need to be shifted to the college campus. The infrastructure of I M.B;B.S. departments is adequate except that the research laboratory in Anatomy needs to be properly equipped.
6. In the department of Community Medicine, the research laboratory needs to be made available and the museum needs to be upgraded with more specimens and charts.

7. Hostels are under construction. Temporary arrangements have been made in rented buildings having a total of 30 rooms for boys & 26 rooms for girls which is outside the campus which is not as per regulations. The facilities need to be improved. Present facilities are inadequate for new admissions for the academic year 2003-2004.
8. Clinical laboratories are overcrowded and not clearly demarcated. More space is needed.
9. Renewal of license for blood bank is yet to be obtained.
10. As per the project report submitted by the college, under the item "Building Programme", it has been committed that it will be ready before 31st March of each year according to that year's requirement. However even though the inspection was held in June 2003, the construction work for I & II year requirements is not yet completed.

It was also noted by the Executive Committee and members of the Adhoc Committee that the paraclinical departments are also in makeshift arrangement.

In view of the above, the Executive Committee and members of the Ad hoc Committee decided to recommend to the Central Government not to renew permission for admission of 2nd batch during academic year 2003-2004 to malankara Orthodox Syrian Church Medical College, Kolencherry.

11. **S.Nijalingappa Medical College & Hangal Shri Kumareshwar Hospital & Research Centre, Bagalkot - renewal of permission for admission of 2nd batch of students.**

Read : The Council Inspectors (13th & 14th June, 2003) for renewal of permission for admission of 2nd batch of students at S.Nijalingappa Medical College & Hangal Shri Kumareshwar Hospital & Research Centre, Bagalkot.

The Executive Committee and members of the Adhoc Committee considered the Council Inspectors report (13-14 June, 2003) and noted the following deficiencies:-

1. Available clinical material is inadequate which is not sufficient to provide student patient ratio. Average daily OPD attendance is 300-450 and bed occupancy is 60%. Number of surgeries, deliveries, x-rays and laboratory investigations is less. The workload in the central laboratory in all the sections needs to be increased.
2. Teaching beds available are 315 against the requirement of 350. Toilet facilities have to be improved in all the wards. Side laboratories need to be made functional. Demonstration areas have to be provided in the wards. Audiometry room is not available. Many case demonstration rooms do not have wash basins. Some OPDs are not divided into cubicles.

3. Distribution of clinical units is not as per Council norms.
4. Clinical laboratories are overcrowded and not clearly demarcated.
5. BARC specifications are not followed.
6. Casualty has only 4 beds and emergency area has 10 beds against the requirement of 20 beds. There is no central Oxygen supply. No toilets are available in the casualty area.
7. Pharmacy is inadequate both in terms of trained staff and the facilities.
8. CSSD, kitchen and laundry are not available. Dietician is not available.
9. Registration is manual. It has to be streamlined and computerised.
10. The shortage of teaching faculty is 9.30%.
11. Nursing staff is deficient by 43.51%.
12. Common rooms for boys is a makeshift arrangement which needs to be shifted to its permanent location. Common room for girls is inadequate in size and a bigger room needs to be provided.
13. Animal house is available but veterinary officer needs to be appointed.
14. Incinerator is not functional
15. Hostels are under construction. Temporary arrangements for boys have been made in Polytechnic hostels having a total of 14 triple seated rooms for boys and for girls in a common hostel in which 12 triple seated rooms have been allotted.
16. Intercom network is yet to be provided to all the HODs and departments / offices.
17. Examination hall is not adequately furnished.
18. The infrastructure of I MBBS departments is still located in makeshift premises in the building of Dental College within the campus. The following deficiencies are observed in the present premises:
 - a) Department of Physiology is functioning on 1st floor of Dental College building.
 - b) Number of lockers are grossly inadequate.
 - c) Departmental library cum seminar room need to be provided with minimum 80 books in the departments of Physiology.
19. The infrastructure of II MBBS department is located in scattered buildings in the campus. The following deficiencies are observed :

- a) In the department of Pharmacology, Clinical Pharmacy laboratory for students is not provided. Catalogues need to be prepared in museum. Fans are not provided in research laboratory.
- b) Second students' laboratory and research laboratory are not provided in the department of Pathology.
- c) Departmental library cum seminar room need to be provided with minimum 80 books in the departments of Pharmacology, Microbiology and Forensic Medicine.
- d) In the department of Forensic Medicine, fans are not provided in the laboratory. Catalogues are not provided in the museum. Faculty room is not properly furnished.

20. Other observations/deficiencies pointed out in the inspection report.

In view of the above, the Executive Committee and members of the Adhoc Committee decided to recommend to the Central Government not to renew the permission for admission of 2nd batch of students at S. Nijalingappa Medical College & Hangal Shri Kumareshwar Hospital & Research Centre, Bagalkot for the academic session 2003-2004.

12. **K.J.Somaiya Medical College, Mumbai - renewal of permission for admission of 4th batch of students against the increased intake i.e. 50 to 100.**

Read : The Council Inspectors report (9th & 10th June, 2003) for renewal of permission for admission of 4th batch of students against the increased intake i.e. from 50 to 100 at K.J. Somaiya Medical College, Mumbai.

The Executive Committee and members of the Adhoc Committee considered the Council Inspectors report (13-14 June, 2003) and noted the following deficiencies:-

1. Electrification of the Auditorium is under progress. It should be completed as early as possible.
2. There is no separate examination hall.
3. Common rooms for boys and girls are not provided with adequate furniture and other facilities.
4. In the Library, Journals are not as per Council norms; Librarian was absent on the date of inspection; Office accommodation is not provided for Library staff.
5. Photographer was reported to be on leave on the date of inspection; No dark room is provided for photography section.
6. There is no Rural Health Training center attached to the medical college; The participation of the community medicine department is minimum.

7. Accommodation for students are not adequate.
8. Accommodation for Residents is not adequate.
9. Hostel is not provided for Interns.
10. Residential quarters are not provided to teaching and non teaching staff as per Council guidelines.
11. Hostel accommodation is not provided for the Nursing staff of the medical college.
12. Medical Superintendent of the hospital is a non teaching medical person which is not as per the Council norms.
13. The number of beds in the hospital is as per the Council norms, but, there is over crowding of beds in most of the wards. For medicine and allied specialities, for male patient a big hall is divided by incomplete wooden partitions to make General Medicine ward, TB ward, Skin & VD ward and Psychiatry ward. Patients and patients' relatives can freely move from one place to another. Toilet facilities are common. These type of arrangement is not proper. They should have separate ward for TB & Chest disease, Skin and Psychiatry patients. The same type of ward arrangement is seen for the female patients.
14. Space provided for OPD is still inadequate. By and large all OPDs are located in one central room where two or three consultants examine the patients in 3-4 small clinical examination room. There is no privacy to the patient to get examined thoroughly. In some of the OPDs X-ray view box, examination trays were not available.

The institution has made an attempt to rearrange the OPDs by providing some partitions for patient examination and have also created certain teaching areas in Paediatric, Medicine and Surgery.

The OPD of TB & Chest and Skin & VD are shifted on the top floor to provide more space to other specialities. However, the space provided to TB & Chest and Skin & VD is not adequate.

The air conditioning of Audiometry room is not effective. The space provided in Orthopaedics OPD is inadequate for moving the patients, trolley and stretcher. The teaching areas are provided to most of the specialities but they are very small and not properly furnished and equipped.

15. In Casualty, space is inadequate. Facilities like ventilator, pulse oximeter, defibrillator, should be provided for resuscitation of the patients. There is no x-ray machine. There are no toilets, duty doctor room, duty nurses rooms, etc.

16. Operation Theatres : There is no surgeon room, student room, nursing room, changing room and scrub rooms are too small. Facilities for pre anaesthetic and post anaesthetic care is available.

There is no post operative ward in the OT block, only two cots are placed in one room for post operative cases without any resuscitation facilities. The operation blocks need improvement as per Council recommendation.
17. There is no CT scan in the hospital; Commissioning of 800 MA X-ray machine is not done yet.
18. CSSD is not established.
19. Laundry facilities is not available yet.
20. Kitchen : Provision should be made to supply therapeutic / special diet.
21. Separate Mammalian experimental laboratory, amphibian experimental laboratory and clinical physiology laboratory are not established as per Council requirement. Clinical Physiology laboratory should have accommodation for 60 students.
22. Space provided for Museum of Department of Pharmacology is not adequate.
23. Department of Pathology : Haematology/clinical, practical laboratory should have 60 work place. At present 18 work place are available.
24. There is no autopsy block in Forensic Medicine.
25. There is no Rural Health Training Center for Research Laboratory.
26. Clinical material is inadequate. Average daily OPD attendance is 603; Average bed occupancy is 61.2%.
27. Several deficiencies pointed out in the previous inspection reports have not been fully rectified/rectified.
28. Other observations/deficiencies pointed out in the inspection report.

The Executive Committee and members of the Adhoc Committee also noted that the infrastructure and the clinical material as shown in the inspection report is not sufficient even for 50 undergraduate admissions and it was decided to ask the college authorities to provide adequate infrastructure and clinical material for the intake of 50 students as permitted.

In view of the above, the Executive Committee and members of the Adhoc Committee decided to recommend to the Central Government not to renew the permission for admission of 4th batch of students against the

increased intake, i.e. 50-100 at K.J. Somaiya Medical College, Mumbai for the academic session 2003-2004.

