

No.MCI-5(3)/2008-Med./

MEDICAL COUNCIL OF INDIA

EXECUTIVE COMMITTEE

14th April, 2008

Minutes of the meeting of the Executive Committee held on Monday, the 14th April,2008 at 12.00 Noon at Kolkata (West Bengal) where the members of the Adhoc Committee appointed as per the Hon’ble Supreme Court order dated 20.11.2002 were also present.

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Present:

Dr.P.C. Kesavankutty Nayar	President (Acting), Former Dean, Govt. Medical College, <u>Trivandrum (Kerala)</u>
Dr. (Mrs.) S. Kantha	Former Vice-Chancellor, Rajiv Gandhi University of Health Sciences, <u>Bangalore (Karnataka)</u> and Member, Adhoc Committee appointed by the Hon’ble Supreme Court.
Dr. Ketan Desai	Professor & Head, Deptt. of Urology, B.J.Medical College, <u>Ahmedabad.</u>
Dr. Mukesh Kr. Sharma	Professor of General Surgery, S.M.S. Medical College, <u>Jaipur (Rajasthan)</u>
Dr. Bhanu Prakash Dubey	Prof. & Head of Department of Forensic Medicine, Gandhi Medical College, <u>Bhopal (Madhya Pradesh)</u>
Dr. S.D. Dalvi	Prof. & Head, Department of PSM, Govt. Medical College, <u>Nanded (Maharashtra)</u>
Dr. V.N. Jindal	Dean, Goa Medical College, Bombolim-403202, <u>Goa.</u>
Dr. P.K. Das	Professor & Head of the Deptt. of General Medicine, S.C.B. Medical College, <u>Cuttack</u>

Dr. Davinder Kumar

Deputy Secretary, MCI

The leave of absence was granted to Lt.Col.(Retd.) Dr. A.R.N. Setalvad, Secretary as he could not remain present at the meeting due to an unexpected emergency.

Apologies for absence were received from Dr. P.N. Tandon, Member, Adhoc Committee and Dr. K.P. Mathur, Dr. Ved Prakash Mishra & Dr. G.K. Thakur, Members, Executive Committee.

1. Minutes of the Executive Committee Meeting held on 8th March, 2008 - Confirmation of.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council confirmed the minutes of the Executive Committee meeting held on 8th March, 2008.

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

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council noted the action taken by the office on the various items included in the agenda of the Executive Committee meeting held on 8th March, 2008 and approved with the following corrections/amendments:-

34 : Complaint against Dr. S.M. Tuli, VIMHANS, New Delhi as alleged by Mr. Dilip Jaswani.

The action taken report may please be read corrected "The matter has been referred back to the Ethics Committee for reconsideration" instead of "The matter has been placed before the General Body of the Council" which was wrongly recorded inadvertently in the action taken report.

43 : Extension of services of Dr. M.C.R. Vyas as Whole Time Inspector.

The action taken report may further be amended as "The order for the extension of service has been issued to Dr. M.C.R. Vyas, Whole time Inspector vide letter dated 12.04.2008".

47 : Registration of candidates acquiring foreign medical qualifications – CWP No. 8056/2007 – Yash Ahuja & Ors. Vs. UOI & Ors. and Writ Petition © No. 8352/2007 – Avdesh Ahuja & Ors. Vs. MCI & Ors.

The action taken report may please be further amended as "This has also been placed on record before the Hon'ble Delhi High Court by the Council Advocate".

3. Pending items arising out of the decisions taken by the Executive Committee.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council noted the list of pending items arising out of the decisions taken by the Executive Committee.

It was decided that a Sub-Committee comprising of Dr. Ved Prakash Mishra and Dr. Mukesh Kumar Sharma, Members, Executive Committee be constituted to go through the minutes of the Executive Committee from the year 2004 for screening the pending items.

4. Nomination of Selection Committee members for the post of Whole Time Inspector, MCI.

Read: The matter with regard to nomination of Selection Committee members for the post of Whole Time Inspector.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council nominated Dr. C.V. Bhirmanandham, Former Vice-Chancellor, Dr. M.G.R. Medical University, Chennai; Dr. P.K. Sur, Professor, Department of Radio-Therapy, Medical College, Kolkata and Dr. V.N. Jindal, Dean, Goa Medical College, Bambolim on the Selection Committee for the post of Whole Time Inspector.

5. Nomination of Selection Committee members for the post of Zonal Inspectors.

Read: The matter with regard to nomination of the Selection Committee members for the post of Zonal Inspectors in the Council office.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council nominated Dr. C.V. Bhirmanandham, Former Vice-Chancellor, Dr. M.G.R. Medical University, Chennai; Dr. P.K. Sur, Professor, Department of Radio-Therapy, Medical College, Kolkata and Dr. V.N. Jindal, Dean, Goa Medical College, Bambolim on the Selection Committee for the post of Zonal Inspectors, MCI.

6. Removal of name of Dr. Krishan Kumar from the Indian Medical Register.

Read : The letter dated 26.03.2008 received from the Registrar, Rajasthan Medical Council with regard to removal of name of Dr. Krishan Kumar from the Indian Medical Register.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council noted the letter dated 26.03.2008 received from the Registrar, Punjab Medical Council, Mohali intimating that Dr. Krishan Kumar bearing Regn. No. 20684, dated 28.07.1980 had expired on 09.10.2007 and his name has been removed from the Register of Registered Medical Practitioners. The Committee decided to remove the name of above-mentioned doctor from the Indian Medical Register and also give intimation in this regard to all the State Medical Councils in the country.

7. Removal of name of Dr. Puneet Sharma from the Indian Medical Register.

Read : The letter dated 01.03.2008 received from the Registrar, Rajasthan Medical Council, Jaipur with regard to removal of name of Dr. Puneet Sharma from the Indian Medical Register.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council noted the letter dated 01.03.2008 received from the Registrar, Rajasthan Medical Council, Jaipur intimating that Dr. Puneet Sharma bearing Regn. No. 14894, dated 16.05.1993 had expired on 29.02.2008 and his name has been removed from the Register of Registered Medical Practitioners. The Committee decided to remove the name of above-mentioned doctor from the Indian Medical Register and also give intimation in this regard to all the State Medical Councils in the country.

8. Removal of name of Dr. L. Prakash permanently form the Indian Medical Register.

Read : The letter dated 14.03.2008 received from the Registrar, Rajasthan Medical Council with regard to removal of name of Dr. L. Prakash from the Indian Medical Register.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council noted the letter dated 14.03.2008 received from the Registrar, Tamilnadu Medical Council, Tamilnadu intimating that the order has been passed by the Hon'ble Vth Judge to Dr.L. Prakash (Regn. No.39246, dated 27.12.1984) at the Fast Track Court on 07.02.2008 and has committed Pornographic Crimes and use of internet for such propagation for a serious offence – Violation of Code of Medical Ethics and his name has been removed from the Medical Register Permanently with immediate effect. The Committee decided to remove the name of above-mentioned doctor from the Indian Medical Register and also give intimation in this regard to all the State Medical Councils in the country.

9. Payment of expenditure incurred on air fare of representatives of MCI in the Indian delegation to China.

Read : The matter with regard to payment of expenditure incurred on air fare of representatives of MCI in the Indian delegation to China and letters received from the Govt. of India dated 11.03.2008.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council deliberated upon the matter and observed that the Central Govt. vide its letter dated 22.05.2007 in response to Council letter dated 18.05.2007 had requested the Council as under:-

"I am directed to refer to your letter No.MCI-7(9)/2007-Med./4868, dated 18.05.2007 on the above mentioned subject and to say that the cost of the travel, accommodation, internal and other miscellaneous expenses etc. of the representatives of the Council visiting China may kindly be met by the Council as per the letter of even number dated 11.05.2007 of this Ministry.

The Embassy of India in China has informed that they are making arrangements for accommodation and internal visits of delegation in China. The expenditure incurred by them in connection with the visit of Indian Delegation will be reimbursed to them later. At present you are requested to make arrangement for purchase of air tickets for the members of the Council who are part of the delegation. You are therefore requested to utilize the resources available with MCI to meet the expenditure likely to be incurred towards meeting the cost of the air-tickets for the travel of the five representatives of the Council to China and back, whose names are included in the Indian delegation.

The Ministry shall provide funds to the Council towards the expenditure incurred by the Council in connection with visit of its members to China in the Non-Plan head of the Grant-in-Aid to MCI at the RE stage of budget during the financial year 2007-2008."

The Committee further observed that the Council vide its letter dated 22.05.2007 had requested the Central Govt. to confirm the sanction of additional funds to meet the expenditure on account of the proposed visit and further that no additional funds have been released by the Central Govt. on this account till date. Meanwhile, the Council has received a letter from the Central Govt. dated 11.03.2008 requesting to make payment of Rs.3,28,796/- (Rupees Three lac Twenty Eight Thousand Seven Hundred and Ninety Six only) to M/s Balmer & Lawrie Co. Ltd. immediately in this financial year itself.

In reference to above, the Council wrote a letter dated 28.03.2008 to the Central Govt. stating as under:-

"With reference to your above cited letter, I am directed to invite your kind attention to the following para in your letter dated 22nd May, 2007 :-

"This Ministry shall provide funds to the Council towards the expenditure incurred by the Council in connection with visit of its members to China in the Non Plan head of the Grant-in-Aid to MCI at the RE stage of budget during the financial year of 2007-2008."

It may also further please be noted that vide letter dated 18th May, 2007, you were requested as under:-

"I am directed to request you to accord a priori approval/sanction for additional grant for the actual expenditure to be incurred upon the travel, accommodation, internal transport and other miscellaneous expenses etc. of the 4 members nominated by the Medical Council of India as a part of the composite team from India to visit China to assess standards of medical education in 16 institutions in China as shown in your letter.

It may please be noted that the Council is requesting for according a priori approval/sanction for additional grant for the actual expenditure as the exact amount to be spent on accommodation, internal travel, other miscellaneous expenses etc. cannot be determined at this stage as the detailed itinerary has not yet been prepared by the Central Govt. and also no details regarding expenditure likely to be incurred on hotel accommodation, internal transport etc. are available with the Council.

It may please be noted that the visit of the composite team from India to China has been planned from 01.06.2007 to 16.06.2007 which involves considerable expenditure towards travel, accommodation, internal transport and other miscellaneous expenses in respect of 4 members who have been nominated by the MCI for the visit to China.

It may also please be noted that the nomination of these members has been expressly and implicitly made in response to the letter of the Central Govt. dated 04.04.2007, which originated due to the inputs received from the Ambassador of India to China. Thus, the Council has nominated its representatives on the delegation to visit China solely at the desire of the Central Govt.

In this connection, your kind attention is also drawn to the fact that earlier in the year 1998, when the MCI delegation had visited CIS countries for evaluation of qualifications and the available facilities, a special grant was sanctioned to the MCI as Grant-in-Aid during the year 1997-98 under non-plan scheme to meet the entire expenditure, before commencement of the tour.

In view of above, you are requested to accord a priori approval/sanction for additional Grant-in-Aid to meet the entire expenditure on account of the travel, accommodation, internal transport and other miscellaneous expenses for the members of the team who are nominated by the MCI.

It may please be noted that the MCI would be able to purchase tickets and incur other expenditure for the representatives nominated by the Council to the delegation to visit China only after a priori approval/ sanction of the additional grant for the actual expenditure to be incurred is received before the commencement of the visit.”

It is regretted that inspite of the repeated requests being made by the Council neither a priori approval nor release in Grant-in-Aid to the Council commesurate with the expenditure met by the Council has been made by the Ministry.

In view of above, you are requested to accord a priori approval/sanction for additional Grant-in-Aid to meet the entire expenditure on account of the travel, accommodation, internal transport and other miscellaneous expenses for the members of the team who are nominated by the MCI and also requested to release further an additional Grant-in-Aid to the extent of Rs.3,28,796 lacs immediately.”

In view of above, the members of the Adhoc Committee appointed by the Hon’ble Supreme Court and of the Executive Committee of the Council ratified the letter sent by the Council Office dated 28.3.2008 and further decided that the Council office should request the Central Govt. again inviting the attention of their letter dated 22.05.2007 & 28.03.2008.

10. Approval of Minutes of the Teachers Eligibility Qualifications Sub-Committee held on 13th December, 2007.

Read : The matter with regard to approval of minutes of the Teachers Eligibility Qualifications Sub-Committee held on 13th December, 2007.

The members of the Adhoc Committee appointed by the Hon’ble Supreme Court and of the Executive Committee of the Council approved the minutes of the Teachers Eligibility Qualifications Sub-Committee meeting held on 13th December, 2007.

11. De-recognition of medical qualification MBBS degree awarded to students trained at Manipal College of Medical Sciences, Pokhara & Universal College of Medical Sciences, Bhairahwa, Nepal, under Section 12(2) of the IMC, Act, 1956 – regarding.

Read : The Central Govt. letters dated 24.03.2008 with regard to De-recognition of medical qualification MBBS degree awarded to students trained at Manipal College of Medical Sciences, Pokhara & Universal College of Medical Sciences, Bhairahwa, Nepal, under Section 12(2) of the IMC, Act, 1956.

The members of the Adhoc Committee appointed by the Hon’ble Supreme Court and of the Executive Committee of the Council read the Central Govt. letters dated 24.03.2008.

The members of the Adhoc Committee appointed by the Hon’ble Supreme Court and of the Executive Committee of the Council further observed that the matter was placed before the Executive Committee at its earlier meeting held on 8th March, 2008 wherein the members of the

Adhoc Committee appointed by the Hon'ble Supreme Court were also present wherein it was decided as under:-

“.....In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided that careful reading of Section 13(4A) – i.e. that “A person who is a citizen of India and obtains medical qualification granted by any medical institution in any country outside India recognised for enrolment as medical practitioner in that country after such date as may be specified by the Central Government under sub-section (3), shall not be entitled to be enrolled on any Medical Register maintained by a State Medical Council or to have his name entered in the Indian Medical Register unless he qualified the screening test in India prescribed for such purpose and such foreign medical qualification after such person qualifies that said screening test shall be deemed to be the recognised medical qualification for the purposes of this Act for that person” makes it clear that it is applicable to all the candidates who are Indian citizens and who have secured a medical qualification from a foreign medical institution and thus it is applicable to all the candidates acquiring a foreign medical qualification either u/s 12 (Schedule-II) or Section 13 (Schedule-III) of the Indian Medical Council Act, 1956.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council have further come to the conclusion that while reiterating its recommendations to the Ministry of Health, Govt. of India for withdrawal of recognition of Manipal College of Medical Sciences at Nepal, the office of the Council (Registration & Equivalence Committee) which processes and grants registration – provisional / permanent – to grant provisional/permanent registration to all those candidates who have obtained MBBS qualification from this institution and on completion of the mandatory internship and fulfillment of other conditions, have also passed / qualified in the screening test.

The Committee further directs the office of the Council to place it on record before the Hon'ble Delhi High Court the submissions on behalf of the Council that each of the Indian citizen who secures a medical qualification from a foreign medical institutions which are falling within the purview of Section 12 (Schedule-II), Section-13 (Schedule-III) shall be obliged to qualify the screening test. Upon their qualifying in the screening test, their application for grant of provisional / permanent registration shall be processed by the Council and they shall be granted provisional / permanent registration in accordance with the Act and the regulations made thereunder.”

In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council ratified the affidavit filed on behalf of the Council in C.W.P.No. 8056/07 Yash Ahuja & Ors. Vs. UOI & Anrs. & No.8352/07 Avadesh Ahuja Vs. MCI & Ors. and also ratified the submission that “each of the Indian citizen who secures a medical qualification from a foreign medical institutions which are falling within the purview of Section 12 (Schedule-II), Section-13 (Schedule-III) shall be obliged to qualify the screening test. Upon their qualifying in the screening test, their application for grant of provisional/permanent registration shall be processed by the Council and they shall be granted provisional/permanent registration in accordance with the Act and the regulations made thereunder”.

12. Renaming the King George's Medical University, Lucknow as “Chhatrapati Shahuji Maharaj Medical University, U.P. Lucknow through the King George's Medical University “Amendment Ordinance, 2007 (U.P. Ordinance No. 3 of 2007) vide Gazette Notification No. 789/LXXIV-V-1-2 (KA) –3-2007 dated June 02,2007

Read : The letter dated 25.07.2007 received from the Dr. Hari Gautam, Vice Chancellor with regard to Renaming the King George's Medical University, Lucknow as “Chhatrapati Shahuji Maharaj Medical University, U.P. Lucknow through the King George's Medical University “Amendment Ordinance, 2007 (U.P. Ordinance No. 3 of 2007) vide Gazette Notification No. 789/LXXIV-V-1-2 (KA) –3-2007 dated June 02,2007.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council noted the letter dated 25.07.2007 received from the Dr. Hari Gautam, Vice Chancellor with regard to renaming the King George's Medical University, Lucknow as "Chhatrapati Shahuji Maharaj Medical University, U.P. Lucknow through the King George's Medical University "Amendment Ordinance, 2007 (U.P. Ordinance No. 3 of 2007) vide Gazette Notification No. 789/LXXIV-V-1-2 (KA) -3-2007 dated June 02.2007.

13. ENAT- Combined Entrance Examination for Higher Education (National Level Admission Test for Higher Education).

Read : The letter dated 29.03.2008 received from the Secretary General, Education Promotion Society for India with regard to ENAT- Combined Entrance Examination for Higher Education (National Level Admission Test for Higher Education).

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the letter dated 29.03.2008 received from the Secretary General, Education Promotion Society for India with regard to ENAT- Combined Entrance Examination for Higher Education (National Level Admission Test for Higher Education) and were of the opinion that the matter is outside the purview of the Council and further that the Govt. of India is the appropriate authority to decide in the matter.

14. Establishment of new medical college at Kanchipuram, Tamilnadu by Karpaga Vinayagar Educational Trust, Kanchipuram, Tamilnadu.