13. **S.C.B. Medical College, Cuttack – increase of MBBS seats from 107 to 150.**

Read : The Council Inspectors report (4th & 5th June, 2003) for increase of MBBS seats i.e. from 107 to 150 at S.C.B. Medical College, Cuttack.

The Executive Committee and members of the Adhoc Committee considered the Council Inspectors report (4 –5 June, 2003) and noted the following deficiencies :-

1. The hospital has 1292 beds. It is old and in bad shape. The maintenance is poor. Everywhere there are long dark corridors, stinking toilets, clogged overflowing drains, cog webs, dust and dampness. Stray animals are also found. Teaching hospital ambience is missing.
2. Utkal University has given consent for increasing admissions from 107 to 150. However, the affiliation certificate for the current academic year for 107 students has not been shown to inspectors.
3. The essentiality certificate is given in the format prescribed by the Council but it is not issued by the competent authority to issue the certificate and it does not bear any number of the Government file.
4. Teaching beds are adequate. However, the distribution of units is not as per Council norms as per the following details :-
 - a) Six units in Surgery are headed by Assistant Professors only. There is only 1 Professor and Nil Associate Professor of Surgery available.
 - b) Three units in Paediatrics have total 240 beds between them – i.e. 80 beds in each unit.
 - c) One unit in Psychiatry has 60 beds.
 - d) Six units in Obstetrics & Gynaecology have 232 beds between them.
5. Clinical material is adequate. However, the workload in the laboratories and x-ray departments need to be increased commensurate with the patient flow in OPD and wards. Central pharmacy caters to a very small number of patients.
6. 4 bed ICCU is available. It does not have central monitoring system. Burns unit and trauma unit are also available. NICU is attached with Obstetrics & Gynaecology department. ICU facilities need to be augmented in terms of number of beds as well as the equipment.
7. Incinerator is not available.

8. The deficiency of teaching staff after considering the requirements for UG and PG courses are as under :
- a) Faculty : 21.4%
 - i) Professor :4 (Anatomy-1, Physiology-1, Ophthalmology-1, and Microbiology-1.)
 - ii) Associate Professor : 16 (Anatomy-1, Physiology-2, Phgarmacology-1, Community Medicine-1, Medicine-1, Psychiatry-1, Surgery-6, Obst. & Gynaecology-2, Radio diagnosis-1.)
 - iii) Assistant Professor : 16 (Anatomy-1, Pharmacology-1, Community Medicine-2, Microbiology-1, Medicine-5, Surgery-6.)
 - b) Tutor / Resident : 16%
 - i) Tutor / Sr. Resident : 10 (Anatomy-1, Pharmacology-1, Microbiology-1, Community Medicine-4, Physiology-3)
 - ii) Junior Resident : Nil.
9. MEU is not functional as yet.
10. Furniture and fixtures are yet to be provided in the laboratories and demonstration rooms of the departments of Anatomy, Physiology and Biochemistry for the increased capacity of 150.
11. Auditorium is not available.
12. Other observations/deficiencies pointed out in the inspection report.

In view of the above, the Executive Committee and members of the Adhoc Committee decided to recommend to the Central Government not to issue Letter of Intent for increase of MBBS seats from 107 to 150 at S.C.B. Medical College, Cuttack u/s 10 A of the IMC Act, 1956.

14. **Reservation for persons with disability of 'Colour Blindness' for admission in PG courses.**

Read : The matter with regard to reservation for persons with disability of 'Colour Blindness' for admission in PG courses.

The Executive Committee and members of the Adhoc Committee decided to constitute a Sub-Committee consisting of the following members to consider the whole issue and submit its report before the next meeting of the Committee:-

1. Dr. (Mrs.) Radhika Tandon, Ophthalmologist, AIIMS, New Delhi.

2. Dr. Rajvardhan Azad, Ophthalmologist, President, National Board of Examinations, New Delhi.

15. **3% Reservation for persons with disabilities for admission in PG courses.**

Read : The matter with regard to reservation of 3% for persons with disabilities for admission in PG courses.

The Executive Committee and the members of the Adhoc Committee considered the item at length and decided to record the minutes as under :-

“The Agenda Item in relation to the above-mentioned case was read. In this regard, it was seen that in one of the cases being CWP No.6496/2000-Rekha Tyagi Vs. The Vice-Chancellor, University of Delhi & Ors. wherein it was held by the Hon’ble Delhi High Court that Section 39 of the persons with Disabilities (Equal opportunities, Protection of right and full participation) Act, 1995 has no application for reservation of seats in educational courses and that it refers to reservation of posts as the section falls under the chapter “Employment”. The extract of the judgement dated 17th August, 2001 is as under:-

“Looking at from the above angles, the inevitable conclusion is that Section 39 has no application for reservation of seats. For that purpose the word “post” has to be profitably used in place of “seats”. It falls inline with the legislative intent as amply reflected in Section 32 and Section 33. In other words, in government educational institutions or aided institutions three per cent of the posts can be reserved for persons with disabilities. The procedural aspects for employment as applicable to other provisions of Chapter VI have perforce application to Section 39. The reference is accordingly disposed of.”

It would also be useful to trace a little background of this case when in November 1999 the General Body of the Council considered the entire matter of reservation of various categories of persons for admissions in medical courses. It was decided by the General Body of the Council that there should not be any reservation of any kind under the provisions of the Disabilities Act, 1995 for admissions in medical courses.

However, the Chief Commissioner of Disabilities, designated under the provisions of the abovementioned Act, 1995, had desired the Council to reconsider the matter with reference to the admission of persons with disabilities in undergraduate medical courses.

The matter was considered by the Executive Committee in January 2001 and a Sub-Committee was constituted for framing the guidelines for making reservation of seats in medical courses for persons with disabilities.

The report of the Sub-Committee was submitted. This report was considered in April, 2001 by the Executive Committee of the Council. A

meeting of certain experts was also convened by the President of the Council. The provisions of the Act were examined in detail with reference to the issue of applicability of reservation for persons with disabilities for admissions in medical courses.

Broadly the persons with disabilities were classified under the following three categories:

- i) Visually Handicapped
- ii) Persons suffering from hearing defects
- iii) Physically handicapped with the locomotory disorders.

The Committee concluded that the Visually Handicapped would not be in a position to pursue the medical course and to do the internship as correct vision is absolutely necessary for the study and for the practice of medicine. Similarly, it was concluded that the hearing impairment will interfere with the training in medical education since the process of hearing of various signs auscultation is absolutely essential to pursue the medical training and to follow the medical training and to follow the medical practice. The Committee decided that the persons who are visually handicapped and hearing disabled should be deleted from this category and they should not be considered for admissions in the MBBS courses.

Accordingly, certain guidelines were framed for framing reservations in medical admissions for persons with disabilities of only locomotory disorder.

It would be useful to notice that on the one hand, the Hon'ble Delhi High Court had taken the view in Rekha Tyagi's case that the provisions of Section 39 of the 1995 Act does not envisage any reservation for admission in courses, On the other hand, Hon'ble Calcutta High Court in the case of CA No.4604/2000 – The Deputy Secretary, Ministry of Health, West Bengal Vs. Sanchita Biswas by its judgement dated 27.1.2000 held that the constitution and also statute cast an obligation upon the state to reserve 3% seats in the educational institution for admissions to the persons with disabilities.

Ultimately, this issue of reservation, whether it extends to admissions to educational institutions to the medical courses came to be decided by the Hon'ble Supreme Court in CA No.6120/2001- All Kerala Parents Assn. Hearing Imp. & Anr. Vs. State of Kerala & Ors. by the judgement and order dated 11th September, 2002, the Hon'ble Supreme Court while setting aside the judgement of the Kerala High Court which has taken a similar view as of that of the Hon'ble Delhi High Court and held that Section 39 deals with the reservation of seats for persons with disabilities in Government educational institutions as well as institutions receiving aid from the Government and necessarily therefore the provisions must be complied with.

Again in the case of CA No.4604/2000 - Deputy Secretary, Deptt.of Health & Ors. Vs. Sanchita Biswas the Hon'ble Supreme Court upheld the judgement of the Hon'ble Calcutta High Court for extending 3% reservation in admissions in educational institution for persons with disabilities. The

judgement of the Hon'ble Delhi High Court in the case of Rekha Tyagi was reversed. Thereafter, the Hon'ble Supreme Court in this judgement dated 18th September, 2002, inter alia, observes as under:

"It may be noticed that the Medical Council of India (MCI) who issues guidelines for admission to the medical courses in the country, in fact, had taken a decision on 5.11.1999 indicating that there cannot be any reservation for admission into the MBBS course and Post-Graduate Medical Course for disabled persons, as provided in Section 39 of the Act. This decision, however, appears to have been reversed by the subsequent resolution of MCI dated 5.7.2001. Under the resolution dated 5.7.2001 it has been unequivocally indicated that 3% reservation for physically handicapped persons for admission into the medical courses should be followed excluding, however, for those who are visually handicapped and hearing defects.."

Thus, with the judgement of the Hon'ble Supreme Court, the law became clear that all educational institutions are also required to permit reservation for disabled persons in accordance with the Act of 1995.

One of the issues which had arisen for consideration today is the correctness of the communication dated 29.04.2003 issued by the Deputy Secretary of the Council stating therein that presently MCI has not prescribed any guidelines for reservation in admission to Postgraduate Medical Courses for Persons with Disability. Certain other issues which had also fallen for consideration before the Executive Committee were whether its guidelines of permitting admissions in medicine courses with locomotory disability of lower limbs between 40% to 60% deserves any modification or not? The other relevant question which required consideration by the Committee was whether the certificate of disability entitling admission in seats reserved for disabled persons, should be issued by which authorities and at what point of time?

Thus, the following questions were considered by the Executive Committee :-

- (1) Whether the guidelines of the MCI providing for locomotory disability of lower limbs between 40% to 60% applies to admissions in MBBS only or it also applies to the PG Medicine courses?
- (2) Whether for ensuring that reservation in admission in medicine courses is made available to deserving candidates in letter and spirit of provisions of the Disabilities Act, 1995, should there be a modification in the stipulation laid down by the Council in its guidelines, i.e., there should be locomotory disability of lower limbs between 40% to 60%? and
- (3) For determining the disability thereby entitling admission in the reserved medicine seats for disabled persons, which authority should issue certificate and the time at which the disability certificate is issued?

The above-mentioned questions were discussed in detail. The Executive Committee also considered the following relevant portion of its existing guidelines dated 05.07.2001 :-

“..... In view of the above observations the visually handicapped and hearing disabled should be deleted from this category and they should be considered invalid for admission in the MBBS.

Among the locomotory disabled the upper limb should be functional & normal as it is required to elicit sign during clinical examination and finer movements are desired for conduct of surgical procedure. Again the feeling and the sensation are important for clinical diagnosis and the treatment and locomotory disabled involving upper limb should be considered not eligible for admission to the professional medical course. The locomotory disabled involving the lower limb is permissible but it should be with the following guidelines:-

1. If it involves only one lower limb it should have a minimum of 40% and should not exceed 60%.
2. If it involves both the lower limbs the total disability should not exceed 60% with a minimum of 40%.

The disability certificate should be produced by a duly constituted and authorised Medical Board.

The candidates should have minimum eligibility criteria as per MCI guidelines. The candidates should be otherwise fit medically.

Those candidates who are aspiring to get seats under this reservation category should apply specifically along with the valid disability certificate.....”

With reference to the second question mentioned above, the Committee decided that the stipulation of locomotory disability of lower limbs between 40% to 60% be amended/modified to 50% to 70% in place of 40% to 60%. It was further decided that it had never been the decision of the Council that the existing stipulation of locomotory disability of lower limbs between 40% to 60% is to be applied only for MBBS course and not to all medicine courses including the Postgraduate Medical courses. As such, the Committee came to the conclusion that the communication dated 29.04.2003 issued by the Deputy Secretary of the Council in the case of Raman Khanna appears to be on some bonafide mistaken impression and is inadvertent. The Committee decided to withdraw that communication dated 29.4.2003 and the same stands withdrawn and nullified. The Committee decided that it is only persons with locomotory disability of lower limbs between 50% to 70%, i.e., minimum of 50% and maximum of 70% either with regard to one lower limb or both lower limbs of the body, should be allowed the benefit of reservation under the Disability Act for admission in the medicine courses. This condition shall apply to admission in all medicine courses for reserved seats.

The Committee also decided that besides and in addition to any other any other prior valid medical certificate(s), the candidate for seeking the benefit of reservation, as stated above, should present him/herself before a Medical Board comprising of at least one Expert/Specialist from the speciality of Orthopaedics of a Central Government Hospital/Medical Institution in Delhi & Union Territories and from State Medical Boards in the States and obtain a valid disability certificate from the Medical Board, having been issued within three months prior to presenting his application for seeking admission in any medical course by claiming the benefit of reservation. In other words, the last valid disability certificate of the candidate from a Medical Board should not be more than three months old from the date of submitting his or her application for seeking admission in the reserved category for disabled candidate.

The Office of the Council is directed to inform/communicate this decision of the EC to the Central Govt., all the Medical Colleges/Medical Institutions, Director General of Medical Education of each State, Competent Authorities of the Union Territories, Universities, and the Secretaries to the Health Departments of all the States and Union Territories for their information and compliance.

It was further decided that the instructions be issued to all the functionaries of the Council that any correspondence with outside agencies/persons on any policy issue or any matter which has a policy ramification should only be issued by the Secretary or after obtaining the approval of the Secretary on the file by any other functionaries so designated.

16. **Court case CWP 988/2002 Dr. Partho P. Sengupta & Ors. – Consideration of experience rendered as Pool Officer/Sr. Research Assistants for appointment to higher posts of Asstt. Professor/Associate Professor & Professor etc.**

The Executive Committee and members of the Adhoc Committee considered the **Court case CWP 988/2002 Dr. Partho P. Sengupta & Ors.** for giving them benefit of experience acquired as Pool Officer/Senior Research Assistants for purpose of consideration of appointment to the post of Associate Professor available under the Central Health Scheme.

The Committee decided to reiterate its earlier decision taken at its meeting held on 24.4.2001 of not accepting the teaching experience gained as Pool Officers (Sr. Research Associate) towards teaching experience for the higher posts.

The Committee further decided that this decision of the Committee be conveyed to the authorities of Govt. of NCT of Delhi, Delhi University and the Hon'ble Delhi High Court.

17. **Vinayaka Mission Medical College, Karaikal, Pondicherry – Approval of the college for the award of MBBS degree granted by Pondicherry University.**

Read : The compliance verification inspection report (17th June, 2003) carried out receipt of the compliance on the deficiencies pointed out in the inspection report (25th & 26th Feb., 2003) for approval of Vinayaka Mission Medical College, Karaikal.

The Executive Committee and members of the Adhoc Committee decided to recommend approval of Vinayaka Mission's Medical College, Karaikal, Pondicherry for the award of MBBS degree granted by Pondicherry University with an annual intake of 100 students.

The Committee further considered the compliance verification inspection report (17th June, 2003) and decided to recommend to the Central Govt. to renew the permission for admission of 7th batch of 100 students at Vinayaka Mission's Medical College, Karaikal, Pondicherry for the academic session 2003-04.

18. **Order of the Hon'ble High Court of Allahabad in the matter of Dr. Udit Prasad Gupta Vs. State of UP & Ors – whether Eletro-Homeopathy is a genuine science or quackery.**

The Executive Committee and members of the Adhoc Committee decided to refer the matter to the Central Council of Homoeopathy, New Delhi as the matter does not come under the purview of the Medical Council of India as the MCI deals with issues pertaining to modern allopathic medicine

It was also decided to request the Council Advocate to draft the reply to be placed before the Hon'ble Court mentioning that the issue does not come under the purview of either the allopathic medicine or modern medicine.

19. **Establishment of Jubilee Mission Medical College & Research Instt., Thrissur by Jubilee Mission Hospital Trust, Thrissur u/s 10A of the IMC Act, 1956 for grant of Letter of Permission.**

Read : The Council Inspectors report (20th & 21st June, 2003) for grant of Letter of Permission for establishment of Jubilee Mission Medical College & Research Instt., Thrissur u/s 10A of the IMC Act, 1956.

The Executive Committee and members of the Adhoc Committee considered the Council Inspectors report (20-21 June, 2003) and decided to recommend to the Central Govt. to issue Letter of Permission for the establishment of Jubilee Mission Medical College & Research Institute, Thrissur by Jubilee Mission Hospital Trust, Thrissur u/s 10 A of the IMC Act, 1956 with an annual intake of 100 students for the academic session 2003-04.

20. **Alluri Sitarama Raju Academy of Medical Sciences, Eluru - renewal of permission for admission of 4th batch of students.**

Read : The Council Inspectors report (19th & 20th June, 2003) for renewal of permission for admission of 4th batch of students at Alluri Sitarama Raju Academy of Medical Sciences, Eluru.

The Executive Committee and members of the Adhoc Committee considered the Council Inspectors report (19th & 20th June,2003) and noted that the teaching staff of the college is working at more than one places.

In view of the above, the Committee decided as under:-

1. Surprise inspection of the medical college be conducted.
2. Legal opinion be obtained from the Council Advocate regarding the course of action against the doctors who are found working at more than one places.
3. FIR at Delhi should be filed against the doctors who are found working at more than one places.
4. The office should approach the Hon'ble court for appropriate decision.
21. **Grant of one month extra time for admissions in medical colleges of Bihar during the session 2003-04.**

Read : The letter dt. 6.6.2003 from the Deputy Secretary, Health MEFW & ISM Govt. of Bihar requesting to grant time upto 31st October 2003 for admission in Medical Colleges of Bihar during the session 2003-04.

The Executive Committee and members of the Adhoc Committee considered the letter dated 6.6.2003 from the Deputy Secretary, Health (MEFW & ISM) Department, Govt. of Bihar requesting to grant time upto 31st October, 2003 for admission of students in different medical colleges of Bihar for the academic session 2003-04. It was decided that in view of the orders passed by the Hon'ble Supreme Court in its judgement dated 11.9.2002 in the case of MCI Vs. Madhu Singh it was not permissible for the Council to extend the deadline fixed by the Hon'ble Supreme Court.