Read : The Central Govt. letter dated 14.03.2008 alongwith the proposal for establishment of new medical college at Kanchipuram, Tamilnadu.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Central Govt. letter dated 14.03.2008 and observed that the Hon'ble High Court of Madras at Chennai in W.P.No.34307/2006 in its order dated 19.09.2006 had directed as under:-

"On an earlier occasion, when the similar issue came up for consideration, this Court, in W.P.M.P. Nos. 34742 and 34743 of 2005 in W.P.No. 31965 of 2005, passed an order, dated 29.09.2005, in the following terms:-

"Learned counsel appearing for the petitioner submitted that under similar circumstances, learned single Judge of this court had granted interim order restraining the Government of India from rejecting the application for want of Essentiality Certificate. The said judgement was questioned in Writ Appeal No. 1619 of 2005 and Divisional Bench by order dated 26.06.2005, has passed the following order:-

'In paragraph 5 of the impugned order, the learned single Judge has only directed the second respondent, Dental Council of India (appellant herein) to kept the writ-petitioner's application dated 25.01.2005 pending without rejecting the same for want of Essentiality Certificate till the same is produced. We fail to understand as to what grievance can the appellant have against this order. Obviously, until the Essentiality Certificate is produced, the appellant need not grant approval to the writ petitioner's college. We are informed that the writ petitioner is making efforts to get the Essentiality Certificate and unless and until the writ petitioner obtains and produces the Essentiality Certificate, the appellant need not grant approval to the writ-petitioner's college.

The writ appeal is therefore dismissed.'

In view of above, there will be an order of interim injunction. Notice."

2. Following the same, there will be an order of interim injunction in this case also. Notice."

The members of the Adhoc Committee appointed by the Hon’ble Supreme Court and of the Executive Committee of the Council further observed that the schedule for receipt of applications for establishment of new medical colleges as prescribed under the Establishment of Medical College Regulations, 1999 as under:-

SCHEDULE FOR RECEIPT OF APPLICATIONS FOR ESTABLISHMENT OF NEW MEDICAL COLLEGES AND PROCESSING OF THE APPLICATIONS BY THE CENTRAL GOVERNMENT AND THE MEDICAL COUNCIL OF INDIA

Stage of Processing	Last date
1. Receipt of applications by the Central Govt.	From 1st August to 31st August (both days inclusive) of any year
2. Receipt of applications by the MCI from Central Govt.	30 th September
3. Recommendations of Medical Council of India to Central Government for issue of Letter of Intent	31st December
4. Issue of Letter of Intent by the Central Government	31st January
5. Receipt of reply from the applicant by the Central Government requesting for Letter of Permission	28th February
6. Receipt of Letter from Central Government by the Medical Council of India for consideration for issue of Letter of Permission	15th March
7. Recommendations of Medical Council of India to Central Government for issue of Letter of Permission	15th June
8. Issue of Letter of Permission by the Central Government	15th July

It was further observed that the Hon’ble Supreme Court by its order dated 12.01.2005 in Writ Petition [c] No. 306/2004 – Mridul Dhar (Minor) & Anr. Vs. UOI & Ors. – (2005) 2 SCC 65, while emphasizing the need for strict enforcement of the time schedule had directed as under:-

“.....35. *We issue the following directions:-*

1-13.....

- 14. Time schedule for establishment of new college or to increase intake in existing college, shall be adhered to strictly by all concerned.*
- 15. Time schedule provided in Regulations shall be strictly adhered to by all concerned failing which defaulting party would be liable to be personally proceeded with.....”*

In accordance with the statutory time schedule for grant of permission in view of the directions of the Hon’ble Supreme Court, the strict adherence of each of the following stages is an absolute imperative:-

- “a. All new applications u/s 10A are necessarily required to be submitted with the Central Govt. between 1st of August to 31st of August of any year. This Hon’ble court has already held in the case of UOI Vs. All India Children Care and Educational Development Society – (2002) 3 SCC 649 (para-5 at pg.652, that it is only such applications which are complete in all*

respects as per the qualifying criteria laid down in the statutory regulations, deserve to be treated as applications u/s 10A of the Indian Medical Council Act, 1956 and the Dentists Act, 1948 which then become eligible for consideration u/s 10A of the respective enactments.

- b. *The 2nd stage imperative is that the complete applications which are received by the Central Govt. between the 1st of August to 31st of August are then required to be forwarded to the MCI positively before the 30th of September of that year in which the fresh applications are submitted to the Central Govt. The Central Govt. is, therefore, obliged to forward the complete applications u/s 10A of the Act to the Council by 30th of September and not thereafter.”*

It was further observed that the Central Govt. vide letter dated 15.03.2005 addressed to the Council had specifically requested the Council to bring the above directions of the Hon'ble Supreme Court to the notice of all the authorities and all the medical colleges/institutions concerned in the country for strict adherence to the time schedule prescribed in the Regulations.

The proposal for establishment of new medical college by Karpaga Vinayaka Educational Trust, Kanchipuram was received in the office of the Council on 19.03.2008 forwarded by the Central Govt. vide letter dated 14.03.2008. Along with the proposal, the consent of affiliation in Form-3 as required under the Qualifying Criteria 2(4) of the Establishment of Medical College Regulations, 1999 “that Consent of affiliation in Form-3 for the proposed medical college has been obtained by the applicant from a University” has not been enclosed. Thus, the complete application has not been received in the office of the Council till 30th September as stipulated in the Regulations.

In view of above and where the applications has not been received in the office of the Council within the time schedule prescribed under the Regulations and in view of the directions of the Hon'ble Supreme Court, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to return the application in original to the Central Govt. for establishment of a new medical college at Kanchipuram, Tamil Nadu by Karpaga Vinayaga Educational Trust, Kanchipuram u/s received 10A of the I.M.C. Act, 1956 for the academic year 2008-09.

15. Inspection of the medical colleges for permission/renewal of permission for establishment of new medical colleges/increase of seats – utilization of services of Retd. Inspectors of the Council/Senior Professors as members of Inspection team.

Read : The matter with regard to the utilization of services of Retd. Inspectors of the Council /Senior Professors as members of Inspection team.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council observed that as per the present statutory scheme prescribed under the Establishment of Medical College Regulations, the application for establishment of a new medical college has to be submitted by the applicant to the Central Govt. between 1st August to 31st August and the last date of recommendation of the Medical Council of India to the Central Govt. for issue of letter of permission, has been prescribed as 15th June. The letter of permission/renewal for MBBS course is to be granted by the Govt. of India on the recommendation of the MCI latest by 15th July. Similar schedule has been prescribed for the applications for increase intake in MBBS course in the existing medical colleges.

As per the directions passed by the Hon'ble Supreme Court in its order dated 12.01.2005 in Mridul Dhar's case all the authorities are required to strictly adhere to the time schedule prescribed in the regulations. This has also been reiterated by the Central Govt. vide letter dated 15.03.2005.

It may please be noted that for the current academic session 2007-2008, approximately 140 inspections are pending for LOP/Renewal of Permission for establishment of new medical college and for increase of seats as the colleges have requested for inspection during April-June, 2008. The Council has also to carry out inspections to verify the compliance if received by the colleges through the Central Govt. which were not recommended for Grant of LOP/Renewal

of Permission in view of the deficiencies pointed out in the inspection report. Approximately 48 inspections for continuation of recognition and 15 inspections u/s 11(2) are pending.

At present the Council has 3 Zonal Inspectors and 3 Whole-time Inspectors.

In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided that senior teachers of Govt. Medical Colleges who have very wide experience of conducting the inspections on behalf of the Council may be appointed as Council Inspectors for the purpose of carrying out the inspections to cater to such a situation as under:-

1. Dr. D.J. Borah, Principal, Jorhat Medical College, Jorhat (Assam) & Joint Director of Medical Education, Govt. of Assam.
2. Dr. Sanjay Bijwe, Officer on Special Duty, Govt. of Maharashtra.
3. Dr. Anup Raj, Professor & Head of ENT, Maulana Azad Medical College, New Delhi.
4. Dr. J.V. Hardikar, Professor & Head, Department of Surgery, Seth G.S. Medical College, Mumbai.
5. Dr. Achal Gulati, Professor of ENT, Maulana Azad Medical College, New Delhi.
6. Dr. Shyam Lal Singla, Professor of Surgery, Pt. B.D. Sharma PGIMS, Rohtak.
7. Dr. Pankaj Patel, Director, PG Studies, Smt. N.H.L. Municipal Medical College & Sheth K.M. PG School of Medicine, Ahmedabad-380 006.
8. Dr. T.P. Kalaniti, DME, Govt. of Tamil Nadu.

16. Govt. Vellore Medical College, Vellore - Renewal of permission for admission of 4th batch of students for the academic session 2008-2009.

Read : The Council Inspectors report (28th & 29th March, 2008) for renewal of permission for admission of 4th batch of students for the academic session 2008-2009 along with letter dated 15.07.2004 from the Joint Secretary, Govt. of India, Ministry of Health & F.W.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (28th & 29th March, 2008) along with letter dated 15.07.2004 from the Joint Secretary, Govt. of India, Ministry of Health & F.W. and decided to recommend to the Central Govt. to renew the permission for admission of 4th batch of 100 (Hundred) MBBS students at Govt. Medical College, Vellore for the academic session 2008-09.

17. Rajarajeshwari Medical College & Hospital, Bangalore – Renewal of permission for admission of 4th batch of students for the academic session 2008-09..

Read : The Council Inspectors report (28th & 29th March, 2008) for renewal of permission for admission of 4th batch of students for the academic session 2008-2009.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (28th & 29th March, 2008) and noted the following: -

- 1.(a) The following faculty members have not been counted while computing faculty deficiency for reasons given as under:-

Sl. No.	Name	Designation	Department	Remarks
1.	Dr. Appaji Gowda	Professor & Head	Ophthalmology	He has been appointed as Professor without any experience as Assoc. Professor against the requirement of 4 years as per Regulations. His total teaching experience is 9 years 11 months from Asstt. Professor onwards. Hence cannot be considered.
2.	Dr. Samal Shankar	Prof. & Head	Radio-Diagn.	He does not possess the prescribed academic qualification required for the post. Hence cannot be considered.
3.	Dr. G.K. Ramachandrappa	Professor	Anatomy	He has been appointed as Assoc.Prof. with only 4 years 6 months as Asstt. Professor and as Professor with only 2 years as Assoc. Professor against the requirement of 4 years as per Regulations. His total teaching experience is 13 years 7 months from Asstt. Professor onwards. Hence cannot be considered.
4.	Dr. B.S. Manoj	Assoc.Prof.	TB & Respt.	He has been appointed as Assoc.Prof. with an experience of 4 years 8 months as Asstt. Professor against the requirement of 5 years as per Regulations, Hence cannot be considered.
5.	Dr. R. Prema	Assoc.Prof.	Paediatrics	She does not possess the prescribed academic qualification required for the post. Hence cannot be considered.
6.	Dr. Ramanan Earat	Asstt.Prof.	Psychiatry	In his Declaration Forms, he has not indicated any experience as Resident against the requirement of 3 years for the post as per Regulations. Hence cannot be considered.
7.	Dr. M.Krishna Murthy	Asstt.Prof.	Anaesthesiology	In his Declaration Forms, he has indicated experience of 2 years 1 month as Resident against the requirement of 3 years for the post as per Regulations. Hence cannot be considered.
8.	Dr. Ragini Rajgopal	Asstt.Prof.	Microbiology	In her Declaration Forms, she has indicated experience of 2 years 9 months as PG cum Tutor

				against the requirement of 3 years as per Regulations. Hence cannot be considered.
9.	Dr. A. Sunil Kumar	Tutor	Anaesthesia	In his Declaration Forms, he has indicated the experience of only 7 months as Demonstrator in the department against the requirement of 3 years as per Regulations. Hence cannot be considered.
10.	Dr. Harish K.V.	Sr.Resident	Medicine	In his Declaration Forms, he has not indicated any experience as a Resident against the requirement of 3 years as per Regulations. Hence cannot be considered.
11.	Dr. Sanjay S. Sawkar	Sr.Resident	Paediatrics	In his Declaration Forms, he has not indicated any experience as a Resident against the requirement of 3 years as per Regulations. Hence cannot be considered.
12.	Dr. Kiranjeet Pannu	Sr.Resident	Paediatrics	In her Declaration Forms, she has not indicated any experience as a Resident against the requirement of 3 years as per Regulations. Hence cannot be considered.
13.	Dr. Bharathi D.	Sr.Resident	ENT	In her Declaration Forms, she has not indicated any experience as a Resident against the requirement of 3 years as per Regulations. Hence cannot be considered.

(b) In view of above, the shortage of teaching staff is as under:-

(A) Faculty: 10% (i.e. 12 out of 121) as under:-

Professors-3 (Forensic Medicine-1, PSM-1, Radio-Diagn.-1)
 Assoc.Profs.-5 (Ophthalmology-1, Forensic Medicine-1, Anatomy-1, Paed.-1, TB & Chest-1)
 Asstt.Profs.-4 (Anatomy-1, Microbiology-1, Psychiatry-1, Anaesthesia-1)

(B) Residents: 10% (9 out of 85)

Sr.Resident-8 (Medicine-3, Radio-Diagn.-1, Paediatrics-2, ENT-1, Anaesthesia-1)
 Jr. Residents-1 (ENT-1)

2. Clinical material is inadequate in terms of OPD attendance and number of deliveries as under:-

	Daily average	Day of inspection 28.3.2008
O.P.D. attendance	650 to 700	534
Number of normal deliveries	1 to 4	00
Number of caesarian sections	00 to 01	00

3. At RHTC, Ittamadu, Mess facilities are not available in the hostel. Audio-visual aids are not provided.
4. There is no seminar hall available in the major departments in the hospital.
5. Only 1 mobile unit (60 mA) is available which is inadequate. IITV facility is not available.
6. Equipment in Central casualty is inadequate. No ventilators are available in the casualty.
7. Only 30 residential quarters are available for teaching faculty in the campus against 44 required at this stage.
8. Para-medical staff is inadequate as under:-
 Lab. technicians -38
 Lab. Assistants -Nil
 Lab. Attendants -Nil
9. Other deficiencies as pointed out in the inspection report.

In view of the above, the member of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to recommend to the Central Govt. not to renew the permission for admission of 4th batch of MBBS students for the academic year 2008-09 at Rajarajeshwari Medical College & Hospital, Bangalore.

18. Kannur Medical College, Kannur – Renewal of permission for admission of 3rd batch of students for the academic session 2008-09.

Read : The Council Inspectors report (28th & 29th March, 2008) for renewal of permission for admission of 3rd batch of students for the academic session 2008-2009.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspectors report (28th & 29th March, 2008) and decided to recommend to the Central Govt. to renew the permission for admission of 3rd batch of 100 (Hundred) MBBS students at Kannur Medical College, Kannur for the academic session 2008-09.

19. SDM College of Medical Sciences & Hospital, Dharwad- Renewal of permission for admission of 5th batch of students for the academic session 2008-2009.

Read : The Council Inspectors report (19th & 20th March, 2008) for renewal of permission for admission of 5th batch of students for the academic session 2008-2009.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspectors report (19th & 20th March, 2008) and decided to recommend to the Central Govt. to renew the permission for admission of 5th batch of 100 (Hundred) MBBS students at SDM College of Medical Sciences & Hospital, Dharwad for the academic session 2008-09.

20. Jubilee Mission Medical College & Research Institute, Thrissur – Renewal of permission for admission of 6th batch of students for the academic session 2008-09.

Read : The Council Inspectors report (25th & 26th March, 2008) for renewal of permission for admission of 6th batch of students for the academic session 2008-2009.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspectors report (25th & 26th March, 2008) and decided to recommend to the Central Govt. to renew the permission for admission of 6th batch of 100 (Hundred) MBBS students at Jubilee Mission Medical College & Research Institute, Thrissur for the academic session 2008-09.

21. Institute of Medical Sciences & SUM Hospital, Bhubaneswar – Renewal of permission for admission of 2nd batch of students for the academic session 2008-09.

Read: The Council Inspectors report (25th & 26th March, 2008) for renewal of permission for admission of 2nd batch of students for the academic session 2008-2009.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspectors report (25th & 26th March, 2008) and decided to recommend to the Central Govt. to renew the permission for admission of 2nd batch of 100 (Hundred) MBBS students at Institute of Medical Sciences & SUM Hospital, Bhubaneswar for the academic session 2008-09.

22. Kamineni Institute of Medical Sciences, Narketpally – Renewal of permission for admission of 3rd batch of students against the increased intake i.e. from 100 to 150 for the academic session 2008-2009.

Read : The Council Inspectors report (7th & 8th March, 2008) for renewal of permission for admission of 3rd batch of MBBS students against increased intake i.e. from 100 to 150 for the academic session 2008-2009 at Kamineni Institute of Medical Sciences, Narketpally.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspectors report (7th & 8th March, 2008) and decided to recommend to the Central Govt. to renew the permission for admission of 3rd batch of MBBS students against the increased intake i.e. from 100 (Hundred) to 150 (One Hundred Fifty) at Kamineni Institute of Medical Sciences, Narketpally for the academic session 2008-09.

23. Dr. D.Y. Patil Medical College, Navi Mumbai – Renewal of permission for admission of 3rd batch of students against increased intake i.e. from 100 to 150 for the academic session 2008-09.

Read : The Council Inspectors report (19th & 20th March, 2008) for renewal of permission for admission of 3rd batch of MBBS students against increased intake i.e. from 100 to 150 for the academic session 2008-2009 at Dr. D.Y. Patil Medical College, Navi Mumbai.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (19th & 20th March, 2008) and noted the following: -

1. a) The following teachers cannot be considered eligible due to the reasons mentioned below:-

S.No.	Name	Designation	Department	Remarks
1.	Dr. Rochna Bakshi	Assoc. Prof.	Anaesthesia	She does not possess the prescribed academic qualification required as per Regulations. Hence not eligible.
2.	Dr.S.S. Patil	Professor	Anaesthesia	She does not possess the prescribed academic qualification required as per Regulations. Hence not eligible.
3.	Dr.Deepali Nagverkar	Asstt. Prof.	Anaesthesia	She possesses the experience of only 2 years 6 months as Resident against the requirement of 3 years as per

				regulations. Hence not eligible.
4.	Dr.Sonal S. Khatavkar	Asstt. Prof.	Anaesthesia	She does not possess the prescribed academic qualification & experience against the requirement as per regulations. Hence not eligible.
5.	Dr.Abhay G. Uppe	Asstt. Prof.	TB & Chest	He possesses the experience of only 2 years as Resident in a medical institute against the requirement of 3 years as per regulations. Hence not eligible.
6.	Dr. Rashmin Cholera	Assoc. Prof.	Psychiatry	He does not possess the prescribed academic qualification required as per Regulations. Hence not eligible.
7.	Dr. Joy A. Ghoshal	Asstt. Prof.	Anatomy	He possesses the experience of only 2 years 10 months as Resident against the requirement of 3 years as per regulations. Hence not eligible.
8.	Dr.Pande Shailesh Shaukaroo	Lect./Asstt. Prof.	Anatomy	He has not shown any experience as Tutor/Demonstrator in the Declaration form submitted by him and counter signed by the Dean of the college against the requirement of 3 years as per regulations. Hence not eligible.
9.	Dr. C.H. Kale	Professor	Gen.Surg.	He has been promoted from Asstt. Prof. to Assoc. Prof. only after 4 years 2 months experience against the requirement of 5 years as per regulations and from Assoc. Prof. to Professor after the experience of 3 years against the requirement of 4 years. Hence not eligible.
10.	Dr.V.G.Mehendale	Professor	Gen.Surg.	He possesses the experience of 11 years as Hony. Asstt. Prof. which cannot be considered. Even his appointment order dated 19.5.92 shows him as Hony. Prof. of Surgery which is not acceptable. Hence he does not possess any experience as full time Asstt. Prof. or Assoc. Prof. before being appointed as Prof. of Surgery. Hence not eligible.
11.	Dr.Jayant L. Pednekar	Lecturer	Gen.Surg.	He shows only 2 years experience as Resident in his declaration form against the requirement of 3 years as per regulations. Hence not