22. **Consideration of Safety Codes/Rules/Instructions framed by Atomic Energy Regulatory Board for safety of Medical Faculty, paramedical staff and persons working and engaged in the field of Cancer & Radiology.**

The Executive Committee and members of the Adhoc Committee considered the safety codes/rules/instructions framed by Atomic Energy Regulatory Board, Mumbai (AERB) for safety of Medical Faculty, paramedical staff and persons working and engaged in the field of Cancer & Radiology and noted that a Writ Petition (Civil) No. 10/2003 Dr.Jyotsna Kumari Vs MCI (Respondent - 1) and Others (UOI) was filed before the Hon'ble Supreme Court, which is also an Public Interest Litigation, for enforcing the safety codes/guidelines/rules and follow up of instructions

framed for the persons working in the field of Radiology as framed by the Atomic Energy Regulatory Board, Mumbai, the Govt. of India.

The Committee further noted that along with the writ petition the following documents of Atomic Energy Regulatory Board issued on March 31, 1988 were also enclosed:-

- a) AERB SAFETY CODE
Brachytherapy Sources Equipment and Installations
- b) AERB SAFETY CODE
Telegamma Therapy Equipment and Installations.

- The introduction part of AERB safety code on Brachytherapy sources equipment and machines states as under:-

Purpose 1.1. This code is intended to govern radiation safety in the design and Handling of sealed radioactive sources and after loading equipment for brachytherapy in order to:-

(a) ensure that radiation workers and members of the public are not exposed to radiation in excess of the operational limits specified under the Radiation Protection Rules 1971;

(b) do whatever is reasonably achievable to reduce radiation exposure below these limits

(c) ensure availability of appropriate equipment, personnel and expertise for safe use, including patient protection and physical security of sources; and

(d) ensure prompt detection of defects/problems concerning safety and their immediate rectification.

Scope : 1.2 Radiation safety in the handling of radioactive materials is governed by the Atomic Energy Act, 1962 and the Radiation Protection Rules, 1971. This Code elaborates the relevant safety requirements under the above Atomic Energy Act and the Radiation Protection Rules. Practical aspects of Implementing these requirements are given in various Guides issued under this code.

AERB safety code on Telegamma Therapy equipment and installations:

It refers to International system of units. A Table is prescribed which provides the conversion factors for IS/Special Units including their multiples and submultiples used for routine radiation measurements in telegamma therapy and medical x-ray installation.

The Committee after deliberations in the matter decided that the Council office should write letter to the Principals/Deans of all the medical colleges including Directors of Medical Education all the States, non-teaching hospitals requesting/ instructing them to follow the instructions

framed for the persons working in the field of Radiology as framed by the Atomic Energy Regulatory Board, Mumbai, the Government of India. The Director General of Health Services and Central Government and all State Governments should also be informed requesting that the instructions should be followed by all the medical colleges/hospitals.

The Committee further decided that Council Inspectors while carrying out the inspection should also see that the instructions are being followed or not.

23. **Proposal to frame guidelines for curbing the menace of sexual harassment in medical institutions/universities.**

The Executive Committee and members of the Adhoc Committee decided to refer the matter to the Ethical Committee.

24. **Minutes of the Finance Committee meeting held on 23 June, 2003 – approval of .**

The Executive Committee and members of the Adhoc Committee approved the Minutes of the Finance Committee meeting held on 23rd June, 2003.

25. **Appointment for the posts of Stenographer Grade-III and Lower Division Clerk in the Council office.**

The Executive Committee and members of the Adhoc Committee approved the following recommendations of the Selection Committee dated 15.6.2003 for appointment of Stenographer Grade-III and Lower Division Clerk in the Council office:-

Stenographer Grade-III

1. Ms. Puja
2. Shri Jayant Kumar Arora
3. Shri Vishal Dogra

Lower Division Clerk (LDC):

1. Shri Rajesh Pd. Raturi
2. Ms. Bhawana Sharma
3. Shri Vinod Singh Negi

It was further decided that the appointment orders should be issued to the selected candidates in order of merit immediately.

26. **Sikkim Manipal Instt. of Medical Sciences, Gangtok - renewal of permission for admission of 3rd batch of students.**

Read : The compliance report received through the Central Govt. on rectification of the deficiencies pointed out in the Council Inspectors report

(April, 2003) for renewal of permission for admission of 3rd batch of students at Sikkim Manipal Instt. of Medical Sciences, Gangtok.

The Executive Committee and members of the Adhoc Committee considered the compliance report received through the Central Govt. on rectification of the deficiencies pointed out in the Council Inspectors report (April, 2003) for renewal of permission for admission of 3rd batch of students at Sikkim Manipal Instt. of Medical Sciences, Gangtok and decided that the compliance submitted by the college authorities is unsatisfactory as all the points mentioned in the original inspection report has still not been complied with as shown below.

1/ As regards the filling up of 25% seats of the NRI quota for the academic session 2002-2003, the contention of the college is that the judgement of the Hon'ble Supreme Court in the Unnikrishnan case, even when it was valid in law, did not apply to colleges run by the Govt. & University Colleges. Further in the latest Supreme Court Orders of October 2002, the Unnikrishnan judgement has been struck down by an 11 judge bench as unconstitutional. Hence the point raised about the NRI/Foreign quota is totally out of place and does not apply to the college. This contention cannot be accepted because:-

i/ even the regulations notified by the Govt. of India for admissions under NRI/Management quota which were valid in the academic session 2002-2003 prescribed the maximum upper limit of 15% for the admissions under the NRI/Management quota.

ii/ The judgement of Hon'ble Supreme Court in the Unnikrishnan case was valid in law in the academic session 2002-2003 when the breach was committed by the college. The fact that it has been struck down subsequently has no relevance because of the cause of breach has taken place much earlier than the date of which the judgement was struck down and therefore the action u/s 10B needs to be enforced as applicable.

2/ While bringing down the deficiencies of the teaching faculty, the college has asked for condoning the experience of the Associate Professor of Radio Diagnosis. It is not admissible as per the current regulations. No justifiable explanation has been given by the college as regards the wrong statements being made by the teaching staff which do not tally with the official records of the college particularly with relation to one Assoc. Prof. of Microbiology and two Asstt. Professors of Orthopaedics. No confirmation about the joining of the staff members appointed by the college who have accepted the offer has been given. No explanation has been given by the college in its compliance as regards filling up the posts of faculty and residents, by bring staff from Kasturba Medical College, Manipal, only a few days before inspection and no explanation has been given by the Manipal college as to how the vacancy so created have been filled by them.

3/ No details of increasing clinical material have been given by the college. The reasons given by the college for admitting patients who are not proper teaching material are not convincing. However, even after taking into consideration the clinical material available in the Govt. hospital, it still

remains inadequate. It has been brought out in the tabular format in the main report of the April, 2003 inspection.

4/ No mention has been made in the compliance about the recruitment of nursing and para medical staff which was found inadequate in April, 2003 inspection.

5/ As regards segregation of the medical and surgical ICU, compliance submitted by the college itself states that it will be completed by August, 2003 and thus not in existence today.

6/ The deficiency of dialysis unit is still existing.

7/ Re-organisation of Central Records and Maintenance of Bin cards and as per ICD X classification will be completed by August, 2003 as stated in the compliance.

8/ Incineration is expected to be completed by June, 2003.

9/ As regards facilities of RHTC/UHC the deficiencies would be removed by the end of 2003 as stated in the compliance.

It was further decided that as the agreement with Govt. Hospital was not available when the college came into existence any arrangements made at this stage cannot be accepted because Govt. Hospital is located in a different campus which is five kms. away from the college.

Further, the Executive Committee considered and agreed with the recommendation given by the members of Adhoc Committee that no compliance report should be considered if received within three months from the date of last inspection.

In view of above, the Committee decided to return the compliance report to the Central Government as submitted by the institute for rectification and proper compliance and to carry the compliance verification inspection only after the proper compliance on all the points which were received through the Central Government.

27. Medicit Instt. of Medical Sciences, Ghanpur - renewal of permission for admisison of 2nd batch of the students.

Read : The compliance report received through the Central Govt. on rectification of the deficiencies pointed out in the Council Inspectors report May, 2003 for renewal of permission for admission of 2nd batch of students.

The Executive Committee and members of the Adhoc Committee considered the compliance report received through the Central Govt. on rectification of the deficiencies pointed out in the Council Inspectors report (May, 2003) for renewal of permission for admission of 2nd batch of students at Medicit Instt. of Medical Sciences, Ghanpur and decided that the compliance submitted by the college authorities is unsatisfactory as perusal of the compliance report revealed that the following deficiencies are yet to be rectified:-

1. Out of the total shortage of 7 faculty members, although it is claimed by the institute that 7 faculty members appointed, infact the joining report and the declaration form of only 2 faculty members have been enclosed. Therefore the deficiency of the 5 faculty members still remains.
2. The continuation of the affiliation by the NTR University of Health Sciences for the academic year 2003-2004 is not yet issued.
3. Although it is claimed by the Institute that Dr.S.Madhukar has been appointed as Medical Superintendent, his joining report and declaration forms are not enclosed.
4. The cooling cabinet of Anatomy department is not yet replaced.
5. Although the institute claimed that the clinical material has improved in the month of May,2003, the detailed perusal of the statistics submitted by the college reveals that bed occupancy is still less then 80% and the number of x-rays taken out daily on an average is only 16. The number of investigations carried out in the laboratory is also grossly inadequate and these numbers is not commensurate with the number of OPD and the beds occupied.

Further, the Executive Committee considered and agreed with the recommendation given by the members of Adhoc Committee that no compliance report should be considered if received within three months from the date of last inspection.

In view of above, the Committee decided to return the compliance report to the Central Government as submitted by the institute for rectification and proper compliance and to carry the compliance verification inspection only after the proper compliance on all the points which were received through the Central Government.

28. **Navodya Medical College, Raichur - renewal of permission for admission of 2nd batch of students.**

Read : The compliance report received through the Central Govt. on rectification of the deficiencies pointed out in the Council Inspectors report (May, 2003) for renewal of permission for admission of 2nd batch of students.

The Executive Committee and members of the Adhoc Committee considered the compliance report received through the Central Govt. on rectification of the deficiencies pointed out in the Council Inspectors report (May, 2003) for renewal of permission for admission of 2nd batch of students at Navodya Medical College, Raichur and decided that the compliance submitted by the college authorities is unsatisfactory as perusal of the compliance report revealed that the following deficiencies are yet to be rectified:-

1. They have claimed to have appointed three persons as teaching faculty but the joining report and declaration forms are not enclosed.
2. Blood Bank is not yet functional.
3. Surgical ICU & Paed. ICU are not yet functional.
4. No details for the increase of surgeries, deliveries, investigations and x-rays have been provided.

Further, the Executive Committee considered and agreed with the recommendation given by the members of Adhoc Committee that no compliance report should be considered if received within three months from the date of last inspection.

In view of above, the Committee decided to return the compliance report to the Central Government as submitted by the institute for rectification and proper compliance and to carry the compliance verification inspection only after the proper compliance on all the points which were received through the Central Government.

29. **Medical Examination of MBBS students before registration.**

Read : The letter dated 22nd May, 2003 received from DGAFMS regarding certification of medical fitness of MBBS students before registration.

The Executive Committee and members of the Adhoc Committee considered the letter dated 22.05.2003 received from DGAFMS regarding certification of medical fitness of MBBS students before registration and decided to authorise the President to form a Sub-Committee consisting of eminent psychiatrists and the report of the Sub-Committee be placed before the next meeting of the Executive Committee.

30. **Govt. Medical College at Aurangabad – Approval of college for the award of MBBS degree granted by Maharashtra University of Health Sciences for the Increased number of seats i.e. 100 to 150.**

Read : The Council Inspectors report (23rd & 24th June, 2003) for approval of Govt. Medical College, Aurangabad for the award of MBBS degree granted by Maharashtra University of Health Sciences for the increased number of seats i.e. from 100 to 150.

The Executive Committee and members of the Adhoc Committee considered the Council Inspectors report (23rd & 24th June,2003) and noted the following:-

1. The distribution of teaching beds per unit is higher than norms in the departments of Medicine, Surgery, E.N.T. and Obstetrics & Gynaecology.

2. The deficiency of teaching staff is less than 5%. However, 37 lecturers are working on 120 days basis without any break by Court orders and 7 lecturers are working on 120 days basis with break of 1 day. These positions need to be filled by regular staff.
3. Non-teaching staff is deficient to the following extent:
 - (a) Audiometric technician is not available.
 - (b) Deputy librarian, documentalists & cataloguers are not available.
 - (c) Nursing Superintendent & Deputy Nursing Superintendent are not available.
 - (d) Many posts of laboratory attendants, ward boys and safaiwallas are vacant.
4. OPD registration is not computerized. The staff needs to be trained in medical records technology.
5. Central O₂ and central suction are not available.
6. Surgical, Paediatric & Neonatal ICES are not available.
7. No mobile x-ray or ventilator is available in casualty ward.
8. Audiometry room is not air-conditioned.
9. Thyroid & other hormonal assays are not carried out.
10. Other observations and deficiencies pointed out in the inspection report.

In view of above, the Executive Committee and members of the Adhoc Committee decided not to recommend approval of Govt. Medical College, Aurangabad for the award of MBBS degree granted by Maharashtra University of Health Sciences, Nashik for the increased number of MBBS seats from 100 to 150.

The Committee further decided to direct the college authorities not to admit students against the increased number of seats i.e. 150 for the academic session 2003-2004.

31. **Increase of MBBS seats from 100 to 150 at Govt. Medical College, Tirunelveli u/s 10A of the IMC Act, 1956.**

Read : The compliance verification inspection report (16th & 17th June, 2003) for increase of MBBS seats from 100 to 150 at Govt. Medical College, Tirunelveli.

The Executive Committee and members of the Adhoc Committee considered the Council Inspectors report (16-17 June, 2003) and decided to recommend to the Central Government to issue Letter of Permission for the increase of MBBS seats from 100 to 150 at Government Medical College,

Tirunelveli u/s 10 A of the IMC Act, 1956 for the academic session 2003-2004.

32. **Approval of Indira Gandhi Medical College, Nagpur for the award of MBBS degree granted by Nagpur University for increase of MBBS seats from 60 to 100 – compliance regarding.**

Read : The compliance report submitted by the authorities of Indira Gandhi Medical College, Nagpur on the deficiencies pointed out in the inspection report (May, 2002) for approval of the college for increase number of seats from 60 to 100.

The Executive Committee and members of the Adhoc Committee considered the compliance as received along with the inspection report of May,2002 and noted that the following deficiencies are not yet rectified:-

- i) Pre and para clinical departments located in different buildings which are old.
- ii) Lecture theatre of 250 seats capacity is yet to be constructed.
- iii) College does not possess a satisfactory workshop.
- iv) There is no facility of CT Scan.
- v) Space in the service labs. of Microbiology Department is inadequate.
- vi) Shortage of staff in the Department of Psychiatry by one Assistant Professor.

The Committee further noted that there were substantial deficiencies in May 2002 inspection pertaining to pre and para clinical departments, lecture theatres, central workshop, CT Scan, service labs in the department of Microbiology etc. which have not been rectified by the college till date, i.e. even after a gap of more than one year of the last inspection.

In view of above, the Executive Committee and members of the Adhoc Committee decided not to recommend approval of Indira Gandhi Medical College, Nagpur for the award of MBBS degree granted by Nagpur University for the increased number of MBBS seats from 60 to 100.

The Committee further decided to direct the college authorities not to admit students against the increased number of seats i.e. 100 for the academic session 2003-2004.

33. **Problem of hospital treatment of terminally ill patients.**

The Executive Committee and members of the Adhoc Committee noted the following recommendations of the Ethical Committee:-

"The Ethical Committee considered the matter and after detailed deliberations unanimously decided that there is need for a nation wide discussion on this very, sensitive issue which has relevance in today's perspective wherein experts/specialists of different disciplines related to critical care and terminal illness may be invited to ventilate the view of their respective national bodies/association in this regard.

The Committee also decided that the members of the Ethical Committee along with some other members nominated by the President may also be invited. This seminar should include 70-80 people and may be convened at New Delhi on a suitable date and time preferably in the month of June/July,2003. In the meantime, if the General Body of the Council agrees to this proposal, the background papers in this regard shall be prepared by the Ethical Committee."

The Executive Committee and members of the Adhoc Committee while approving the above recommendations of the Ethical Committee appreciated the efforts put in by the Ethical Committee and further decided that the matter be referred to the Ethical Committee for preparing the background papers in this regard.

34. **Establishment of new medical college at Piparia, Vadodara by K.M. Shah Charitable Trust, Vadodara – Permission of Central Govt. – Reg.**

Read : The Council Inspectors report (23rd & 24th June, 2003) for establishment of new medical college at Piparia, Vadodara by KM Shah Charitable Trust, Vadodara.

The Executive Committee and members of the Adhoc Committee considered the Council Inspectors report (23-24 June, 2003) and decided to recommend to the Central Govt. to issue Letter of Intent for the establishment of new medical college at Piparia, Vadodara by K.M. Shah Charitable Trust, Vadodara u/s 10 A of the IMC Act, 1956 with an intake of 150 students for the academic session 2003-04.

35. **MNR Medical College, Sangareddy, A.P. - renewal of permission for admission of 3rd batch of students.**

Read : The Council Inspectors report (24th & 25th June, 2003) for renewal of permission for admission of 3rd batch of students at MNR Medical College, Sangareddy, A.P.

The Executive Committee and members of the Adhoc Committee considered the Council inspectors' report (24th & 25th June,2003) and noted the following:

1. The shortage of teaching staff is more than 5 %.
2. 34 staff members have joined and 21 staff members have left the college within the last 3 months.
3. The average daily OPD attendance is 783 patients per day. However, the average bed occupancy as verified from available teaching material varies between 50-60 %. The number of major Surgeries performed is also less - i.e. average of 3 per day. The number of deliveries conducted is less than one per day. X-rays and laboratory investigations are also inadequate. Histopathology & cytopathology investigations are also grossly inadequate.

4. In the O.P.D., day to day OPD register is not available; therefore the figures of OPD attendance cannot be verified. The computerized record does not indicate new or old cases as well as do not classify male, female and children. The teaching facilities in wards need to be reorganized with proper furniture.
5. There is no integrated medical records system which prevents to find out the real clinical and operative work carried out in the college & hospital.
6. Postmortem work is not done at present. No arrangements have been made by the college authorities for teaching the postmortems to students.
7. Central O₂, central suction, portable X-ray and USG are not provided in the casualty.
8. PICU is not available.
9. None of the O.T. is having central O₂ supply. There is no endoscopy theater or septic theater or emergency theater.
10. There is no sterilization unit and waste disposal process.
11. Laundry runs on contract basis.
12. No C.T. scan or colour Doppler is available. Reporting room is in the cabin of USG.
13. In the central library, indexing of books and journals is not done.
14. R.H.T.C. / U.H.C. need to be fully functional with adequate facilities.
15. Other deficiencies in the report.