				eligible.
12.	Dr. Ateesh J. Borole	Lecturer	Gen.Surg.	He shows only 2 years 3 months experience as Resident/Asstt. Prof. in his declaration form against the requirement of 3 years as per regulations. Hence not eligible.
13.	Dr.Anil S. Mane	Professor	Gen.Medicine	He has been promoted as Assoc. Prof. with only 3 years 9 months as Asstt. Prof. against the requirement of 5 years as per Regulations. Hence not eligible.
14.	Dr.Smita Patil	Assoc. Prof.	Gen.Medicine	In her declaration form she possesses the experience of 3 years as Resident at Mahatma Gandhi Memorial Hospital, Indore. However, the certificate issued by Dr.D. Singh shows that she has worked as House-physician for one year and Resident Medical Officer for two years which is not as per Regulations. Hence not eligible.
15.	Dr.Shriram V. Kulkarni	Lecturer	Gen.Medicine	In his declaration form he has stated that he possesses the experience as Registrar/Sr.Resident/Resident from 1.1.80 to 31.12.82. However the degree certificate submitted by him shows to have acquired the degree in December,1980. There is a mismatch in the dates as shown in the certificate & Declaration form. No other document is available on record to substantiate his claim of having acquired the degree of MBBS and thus becoming eligible for the post of Resident before 1.1.80 as claimed in the declaration form. Thus he does not possess 3 years experience required as per regulations. Hence not eligible.
16.	Dr.Amit F. Agrawal	Lecturer	Gen.Medicine	He possesses the experience of only 5 months as Resident against the requirement of 3 years as per regulations. Hence not eligible.
17.	Dr.Babarao H. Darku	Lecturer	Gen.Medicine	He possesses the experience of only 2 months as Resident against the requirement of 3 years as per regulations. Hence not eligible.

18.	Dr.Aparna A. Shirsat	Registrar	Gen.Medicine	In her declaration form she has claimed her experience in the Deptt. of Diabetes in S.L. Raheja hospital which is not a medical teaching institute and hence cannot be accepted. Hence not eligible.
19.	Dr.Suchitra R. Patil	Asstt. Prof.	Physiology	He possesses the experience of 1 year as Resident against the requirement of 3 years as per regulations. Hence not eligible.
20.	Dr.Yogesh G. Dabholkar	Lecturer	ENT	He possesses the experience of 2 years as Registrar/Sr. Resident against the requirement of 3 years as per Regulations. Hence not eligible.
21.	Dr.Sharad Bhalekar	Lecturer	ENT	He has not shown any experience as Tutor/Demonstrator in the Declaration form submitted by him and counter signed by the Dean of the college against the requirement of 3 years as per regulations. Hence not eligible.
22.	Dr.Suresh J. Patel	Lecturer	ENT	He has not shown any experience as Tutor/Demonstrator in the Declaration form submitted by him and counter signed by the Dean of the college against the requirement of 3 years as per regulations. Hence not eligible.
23.	Dr.Jyoti Singh	Lecturer	ENT	She possesses the experience of 6 months as Registrar/Sr. Resident against the requirement of 3 years as per Regulations. Hence not eligible.
24.	Dr.Chandrashekhar M. Bhave	Prof. & HOD	Radiodiagnosis	He possesses the experience of only 3 years 1 month as Asstt. Prof. in a recognised/permitted medical college against the requirement of 5 years for promotion to the Post of Assoc. Prof. The experience at B.J. Medical College, Pune claimed to have been acquired before acquiring the MD degree in 1979 cannot be considered as it is contrary to the Regulations. Hence not eligible.
25.	Dr.Madan Manmohan	Assoc. Prof.	Radiodiagnosis	He possesses the experience of only 3 years as Asstt. Prof. against the requirement of 5 years for promotion to the post of Assoc. Prof.. Hence not eligible.

26.	Dr.S.C. Khare	Assoc. Prof.	Radiodiagnosis	He possesses the experience of 2 years as Registrar/Sr. Resident against the requirement of 3 years as per Regulations. Hence not eligible.
27.	Dr.M.D. Bal	L ecturer	Radiodiagnosis	He possesses the experience of 2 years 10 months as Registrar/Sr. Resident against the requirement of 3 years as per Regulations. Hence not eligible.
28.	Dr.Omprakash Tavri	Lecturer	Radiodiagnosis	He possesses the experience of 2 years 4 months as Registrar/Sr. Resident against the requirement of 3 years as per Regulations. Hence not eligible.
29.	Dr.Mitosh H. Ruparel	Lecturer	Radiodiagnosis	He does not possess the prescribed academic qualification required as per Regulations. Hence not eligible.
30	Dr.Rajeev Sharma	Lecturer	For. Medicine	He possesses the experience of 2 years 1 month as Tutor/Registrar against the requirement of 3 years as per regulations. Hence not eligible.
31.	Dr.Angadi Subhashchandra	Professor	Microbiology	He possesses only one year experience as Tutor/Registrar against the requirement of 3 years required as per Regulations. She does not possess any teaching experience as Asstt. Prof. Her total experience in the Deptt. of Microbiology in a medical institute is 10 years 6 months. Hence not eligible.
32.	Dr.Karnam Ravisekhar Rajamani	Assoc. Prof.	Microbiology	He possesses only 3 years 8 months experience as Asstt. Prof. against the requirement of 5 years for promotion to the post of Assoc. Prof. as per Regulations. Hence not eligible.
33.	Dr.P.M. Mahindrakar	Assoc. Prof.	Pathology	He possesses the experience of only 2 years 4 months as Tutor/Demonstrator against the requirement of 3 years as per Regulations for the promotion to the post of Asstt. Prof. Hence not eligible.
34.	Dr.Anita Sharan	Lecturer	Pathology	She possesses the experience of only 11 months as Resident against the requirement of 3 years as per Regulations. Hence not eligible.

35.	Dr.Anita Chhibba	Assoc. Prof.	Pharmacology	She possesses the experience of only 2 years 1 month as Asstt. Prof. against the requirement of 5 years as per Regulations for appointment to the post of Assoc. Prof. Although the present designation is shown as Assoc. Prof. in the table of teaching experience she has claimed to have been appointed as Professor w.e.f. 17.8.2007. Hence not eligible.
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- (b) In relation to certain Declaration Forms submitted on behalf of the medical teachers and endorsed by the Principal of the medical college, it was observed/found that teaching experience shown in those Declaration Forms is incorrect and in certain cases, it was seriously doubted. The office of the Council had undertaken the exercise of verifying the individual particulars regarding the claimed teaching experience from the Medical institutions concerned and found their claim to be fake. The following teaching faculty cannot be considered as the experience certificates submitted by them are forged as shown below:

S.No.	Name	Designation	Department	Remarks
1.	Dr. Anita Chhibba	Asstt. Prof.	Pharmacology	In her declaration form, she has claimed that she has worked at Govt. Medical College, Auranagabad from 14.9.1994 to 31.12.1994, 14.2.1995 to 21.12.1995, 15.1.1996 to 6.1.1997 as Asstt. Prof. In its letter, Govt. Medical College, Auranagabad has stated that she has worked in the institution from 14.2.1995 to 14.3.1995, 31.3.1996 to 31.12.1996. Thus, she has submitted a false and forged experience certificate and therefore cannot be accepted as a teacher.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council were, therefore, clearly of the view that the Council should take steps for referring the above case to the Police authorities for registration of FIR and conducting investigation in the above case. It was also observed that in the complaint to be sent to the Police authorities, it should also be clearly requested that in the above case if there is a collusion and conspiracy of such a person with the management of the college, the necessary action should also be taken against the management of the college. It was further decided that appropriate action be taken against this Doctor and the Dean/Principal in accordance with Professional Conduct (Etiquette and Ethics) Regulations 2002.

- (c) In view of above, the deficiency of teaching faculty and Resident is as under:-
(I) The shortage of teaching faculty is 12% as under:-

- (i) Professor -1 (Radio-diagnosis-1)
- (ii) Assoc. Prof. -7 (2-Anatomy, 1-Pharmacology, 2-Radio-diagnosis, 2-Anaesthesia)
- (iii) Asstt.Prof. -14 (3-Anatomy, 2-Pathology, 1-Pediatrics, 2-Medicine, 4-Surgery, 1-ENT, Pharmacology-1)
- (iv) Tutor - 1 (1-Pathology)

(II) The shortage of Residents is 6% as under:-

- (i) Sr. Resident - 4 (2-Medicine, 1-Ophthalmology, 1-Radiology)
- (ii) Jr. Resident - 3 (3-Gen. Surgery)

2. Girl's hostel : On the ground floor visitor's room, warden's room, recreation room and dinning hall are available. These areas are very small in size and not having adequate furniture and other facilities. 'C' block is having ground+6 floors. On the ground floor visitor's room, warden's room, recreation room and dinning hall are available. These areas are very small in size and not having adequate furniture and other facilities. A,B,C,D hostels are old hostels. All the buildings require repairing. There is leakage of water, floor is broken. Walls need painting. Toilet blocks require repairs. Standard of cleanliness is very poor. No name plates are on the room. Visitors' rooms are not having entry register.