In view of the above, the executive Committee and members of the Ad hoc Committee decided to recommend to the Central Government not to renew permission for admission of 3rd batch of students at MNR Medical College at Sanga Reddy for the academic year 2003-2004.

36. **K.V.G. Medical College, Sullia - renewal of permission for admission of 2nd batch of students during 2003-2004.**

Read : The Council Inspectors report (17th & 18th June, 2003) for renewal of permission for admission of 2nd batch of students at K.V.G. Medical College, Sullia.

The Executive Committee and members of the Adhoc Committee considered the Council inspectors' report (17th & 18th June,2003) and noted the following:

1. Available clinical material in terms of OPD attendance and bed occupancy is adequate. However, the number of laboratory investigations and X-rays are grossly inadequate and not commensurate with the number of patients attending OPD or wards. The number of X-rays is only 8-10 per day, of laboratory investigations is less than 100 per day and of Microbiological investigations is only 3 per day.
2. Space in OPDs needs to be augmented.
3. CSSD is not available.
4. CT scan is not available. BARC permission is not available.
5. Hostels for boys has accommodation for 58 and for girls has accommodation for 26 - i.e. total accommodation available is only 84 against the requirement of 200 at this stage. Hostels are also shared by students of Dental, Engineering & Polytechnic colleges. Rooms are not provided with the required furniture. Hostel facilities have to be in the campus as per Council norms.
6. The area of central library is only 310 Sq.m. against requirement of 800 Sq.m. and available seating capacity is for 60 students against requirement of 100.
7. Postmortem work has not yet commenced. No arrangements have been made by the college authorities for teaching the students about post-mortems.
8. There is one combined ICU for all the departments. Separate Surgical, Paediatric and Neonatal ICUs are not available.
9. There is no provision for providing special diets to patients.
10. None of the paraclinical departments is established at present. All are in advanced stage of construction and furniture, fixtures, fittings and equipment are yet to be provided.
11. Blood bank is not functional.
12. Preclinical departments are still functioning as a makeshift arrangement.
13. Other constituent colleges managed by the trust like Engineering, Dental & Polytechnic colleges are located in the same campus.
14. Other deficiencies in the report.

In view of the above, the executive Committee and members of the Adhoc Committee decided to recommend to the Central Government not to renew permission for admission of 2nd batch of students at K.V.G. Medical College, Sullia for the academic year 2003-2004.

37. **Goa Medical College, Panaji - renewal of permission for admission of 3rd batch of students against the increased intake from 70 to 100.**

Read : The Council Inspectors report (23rd & 24th June, 2003) for renewal of permission for admission of 3rd batch of students against the increased intake i.e. from 70 to 100 at Goa Medical College, College, Panaji.

The Executive Committee and members of the Adhoc Committee considered the Council Inspectors report (23-24 June, 2003) and decided to recommend to the Central Government to renew the permission for admission of 3rd batch of students against the increased intake from 70 to 100 at Goa Medical College, Panaji for the academic session 2003-2004.

38. **Swami Vivekanand Instt. of Medical Sciences & Research Valia by Sitaram Seva Trust, Valia – Inspection for renewal of permission for admission of 2nd batch of students for the academic year 2003-04.**

Read : The letter dated 23rd June, 2003 received from the Central Govt. regarding carrying out the inspection of Swami Vivekanad Instt. of Medical Sciences & Research Valia for renewal of permission for admission of 2nd batch of students.

The Executive Committee and members of the Adhoc Committee considered the letter dated 23.06.2003 received from the Central Govt. regarding carrying out the inspection of Swami Vivekanand Instt. of Medical Sciences & Research, Valia for renewal of permission for admission of 2nd batch of students. As the Central Govt. has requested the Medical Council of India to inspect the college to assess the facilities available for admission of 2nd batch of students in the college during the year 2003-04, it was decided to carry out the inspection as desired by the Central Govt. and decision of the Council be sent thereafter.

39. **Starting of Sree Balaji Medical College & Hospital, Chennai by Sree Lakshmi Amal Education Trust, Chennai – Permission of Central Govt. – regarding.**

Read : The copy of letter dated 6th June, 2003 from Bharath Instt. of Higher Education & Research (Deemed University) received through the Central Govt. along with consent of affiliation of the University in Form 3 for starting of Sree Balaji Medical College & Hospital, Chennai.

The Executive Committee and members of the Adhoc Committee decided to reiterate the decision taken earlier in their meeting dated 2nd June, 2003 in view of the legal opinion obtained from the Council Advocate relevant portion of which reads as under:-

".....It is seen from all these communications that they have no impact either in fact or in law to the stipulations/restrictions imposed by the Govt. of India, Ministry of HRD in its notification dated 04.07.2002 issued in exercise of powers u/s 3 of the UGC Act. In my

opinion, none of the communications mentioned above can neither exclude, alter nor modify the restrictions which have been imposed in the notification dated 04.07.2002 making it more than clear that the status of the Deemed University conferred upon Bharath Institute of Higher Education & Research, Chennai is only with regard to establishment of a Dental College and not for any other institution. These communications, in the absence of a suitable notification by the Govt. of India, Ministry of HRD under Section 3 of the UGC Act, in my opinion, cannot expand the status of deemed University under notification dated 04.07.2002 beyond the establishment of a Dental College.

I am of the opinion that since these latest communications do not empower Bharath Institute of Higher Education & Research to issue any such Resolution seeking to grant consent of affiliation for establishment of a Medical College, the purported consent of affiliation dated 06.06.2003, would not fulfil the requirement of statutory MCI regulations imposing the pre-condition of having a consent of affiliation from a University while submitting an application under Section 10A of the Indian Medical Council Act, 1956 for seeking the permission of the Central Govt. for establishing a new medical college."

40. **To consider the compliance report received through the Central Government submitted by the authorities of following medical colleges which were not recommended for renewal of permission for admission of students for the academic session 2003-04 by the Executive Committee.**

The Executive Committee and members of the Adhoc Committee noted that at their earlier meeting they have taken up the matter of reviewing the compliance reports received from the Govt. of India wherein the Adhoc Committee unanimously had remarked and recommended that no compliance verification should be considered within 3 months of previous inspection. This recommendation is reiterated by the members of the Adhoc Committee while considering the compliance received from the following 4 medical colleges within the period of two weeks.

1. Karnataka Instt. of Medical Sciences, Hubli (renewal of permission for admission of 3rd batch of students against the increased intake i.e. 50 to 100).
2. Maharaja Agarsen Instt. of Medical Sciences, Agroha (renewal of permission for admission of 2nd batch of students).
3. P.E.S. Instt. of Medical Sciences, Kuppam (renewal of permission for admission of 2nd batch of students).
4. Prathima Instt. of Medical Sciences, Karimnagar.

Moreover, it was also observed that the compliance reports received from these medical colleges were unsatisfactory and incomplete as the compliance of all the remarks pointed out in the inspection report was not done.

In view of this, the members of the Executive Committee and members of the Adhoc Committee as appointed by the Hon'ble Supreme Court order dated 20.11.2002, decided to send back the compliance to the Govt. of India reiterating its earlier decision of not recommending the renewal for academic year 2003-2004.

The Committee further decided to advise the institutions to rectify all the deficiencies pointed out in the inspection report fully and then send the compliance report to Govt. of India.

41. **B.S. Medical College, Bankura - renewal of permission for admission of 3rd batch of students against the increased intake i.e. 50 to 100.**

Read : The compliance report submitted by the college authorities vide their letter dated 19th June, 2003 through the Central Govt. for renewal of permission for admission of 3rd batch of students against the increased intake i.e. from 50 to 100.

The Executive Committee and members of the Adhoc Committee considered the Council Inspectors report (2-3 April, 2003) alongwith the compliance report dated 19th June, 2003 and it was decided to carry out the compliance verification inspection and take a decision thereafter.

42. **Khaja Banda Nawaz Instt. of Medical Sciences, Gulbarga–Renewal of permission for admission of 3rd batch of students.**

Read : The compliance report submitted by the college authorities vide their letter dated 23rd June, 2003 through the Central Govt. for renewal of permission for admission of 3rd batch of students.

The Executive Committee and members of the Adhoc Committee noted from the office note that 3rd batch of students for the academic session 2002-03 were admitted at the college in pursuance of the interim order dated 3.12.2002 passed by the Hon'ble High Court of Karnataka. The Court had further directed that in the event of the petitioner failing to obtain the necessary permission from the Central Govt. u/s 10A **this order will not aid any equities** in favour of the petitioners institutions for those students who were admitted in pursuance to the interim order passed by the court.

The Committee further noted that Khaja Banda Nawaj Instt. of Medical Sciences, Gulbarga was inspected for renewal of permission for admission of 3rd batch of students on 3rd May, 2003 in compliance of the orders of the Hon'ble Karnataka High Court dated 16.4.2003. The Executive Committee at its meeting held on 5th May, 2003 where the members of the Adhoc Committee appointed as per the Hon'ble Supreme Court order dated 20.11.2002 were also present decided not to renew the permission for

admission of 3rd batch of students in view of the various deficiencies pointed out in the inspection report. The decision of the Committee was conveyed to the Central Government on 6th May, 2003.

At this point it is pertinent to note that the inspection of 3rd May, 2003 was carried out at the orders of the Hon'ble High Court of Karnataka because the college authorities had prayed before the Hon'ble Court that the deficiencies as pointed out in earlier reports have been removed and the court thought it desirable the fact be verified by the MCI. The Committee had taken a decision not to renew the permission after considering the inspection report of the second compliance inspection. It should also be noted that the academic year 2002-03 is already over.

It was also noted that the Central Govt. vide its letter dated 13.6.2003 itself has not renewed the permission for admission of 3rd batch of students during 2002-03 after taking into consideration findings of the inspection report and the recommendations of the Council.

The Committee therefore decided to advise the authorities of Khaja Banda Nawaj Instt. of Medical Sciences, Gulbarga through Central Govt. to apply afresh for carrying out the inspection for renewal of permission for admission of 3rd batch of students for the academic session 2003-2004 after discharging the students admitted during academioc year 2002-2003.

43. **To note the letters issued by the Central Government for renewal of permission for admission of students for the academic session 2002-03 & 2003-04.**

1. **Khaja Banda Nawaz Instt. of Medical Sciences, Gulbarga:-**

The Central Government vide its letter dt. 13.6.2003 addressed to the President, Khaja Educational Society with copy to this Council has informed that after taking into consideration findings of the inspection report and the recommendations of the Council has decided not to renew the permission for admission of fresh batch of students in the college for the year 2002-03.

2. **Basaveshwara Medical College & Hospital at Chitradurga:-**

The Central Government vide its letter dt. 13.6.2003 addressed to the Secretary, Sri Jagadguru Murugarajendra Vidyapeeth with copy to this Council has informed that after taking into consideration findings of the inspection report and the recommendations of the Council has decided not to renew the permission for admission of fresh batch of students in the college for the year 2002-03.

3. **Mahatma Gandhi National Institute of Medical Sciences, Jaipur:-**

The Central Government vide its letter dt. 9.6.2003 addressed to the Chairman & Managing Trustee, Indian Educational Trust, with copy to this Council has conveyed its approval for renewal of permission

for admission of 3rd batch of students for the academic session 2003-04.

44. **KAP Viswanathan Govt. Medical College, Trichy – Approval of the college for the award of MBBS degree granted by Dr. M.G.R. Medical University, Chennai.**

Read : The compliance verification inspection report (28th June, 2003) for approval of KAP Viswanathan Govt. Medical College, Trichy established u/s 10A of the IMC Act, 1956 for the award of MBBS degree granted by Dr. MGR Medical University, Chennai.

The Executive Committee and members of the Adhoc Committee decided to recommend approval of KAP Viswanathan Govt. Medical College, Trichy for the award of MBBS degree granted by Dr. M.G.R. Medical University with an annual intake of 100 students.

The Committee further considered the compliance verification inspection report (28th June, 2003) and decided to recommend to the Central Govt. to renew the permission for admission of 6th batch of 100 students at KAP Vishwanathan Govt. Medical College, Trichy for the academic session 2003-04.

45. **Pushpagiri Institute of Medical Sciences and Research Centre, Thiruvalla - renewal of permission for admission of 2nd batch of students.**

Read : The Council Inspectors report (23rd & 24th June, 2003) for renewal of permission for admission of 2nd batch of students at Pushpagiri Instt. of Medical Sciences and Research Centre, Thiruvalla.

The Executive Committee and members of the Adhoc Committee considered the Council Inspectors report (23rd & 24th June, 2003) and decided to recommend to the Central Govt. to renew the permission for admission of 2nd batch of 100 students at Pushpagiri Instt. of Medical Sciences & Research Centre, Thiruvalla for the academic session 2003-04.

However, the college authorities be advised to comply with the observations made in the inspection report and send a compliance to that effect within 3 months.

46. **Dr. Somervell Memorial CSI Memorial Medical College and Hospital, Karakonam - renewal of permission for admission of 2nd batch of students.**

Read : The Council Inspectors report (26th & 27th June, 2003) for renewal of permission for admission of 2nd batch of students at Dr. Somervell Memorial CSI Memorial Medical College and Hospital, Karakonam.

The Executive Committee and members of the Adhoc Committee considered the Council Inspectors report (26th & 27th June,2003) and decided to recommend to the Central Govt. to renew the permission for admission of 2nd batch of 100 students at Dr. Somervell Memorial CSI Medical College & Hospital, Karakonam for the academic session 2003-04.

47. **Pondicherry Instt. of Medical Sciences, Pondicherry - renewal of permission for admission of 2nd batch of students.**

Read : The Council Inspectors report (16th & 17th June, 2003) for renewal of permission for admission of 2nd batch of students at Pondicherry Instt. of Medical Sciences, Pondicherry.

The Executive Committee and members of the Adhoc Committee noted that the Council office pointed out that after the inspection was over a communication was received from one Shri T. Murugan in which it was alleged that the permission given by the Pondicherry Development Authority for the construction of various buildings has been withdrawn. It was, therefore, decided to ask the college authorities to clarify the following points and to defer the matter till the clarifications are received from the college and Pondicherry Town & Planning authorities.

1. Whether the contents of allegations in the letter written by Shri Murugan are correct or not and the notice of stopping of the construction has been issued by the Pondicherry Town & Planning Development Authority or not.
2. What has been the subsequent progress in the matter if the notice has indeed issued by the authorities and it was decided to wait for the reply received from the Institute and Pondicherry Town & Planning Authority and it was further decided that the matter should be decided in the Executive Committee meeting along with the replies/clarifications from the college and from the authorities at the relevant point of time.

48. **Govt. Medical College, Kolhapur - renewal of permission for admission of 3rd batch of students.**

Read : The Council Inspectors report (27th & 28th June, 2003) for renewal of permission for admission of 3rd batch of students at Govt. Medical College, Kolhapur.

The Executive Committee and members of the Adhoc Committee considered the Council Inspectors report (27th & 28th June,2003) and decided to recommend to the Central Govt. to renew the permission for admission of 3rd batch of 100 students at Govt. Medical College, Kolhapur for the academic session 2003-04.

49. **Pt. B.D. Sharma Postgraduate Instt. of Medical Sciences, Rohtak - renewal of permission for admission of 4th batch of students (2003-2004).**

Read : The Council Inspectors report (26th & 27th June, 2003) for renewal of permission for admission of 4th batch of students against the increased intake i.e. from 115 to 150 at Pt. B.D. Sharma Postgraduate Instt. of Medical Sciences, Rohtak.

The Executive Committee and members of the Adhoc Committee considered the Council inspectors' report and noted the following:

1. The Director of the institute does not have adequate teaching experience for the post of the Dean. His P.G. qualification - i.e. M.D. {Anaesthesia} - is from an unrecognized university.
2. The college has 5 lecture theaters out of which the size of 3 lecture theaters is smaller than the norms. The Government has sanctioned plans for 3 more lecture theaters of more capacity as approved by the Chief Architect in April 2002 dt. 16/04/2002. However they are not completed even after one year after the plans were approved.
3. Auditorium has capacity of 400 which is smaller than norms even for the existing intake capacity of 115.
4. Veterinary officer in animal house is part time.
5. The beds per unit in all the departments is higher than 30 which is not as per norms as under:
 - {a} Medicine: 210 beds in 6 units.
 - {b} Tb & Chest: 45 beds in 1 unit.
 - {c} Skin & V.D.: 35 beds in 1 unit.
 - {d} Surgery: 234 beds in 7 units.
 - {e} Ophthalmology: 75 beds in 2 units.
 - {f} E.N.T.: 45 beds in 1 unit.
 - {g} Obstetrics & Gynaecology: 97 beds in 3 units.
6. 21 Lecturers in various departments are on contract basis.
7. Child Psychologist is not available.

In view of the above, the Executive Committee and members of the Adhoc Committee decided to recommend to the Central Government not to renew the permission for the admission of 4th batch of students for the increased intake of 150 at Pt. B.D. Sharma PGIMS, Rohtak for the academic year 2003-2004. It is also reiterated that as per the letter of the Central Government Dt. 23/11/2000 if the institution fails to obtain the renewal, the adjustment of seats will have to be done within the approved intake -i.e. 115- of that year. During the year 2003-2004 the college has to adjust 32 students.

50. **Establishment of new medical college at Malapparambu by Muslim Educational Society, Calicut.**

Read : The Council Inspectors report (27th & 28th June, 2003) for establishment of new medical college at Malapparambu by Muslim Educational Society, Calicut.