Boys hostel : At present only 7 students are staying in these hostels.

3. Interns and Resident Hostel : ('B' Block) is having ground+7 floors. On the ground floor visitor's room, warden's room, recreation room and dinning hall are available. These areas are very small in size and not having adequate furniture and other facilities. At present not a single intern is staying in the hostel. In B hostel male & female interns are male and female residents are staying. This is not desirable. These hostels are not having kitchen, food is brought from outside and supplied to the students. At present, not a single intern is staying in the hostel.
4. At present in campus two flats are given to the staff members in 'D' building of hostel. Besides these college has residential quarters available at C, B, D Belapur (5 kms. Away), Kalamboli (8 kms) and New Panvel (15 kms). Total 100 residences are available.
5. In Radiology department – 3 static units -1 of 800 MA with image intensifier, 1 of 500 MA and 1 of 300 MA are available which is inadequate.
6. Other deficiencies as pointed out in the inspection report.

In view of the above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to recommend to the Central Govt. not to renew the permission for admission of 3rd batch of MBBS students for increased intake from 100 to 150 for the academic year 2008-09 at Dr. D.Y. Patil Medical College, Navi Mumbai.

24. Krishna Institute of Medical Sciences, Karad- Renewal of permission for admission of 4th batch of students against the increased intake i.e. from 100 to 150 for the academic session 2008-2009.

Read : The Council Inspectors report (25th & 26th March, 2008) for renewal of permission for admission of 4th batch of MBBS students against increased intake i.e. from 100 to 150 for the academic session 2008-2009 at Krishna Institute of Medical Sciences, Karad.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspectors report (25th & 26th March, 2008) and decided to recommend to the Central Govt. to renew the permission for admission of 4th batch of MBBS students against the increased intake i.e. from 100 (Hundred) to 150 (One Hundred Fifty) at Krishna Institute of Medical Sciences, Karad for the academic session 2008-09.

25. Coimbatore Medical College, Coimbatore – Renewal of permission for admission of 5th batch of MBBS students against the increased intake i.e. 110 to 150 for the academic session 2008-2009.

Read : The Council Inspectors report (25th & 26th March, 2008) for renewal of permission for admission of 5th batch of MBBS students against increased intake i.e. from 110

to 150 for the academic session 2008-2009 at Coimbatore Medical College, Coimbatore along with letter dated 15.07.2004 from the Joint Secretary, Govt. of India, Ministry of Health & F.W.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspectors report (25th & 26th March, 2008) along with letter dated 15.07.2004 from the Joint Secretary, Govt. of India, Ministry of Health & F.W. and decided to recommend to the Central Govt. to renew the permission for admission of 5th batch of MBBS students against the increased intake i.e. from 110 (One Hundred Ten) to 150 (One Hundred Fifty) at Coimbatore Medical College, Coimbatore for the academic session 2008-09.

26. Increase of MBBS seats from 100 to 150 at Vydehi Institute of Medical Sciences & Research Centre, Bangalore.

Read : The Council Inspectors report (26th & 27th March, 2008) for grant of Letter of Permission for the proposed increase seats in 1st MBBS course from 100 to 150 at Vydehi Institute of Medical Sciences & Research Centre, Bangalore and further clarifications received from Council Inspectors dated 11.04.2008.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (26th & 27th March, 2008) and further clarifications received from Council Inspectors dated 11.04.2008 and noted the following: -

1. The following teachers cannot be considered eligible due to the reasons mentioned below:-

S.No.	Name	Designation	Department	Remarks
1.	Dr. Indushekhar S.	Professor	Radio-Diagn.	He has been appointed as Assoc.Prof. with only 4 years 8 months as Asstt. Professor against the requirement of 5 years as per Regulations. Hence cannot be considered.
2.	Dr. Srinivas S.	Professor	Radio-Diagn.	He has been appointed as Assoc.Prof. with only 4 years 11 months as Asstt. Professor against the requirement of 5 years as per Regulations. Hence cannot be considered.
3.	Dr. R.N. Visweswara	Prof.& HOD	Pathology	He has been appointed as Professor with only 3 years experience as Assoc. Professor against the requirement of 4 years as per Regulations. Hence cannot be considered.
4.	Dr. M.Muni Reddy	Professor	General Surgery	He has been appointed as Assoc.Prof. with only 3 years 2 months experience against the requirement of 4 years as per Regulations. Hence cannot be considered.
5.	Dr. Pramila Pandey	Assoc.Prof.	OBG	She possesses the experience of 1 year 3 months as Asstt. Prof. against the requirement of 5 years as per Regulations. Hence cannot be considered.

6.	Dr. Rehana Sikora	Assoc.Prof.	Anaesthesiology	She possesses the experience of 4 year 7 months as Asstt. Prof. against the requirement of 5 years as per Regulations. Hence cannot be considered.
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2. The shortage of teaching beds is as under:-

Specialty	Required Beds/Units	Present Beds/Units	Deficiency if any
Medicine & Allied Specialties			
General Medicine	132/4	120/4	12
Paediatrics	66/2	60/2	6
TB & Chest	22/1	20/1	2
Skin & VD	11/1	10/1	1
Psychiatry	11/1	10/1	1
Total	242/9	220/9	22
Surgery & Allied Specialities			
General Surgery	132/4	120/4	12
Orthopaedics	66/2	60/2	6
Ophthalmology	22/1	20/1	2
ENT	22/1	20/1	2
Total	242/8	220/8	22
Obstetrics & Gynaecology			
Obstetrics & ANC	40/2	36/2	6
Gynaecology	26/2	24/2	2
Total	66/2	60/2	6
Grand Total	550/19	500/19	50

- Interns and residents hostels for girls do not have mess facility. The nurses hostel located outside the campus.
- At RHTC, Surjapura, no audio visual aids are available.
- The capacity of the demonstration rooms of Anatomy, Physiology & Biochemistry departments is 60 seats against the requirement of 75 to 100 seats as per Regulations.
- Other deficiencies as pointed out in the inspection report.

In view of the above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to recommend to the Central Govt. not to issue LOP of increase of seats from 100 to 150 in 1st MBBS Course at Vydehi Institute of Medical Sciences and Research Centre, Bangalore.

27. Bharti Vidyapeeth Deemed University Medical College, Pune – Renewal of permission for admission of 5th batch of students against the increased intake i.e. from 120 to 150 for the academic session 2008-09.

Read : The Council Inspectors report (28th & 29th March, 2008) for renewal of permission for admission of 5th batch of MBBS students against increased intake i.e. from 120 to 150 for the academic session 2008-2009 at Bharti Vidyapeeth Deemed University Medical College, Pune.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspectors report (28th & 29th March, 2008) and decided to recommend to the Central Govt. to renew the permission for admission of 5th batch of MBBS students against the increased intake i.e. from 120 (One Hundred Twenty) to 150 (One Hundred Fifty) at Bharti Vidyapeeth Deemed University Medical College, Pune for the academic session 2008-09.

28. Govt. Medical College, Bhavnagar - Renewal of permission for admission of 3rd batch of students against the increased intake i.e. from 50 to 100 for the academic session 2008-2009.

Read : The Council Inspectors report (14th & 15th Feb., 2008) along with the letter dated 09.03.2008 received from the college authorities with the list of all Senior Residents along with declaration forms, who have joined the institute in the respective subject and the letter dated 15.07.2004 from the Joint Secretary, Govt. of India, Ministry of Health & F.W.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspectors report (14th & 15th Feb., 2008) and along with the letter dated 09.03.2008 received from the college authorities with the list of all Senior Residents along with declaration forms and the letter dated 15.07.2004 from the Joint Secretary, Govt. of India, Ministry of Health & F.W.; decided to recommend to the Central Govt. to renew the permission for admission of 3rd batch of MBBS students against the increased intake i.e. from 50 (Fifty) to 100 (Hundred) at Govt. Medical College, Bhavnagar for the academic session 2008-09.

29. Continuance of recognition of MBBS degree granted by Baba Farid Univeristy of Health Sciences, Faridkot in respect of students being trained at Govt. Medical College, Patiala.