The Executive Committee and members of the Adhoc Committee considered the Council inspectors' report and noted the following:

1. Clinical material is inadequate. **There are no deliveries conducted in the hospital till date.** The number of laboratory and X-ray investigations is too less to be commensurate with the number of patients attending OPD and wards.
2. Medical records department is not established. Computerized registration has been introduced in OPD only before 2 days. Manual registers of OPD were not available.
3. In the OPD, examination tables, X-ray view box and instruments are not available in the departments of Medicine, Surgery and Obstetrics & Gynaecology. Dressing room, injection room and minor O.T. are not available. Dentistry OPD was not operational on the day of inspection. Audiometry room is not sound proof. Audiologist with his own personal instrument was working twice a week. Facilities for refraction are inadequate. Teaching areas are not available in any OPD.
4. Labour rooms are not functional as yet.
5. Blood bank is not functional.
6. Central laboratory is not operational. Autoanalyzer is available but not operational.
7. Gas plant is available but not functional.
8. CSSD is not functional.
9. Mechanized laundry is not functional although equipment is available.
10. Incinerator is purchased but not yet functional.
11. Teaching faculty is deficient in the following respects:

{a} Three Professors -1 each of Anatomy, Biochemistry & Pharmacology- do not have qualifications as prescribed by norms. They are M.B;B.S. and M.Sc. {Nonmedical}. They do not have requisite P.G. qualification of M.D. / M.S. if they are to be considered as medical teachers or Ph.D. if they are to be considered as non-medical teachers. Thus they cannot be considered for any post higher than that of Assistant Professor.

{b} Declaration form of 1 Assistant Professor of Dentistry is not submitted.

{c} Assistant Professors in Medicine, Orthopaedics, Ophthalmology and E.N.T. do not have any teaching experience.

If these deficiencies are taken into account, the shortage of teaching staff is more than 5 %.

12. The preclinical departments are working in hospital as a makeshift arrangement. In the infrastructure of preclinical departments, the following deficiencies are noted:

{a} Wash basins are yet to be fitted in dissection hall of Anatomy department.

{b} No lockers for students are available.

{c} Number of specimens in museum is less. There is no catalogue.

{d} Histopathology laboratory, research laboratory, departmental library cum seminar room and other staff rooms in the department of Anatomy are not furnished yet.

{e} Demonstration room of Physiology is not furnished.

{f} Faculty rooms, departmental library & research laboratory in Biochemistry do not have any equipment or furniture.

{g} Students' laboratory in Biochemistry has furniture and equipment for only 32 students.

{h} There are no books in any departmental library.

{I} Plumbing is not completed as yet.

{j} Fixtures and furniture are not completed as yet in many departments.

13. Medical Education Unit is yet to be established and made functional.

14. Hostels for boys and girls are not yet ready.

15. No infrastructure is available for any paraclinical department.

16. Other deficiencies in report.

In view of the above, the executive Committee and members of the Ad hoc Committee decided to recommend to the Central Government not to issue Letter of Intent for establishment of new medical college at Malapparambu by Muslim Education Society, Calicut for the academic year 2003-2004.

51. **Establishment of new medical college at Karimnagar by Arihant Educational Society, Hyderabad.**

Read : The Council Inspectors report (23rd & 24th June, 2003) for establishment of new medical college at Karimnagar by Arihant Educational Society, Hyderabad.

The Executive Committee and members of the Adhoc Committee considered the Council inspectors' report and noted the following:-

1. Affiliated teaching hospital has 299 beds against requirement of 300. The distribution of beds is not as per Council norms. 4 beds are short in Surgery and 5 beds are short in Orthopaedics. Proper arrangement of beds & nursing station in all the beds is required as the present arrangement is haphazard.
2. Number of deliveries is only 1-2 per day. There was no delivery from 19th June 2003 till the day of inspection - i.e. 23rd June 2003. Number of major & minor Surgeries performed per day is also less. These numbers are not commensurate with the attendance of 1400 patients in OPD and bed occupancy of 82 %.
3. No records have maintained in any OPD except for X-ray. Registers are maintained only from June 12003. Information regarding only the number of patients was available on electronic media for the prior period. OPDs of Medicine, Surgery and Obstetrics & Gynaecology do not have proper equipment or instruments. Audiometry room is not functional. No immunologicals were available in immunization clinic of Paediatric OPD. Dental chair looked unused.
4. Casualty does not have proper approach road as well as indicator showing the available facilities. Separate minor O.T. is not available and all the procedures are carried out in the operation theater. There is no nominal register of inpatients in emergency ward. Medico legal cases are not attended.
5. No registers are maintained in central laboratory. Reports of previous day investigations were not available on the day of inspection. Various reagent kits were available but the seals were intact. As per information given, daily 500-600 investigations are carried out per day; however on the day of inspection, only 7 samples were received till 11 a.m.
6. No registers are maintained in the Microbiology laboratory.
7. Although 361 samples were claimed to be processed in Histopathology laboratory, not a single report was available.
8. In the injection room, there was no register. There were no drugs, no syringes and no emergency tray on the day of inspection.
9. No register was available in ECG room
10. Blood bank is not operational.
11. Second lecture hall is under construction. Both the lecture halls are not yet completed in respect of plastering, flooring and finishing work.
12. MEU is not operational. No staff member is trained in it.

13. Central workshop, animal house are not available.

14. In the infrastructure of preclinical departments, the following deficiencies are noted:

{a} Electrification and light fittings are yet to be completed in Physiology.

{b} Demonstration rooms in all the departments are too cramped.

{c} There are only 20 specimens in Anatomy Museum. Cataloguing is insufficient.

{d} Plumbing and gas pipelines are not completed in students' laboratory of Biochemistry department.

15. Paraclinical department staff are sitting in one big hall. No other infrastructure exists as construction is still in progress.

16. In central photography section, finishing work is yet to be done. Photographer is not trained in photography. Only 1 camera is available but no other equipment is provided.

17. Hostels for boys & girls are not completed. The structure is incomplete inclusive of carpentry, plumbing, painting & electrical work. Furniture is not available.

18. Staff quarters are under construction.

19. Other deficiencies in report.

In view of the above, the executive Committee and members of the Adhoc Committee decided to recommend to the Central Government not to issue Letter of Intent for establishment of new medical college at Karimnagar by Arihant Educational Society, Hyderabad for the academic year 2003-2004 u/s 10A of IMC Act.

52. **Govt. Medical College, Toothukudi - renewal of permission for admission of 4th batch of students.**

Read : The compliance verification inspection report (28th June, 2003) for renewal of permission for admission of 4th batch of students at Govt. Medical College, Toothukudi.

The Executive Committee and members of the Adhoc Committee considered the compliance verification inspection report (28th June, 2003) carried out on receipt of compliance on rectification of deficiencies pointed out in the inspection report (29th & 30th April, 2003) and decided to recommend to the Central Govt. to renew the permission for admission of 4th batch of 100 students at Govt. Medical College, Toothkudi for the academic session 2003-04.

53. **Govt. Medical College at Anantapur – renewal of permission for admission of 3rd batch of students.**

Read : The matter with regard to renewal of permission for admission of 3rd batch of students at Govt. Medical College, Anantapur.

The Executive Committee and members of the Adhoc Committee considered the matter with regard to renewal of permission for admission of 3rd batch of students at Govt. Medical College, Anantapur and noted that it at its meeting held on 9.1.2003 while perusing the compliance verification inspection report (2nd & 3rd Jan.,2003) the college had already admitted students against the academic session 2002-03 (3rd batch) without getting the permission renewed by the Central Govt. as under:-

- (a) 99 students including 14 NRI students against the session 2002-03
- (b) 14 NRI students of the batch of 2000-01 against this session (Total 113 students)

The Committee further noted that the college had not only admitted students against the said session but had also increased the seats from 110 to 113. It further noted that the merit wise list admitted for the academic session 2002-03 as asked by the Committee was obtained from the college authorities informing that they had admitted only 85 students.

In view of the above, the Committee decided that an affidavit from the college authorities be obtained by the office stating therein that they had admitted only 85 students. It was also decided that the Government of India be apprised of the entire situation beginning from the issue of the LOP till date in detail and also obtain the advise from the Government as regards to the renewal of permission for the academic year 2003-04 and to carry out the inspections after receiving the reply from the Government of India.

54. **Increase of MBBS seats in Govt. Medical Colleges in Andhra Pradesh.**

Read : The matter with regard to renewal of permission for admission of students against the increased intake at Govt. Medical Colleges in Andhra Pradesh.

The Executive Committee and members of the Adhoc Committee considered the matter with regard to renewal of permissions for the increased capacity in the State Government medical colleges in Andhra Pradesh and also noted that the complete information is not yet received from all the colleges. It was further decided to apply Section 10B for the students admitted in excess of the admission capacity for the session 2002-03 in order of merit from bottom upwards to the extent of the excess admissions. It was also decided that the Government of India be apprised of the entire situation beginning from the issue of the LOP till date in detail and also obtain the advise from the Government as regards to the renewal of permission for the academic year 2003-04 and to carry out the inspections after receiving the reply from the Government of India.

55. **Promotion to the post of Additional Secretary – request of Dr. K.K. Arora, Jt. Secretary, MCI.**

Read : The requests of Dr. K.K. Arora, Joint Secretary for the post of Additional Secretary in the Council office.

The Executive Committee and members of the Adhoc Committee decided to authorise the President to constitute a Departmental Promotion Committee (DPC) in the matter.

The members of the Executive Committee and of the Adhoc Committee also took cognizance of the Central Government letter in which the deadline of 30th June was prescribed for the MCI to take the decisions on the question of granting / renewing the permissions. In view of the deadline so prescribed, the Secretary of the Council was asked by the members of the Executive Committee and of the Adhoc Committee, to convey the decisions taken in to-day's meeting in respect of permissions / renewals of the medical colleges to the Central Government immediately.

(Lt. Col. (Dr.) ARN Setalvad) (Retd.)
Secretary

New Delhi, dated
the 30th June, 2003

A P P R O V E D

(Dr. P.C. Kesavankutty Nayar)
President (Acting)