Read : The compliance verification inspection report (24-25 March, 2008) for continuance of recognition of MBBS degree granted by Baba Farid Univeristy of Health Sciences, Faridkot in respect of students being trained at Govt. Medical College, Patiala.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (24th & 25th March, 2008) and noted the following : -

1. a) The shortage of teaching faculty is 11.3% as under :-
 - i) Professor –01 (Forensic Medicine-1)
 - ii) Associate Professor – 08 (Biochemistry-1, Microbiology-2, Forensic Medicine-1, Community Medicine-1, Dermatology-1, ENT-1, Anaesthesia-1)
 - iii) Assistant Professor –18 (Anatomy-3, Physiology-2, Pharmacology-1, Pathology-1, Forensic Medicine-1, Community Medicine-6, General Medicine-1, Paediatrics-2, Orthopaedics-1)
- b) 23 faculty members have been transferred to the Govt. Medical College, Patiala only on 23-03-2008. i.e. the date of inspection, from other Govt. medical colleges in the State, out of which 13 have been shown as teachers at Govt. Medical College, Amritsar during the inspection carried out on 17th & 18th January, 2008 and 10 have been shown as teachers at G.G.S. Medical College, Faridkot during the inspection carried out on 29th & 30th Nov., 2007 (during the current academic year itself).
2. Teaching Beds and units are deficient as under: -
 - (i) There are only 15 beds in one unit in the department of Psychiatry and Skin & V.D. against the requirement of 30 beds as per regulations, as these departments are also running postgraduate courses.
 - (ii) There are 2 units in the department of Ophthalmology and ENT with 30 beds – i.e. only 15 beds per unit, which is not as per regulations against the requirement of 30 beds in each unit.
3. In OPD, Audiometry room is neither sound proof nor air-conditioned, which is not as per regulations.
4. C.T. Scan is not available.
5. Although the institute is running postgraduate course in Radio-diagnosis, MRI is not available.

6. The medical records department is not computerized. OPD registration and indoor registration are not computerized and are not cross linked.
7. Some of the OTs have more than one tables which is not as per norms.
8. Bowl Sterilizer, Glove inspection machine, instrument washing machine and ETO are not available in CSSD.
9. R.H.T.C. Bhadson is under the joint control of the Principal and Health Department of the Punjab Govt. which is not as per norms. No Lecturer cum Medical Officer having M.D. (PSM) qualification is available. The hostel accommodation at R.H.T.C. is available only for boys.
10. Other deficiencies as pointed out in the inspection report.

In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to issue a show cause notice to the authorities of Govt. Medical College, Patiala as to why the recognition for the award of MBBS degree should not be withdrawn u/s 19 of the IMC Act, 1956 and further admissions should not be stopped and further decided that the institute be asked to submit its compliance within a period of 1 month Copy of the letter be also marked to DME of the concerned State Govt., Registrar of the University to which the college is affiliated and also to the member of the MCI representing the State where the college is located.

30. Recognition of Hospital for Internship Training – Yashoda Super Speciality Hospital, Ghaziabad.

Read : The Council Inspector's report (10th Feb., 2008) for recognition of Hospital for Internship Training at Yashoda Super Speciality Hospital, Ghaziabad.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspector's report (10th Feb., 2008) and decided to recommend that Yashoda Super Speciality Hospital, Ghaziabad be recognized for Compulsory Rotating Internship Training in the following subjects with number of interns mentioned against each:-

- | | | | |
|----|-----------------|---|---------|
| 1. | Medicine | - | 2 (Two) |
| 2. | Obst. & Gynae. | - | 2 (Two) |
| 3. | General Surgery | - | 2 (Two) |

31. Establishment of new medical college at Delhi Cantt., by Army Welfare Educational Society, New Delhi u/s. 10A of the IMC Act, 1956 – Request received from the college authorities to consider their application for the year 2008-09.

Read : The Central Govt. letter dated 26.03.2008 with regard to conduct the LOP Inspection between 15.05.2008 to 30.05.2008.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Central Govt. letter dated 26.03.2008 and decided to conduct the LOP inspection for establishment of new medical college at Delhi Cantt., by Army Welfare Educational Society, New Delhi u/s 10A of the IMC Act, 1956 for the academic year 2008-09.

32. Theni Govt. Medical College, Theni – Renewal of permission for admission of 3rd batch of students for the academic session 2008-2009.

Read : The Council Inspectors report (1st & 2nd April, 2008) for renewal of permission for admission of 3rd batch of students for the academic session 2008-2009 along with letter dated 15.7.2004 from the Joint Secretary, Govt. of India, Ministry of Health & F.W.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspectors report (1st & 2nd April,

2008) along with letter dated 15.07.2004 from the Joint Secretary, Govt. of India, Ministry of Health & F.W. and decided to recommend to the Central Govt. to renew the permission for admission of 3rd batch of 100 (Hundred) MBBS students at Theni Govt. Medical College, Theni for the academic session 2008-09.

33. Shimoga Institute of Medical Sciences, Shimoga – Renewal of permission for admission of 2nd batch of students for the academic session 2008-09.

Read : The Council Inspectors report (04th & 05th April, 2008) for renewal of permission for admission of 2nd batch of students for the academic session 2008-2009.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (19th & 20th March, 2008) and noted the following: -

1. (a) The shortage of teaching faculty is more than 15% as under:-
 - (i) Professor – 5 (Microbiology, FM, PSM, Paediatrics & Radio-diagnosis 1 each)
 - (ii) Associate Professor – 7 (Anatomy-1, Physiology-2, Pathology-1, Microbiology-1, FM-1 & Anaesthesia-1)
 - (iii) Assistant Prof. – 4 (Anatomy-2, PSM-1, Psychiatry-1)
 - (iv) Tutor – Nil
- (b) Residents – More than 5%
 - (i) Sr. Resident – 5 (Medicine, Paediatrics, Ophthalmology, OB&G, and Radio-diagnosis 1 each)
 - (ii) Jr. Resident – 1 (ENT)
2. Lecture theatre in the hospital is of (flat) type which is not as per norms.
3. Examination hall is not available.
4. The number of books in the central library are 1950 against the requirement of 2800 at this stage.
5. Medallar facilities are not available in the library.
6. Accommodation in the hostels is available only for 168 students against the requirement of 200 at this stage as per regulations. Mess is not functional. Dining Hall is available but the food is being prepared outside and brought for the students, which is not desirable.
7. Indoor and common room facilities are yet to be provided.
8. Separate hostel for Residents is not available.
9. Accommodation for nurses is grossly inadequate.
10. In the OPD audiometry room is not air-conditioned.
11. In the wards the teaching areas are yet to be provided with audio-visual aids and other teaching facilities.
12. In the Radio-Diagnosis department, IITV, Fluroscopy and C arm are not available.
13. CSSD is not available.
14. Central library is not available.
15. In Pharmacology department, the laboratories are not equipped. There are no books in the departmental library. In the museum only 120 specimens are available which are yet to be labeled and displayed properly. The department is non functional.
16. In Pathology department, only 2 class rooms are available which are yet to be furnished. Departmental library does not have books. Students laboratories are not yet ready. The department is non functional.

17. In Microbiology department, departmental library is yet to be developed. The museum and the laboratories are non-functional and unfurnished. Bacteriological investigations are not carried out. The department is non functional.
18. In Forensic Medicine department, the students' laboratory is not yet ready. The museum is yet to be developed. The library does not have any books. The department is non functional.
19. In Community Medicine department, there is no class room, laboratory, museum or library.
20. There is no departmental library available for any of the clinical departments.
21. Other deficiencies as pointed out in the report.

In view of the above, the member of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to recommend to the Central Govt. not to renew the permission for admission of 2nd batch of MBBS students for the academic year 2008-09 at Shimoga Institute of Medical Sciences, Shimoga.

34. Establishment of Medical College at Chennai by TMT Kannammal Educational Trust under Dr. MGR Educational and Research Institute (Dr. M.G.R. University), Chennai.

Read : The Council Inspectors report (28th & 29th March, 2008) for grant of Letter of Permission for establishment of new medical college at Chennai (ACS Medical College & Hospital) by TMT Kannammal Educational Trust under Dr. MGR Educational and Research Institute (Dr. M.G.R. University), Chennai u/s 10 A of the IMC Act 1956

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (28th & 29th March, 2008) and noted the following : -

1. a) The following teachers cannot be considered eligible due to the reasons mentioned below:-

(I) Faculty:

Sl. No.	Name	Designation	Department	Remarks
1.	Dr. F. Ajaz	Asstt. Prof.	Obst. & Gynae.	In her declaration forms, she has shown experience of only 1 year as Resident against the requirement of 3 years as per Regulations. Hence, not eligible.
2.	Dr. P. Emmannel	Consultant Obstetrician	Obst. & Gynae.	His designation is shown as Consultant Obstetrician which is not a teaching designation. Hence not considered.
3.	Dr. Y. Vijaykumar	Asstt.Prof.	Ortho.	He posses only 1 year experience as Resident against the requirement of 3 years as per Regulations for promotion to the post of Asstt. Prof. Hence not eligible.
4.	Dr. C. Arumugam	Asstt.Prof.	Gen. Med.	He posses only 2 years experience as Resident against the requirement of 3 years as per Regulations for promotion to the post of Asstt. Prof. Hence not eligible.
5.	Dr. S. Raghupathi	Assoc.Prof.	Gen. Surg.	He possess only 1 year 3 month as Asstt.Prof. in Gen. Surgery. Rest of experience in C.T. Surgery which cannot be accepted for General Surgery.

6.	Dr. T.N. Mani	Asstt.Prof.	Gen. Surgery	He posses only 2 years experience as Resident against the requirement of 3 years as per Regulations for promotion to the post of Asstt. Prof. Hence not eligible.
7.	Dr. P. Rathnasamy	Prof.	ENT	He possesses only 1 year 5 months experience as Assoc. Prof. against the requirement of 4 years as per Regulations. Hence, not eligible.
8.	Dr. Arul	Asstt.Prof.	Radio-Diagn.	Nil experience as Resident.
9.	Dr. Binds	Asstt.Prof.	Biochemistry	Appointed and joined on 11.4.2007. Details of salary not shown. Form 16 from the Institute is not enclosed.
10.	Dr. A.K. Billodi	Prof.	Anatomy	Nil experience as Assoc.Prof. in recognized/ permitted medical college (experience of 4 years as Asstt. Prof. and 4 years as Assoc. Prof. in Nepalgunj Medical College, Nepal not considered as the Institute is not recognized.
11.	Dr. P. Girija Devi	Prof.	Microbiology	He possesses only 2 years experience as Assoc. Prof. against the requirement of 4 years as per Regulations. Hence, not eligible.

(II) Residents:

Sl. No.	Name	Designation	Department	Remarks
1.	Dr. S. Kavitha	Sr.Resident	Anaesthesia	In her declaration forms, she has shown experience of only 2 years as Resident which is inadequate against the requirement of 3 years as per Regulations. Hence not considered.
2.	Dr. A. Husain	Sr. Resident	Paediatrics	In his declaration forms, he has shown experience of only 3 months as Resident which is inadequate against the requirement of 3 years as per Regulations. Hence, not eligible.
3.	Dr. R.K. Dhanasekar	Sr. Resident	ENT	He has not shown any experience as Resident in a medical institute against the requirement of 3 years as per regulations. Hence not eligible.

(b) The following teachers have been found to be working at more than one medical college simultaneously:

1. Dr. B.Thirupurasundari, Assoc.Prof. of Obst. & Gynae.

Name of the college	Date of Joining	Date of Inspection
1.ACS Medical College, Chennai	5.12.2007	28.3.2008
2. Hind Instt. of Medical Sciences, Barabanki	5.12.2007	4.4.2008

c) In view of above, the shortage is as under:-

(I) Teaching Faculty : more than 15% (10 out of 66) :-

- i) Professor - Nil
- ii) Prof./Assoc.Prof. - 04 (Pharmacology-1, For. Med.-1, Comm.Med.-1, ENT-1)
- iii) Assoc.Prof. - 03 (Anatomy-2, Obst. & Gynae.-1)
- iv) Asstt. Prof. - 03 (Biochem.-1, Orthopaed.-1, Radio-diag.-1)
- v) Tutor - Nil

(II) Residents : 32.56% :-

- i) Sr.Resident -14 (Medicine-3, Surgery-2, Ophthal-1, Obst.& Gynae.-2, Paediatrics-1, ENT-1, Radiology-1, Anesthesia-3)
- ii) Jr.Resident -NIL

2. Beds are numbered but unitwise distribution of beds is not seen. Bedwise distribution of unit is on paper. Patients are put on beds as per the availability and convenience. Average bed occupancy is 71% and on the day of inspection bed occupancy is 76% which is inadequate.
3. Average normal delivery is nil and on the day of inspection there was no delivery. Average caesarian section is Nil and on the day of inspection there was no caesarian. Many patients were of little or no clinical importance.
4. Operative work, radiological investigation and laboratory investigation do not commensurate with OPD attendance and the bed occupancy.
5. In the casualty, the casualty officer on duty was not knowing about the use of equipments.
6. Neonatal ICU is not functional as no delivery has taken place in the hospital.
7. No ultrasound is available with Obstetrics & Gynaecology department.
8. There is no provision to supply special diet as recommend by Physician. Services of dieticians are not available.
9. Other deficiencies as pointed out in the inspection report.

In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to recommend to the Central Govt. not to issue Letter of Permission for establishment of new medical college at Chennai by TMT Kannammal Educational Trust under Dr. MGR Educational and Research Institute (Dr. M.G.R University), Chennai u/s 10A of the I.M.C. Act, 1956.

35. Establishment of new medical college at Villupuram, Tamilnadu by Govt. of Tamilnadu.

Read : The Council Inspectors report (2nd & 3rd April, 2008) for grant of Letter of Permission for establishment of new medical college at Villupuram, Tamilnadu by Govt. of Tamilnadu u/s 10 A of the IMC Act 1956.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspectors report (2nd & 3rd April, 2008) along with the compliance dated 14.02.2008 of Ms. P. Kalyani, Villupuram, Tamilnadu received through the Central Government letter dated 31.03.2008 and noted the following:-

1. (a) The shortage of teaching faculty is 40 %
 - i) Professor 3 (Anatomy-1, Physiology-1, Medicine-1)
 - ii) Prof/ Associate Professor 6 (Pathology-1, Micro-1, Pharmacology-1, Community Medicine-1, Paediatric-1, Orthopedic-1)
 - iii) Associate Professor 4 (Anatomy-2, Physiology-1, ENT-1)
 - iv) Assistant Professor 8 (Anatomy-1, Medicine-3, Surgery-2, Obst. Gynaec-1, Radiology-1)
 - iv) Tutor 1 (Biochemistry)
- (b) The shortage of Residents is 69.04 % as under :-
 - i) Sr. Resident 14 (Medicine-3, Paediatric-1, Surgery-4, Orthopaedic-1, ENT-1, Radio -2, Anaesthesia-2)
 - ii) Jr. Resident 15 (Medicine-3, Paediatric-1, Surgery-8, Ortho-1, Ophthal-1, Obst & Gynae-1)
2. Dr. K. M. Rajendran is the Medical Superintendent. He is M.D (General Medicine-1987). His appointment letter, administrative experience certificate and proof of residence are not submitted along with declaration form. He cannot be accepted as Medical Superintendent.
3. There is no construction or other activities carried out on the proposed site on the plot of land due to court case W.P.No.26314 of 2007 which is subjudice. The medical college in a makeshift arrangement is located in the buildings of Health Manpower Development Institution which is 8 kms. away from the proposed site of the medical college. The District Hospital is 6 kms. away from the proposed site of the medical college. Both medical college (makeshift arrangement and District Hospital) are not in the same campus. Distance from the college and hospital is 2 kms. This is contrary to the Regulation A.1.1 of the Minimum Standard Requirements for the Medical College, 1999 prescribing that *“the Medical College or Medical Institution shall be housed in a unitary campus near its teaching hospital having room for future expansion”* and Qualifying Criteria No. 2(2) of the Establishment of Medical College Regulations, 1999 prescribing *“that a suitable single plot of land measuring not less than 25 acres is owned and possessed by the person or is possessed by the applicant by way of 99 years lease for the construction of the college”* and 2(5) *that the person owns and manages a hospital of not less than 300 beds with necessary infrastructural facilities capable of being developed into a teaching institution in the campus of the proposed medical college”*.
4. In O.P.D. : Waiting area is not adequate. There is no seating arrangements near the registration counter. Facilities for drinking water & toilet etc are not available nearby. The waiting area is not covered, it is exposed to sky. Each speciality is provided with only one room common for examination of patients and accommodation for the doctors. Teaching facilities like patient couch, stools, x-ray, view box, examination tray, etc. are not provided in each room. Each speciality is not provided with teaching area. There is a common injection room for male and female. There is no audiometry room, no immunization room, family welfare clinic, dark room refraction room. There is no minor O.T. Facilities for Treadmill is available but it is without defibrillator. OPD space is grossly inadequate.
5. In Wards : Most of the wards are without nursing station or nursing stations are outside the wards. Most of the wards are without side laboratory and teaching areas. No clinical demonstration rooms are provided in the wards. There are no seminar hall in the major departments. In the wards beds are not numbered. Space between 2 cots is inadequate. All the wards are over crowded. Side lockers are not provided in any wards. Patients of

- Tuberculosis, Dermatology are put in medicine ward which is not permissible. Ward space is grossly inadequate.
6. There are only 3 O.Ts are available against the requirement of 4 as per Regulations. No O.T. is having central oxygen & nitrous oxide supply and central suction.
 7. In Radio-diagnosis, TLC Badge as per BARC Regulations is not used by the staff.
 8. In CSSD :There is only one room in which 1 vertical and 1 Horizontal autoclaves are available. No ETO, no flash sterilizer, no Glove inspection machine, no instrument washing machine are available. Sterilization facilities are also available in operation block. The receiving and distribution points are not separate. Exhaust fans are not available.
 9. Central laundry is manual.
 10. Para medical staff is grossly inadequate as under :

Laboratory Technicians	:	11
Laboratory Assistants	:	7
Laboratory Attendants	:	7
 11. Nursing Staff is grossly inadequate as under:

Nursing Superintendent	:	2
Deputy Nursing Superintendent	:	2
Matron	:	2
Asstt. Nursing Superintendent	:	5
Nursing Sisters	:	10
Staff nurses	:	50
 12. Registration and Medical Record Sections are not computerized and cross linked.
 13. The Medical Record Officers are not qualified. ICD X Classification is not followed for indexing. Follow up services are not available.
 14. Lecture theatres are not available
 15. Common rooms for boys and girls are not available.
 16. Animal house is not available
 17. Central Workshop is not available
 18. Central Photography cum audio visual units are not available.
 19. College Council is not yet constituted.
 20. Central Library is non-functional. A small room is being designated as Central Library. There are certain almirahs and racks kept in the room which consists of old books borrowed/ transferred from Chengalpattu Medical College. Total number of books are not mentioned. Total number of journals subscribed are nil both Indian and Foreign. Internet and medlar facilities are not available. The number of computer terminals available in the library are nil. The number of journals with back numbers is nil.
 21. Hostel accommodation is available only for 64 students against the requirement of 100 at this stage. Separate hostel for residents is not available. Accommodation for nurses is not available within the campus. No quarters are available within the campus and out side the campus for the teaching faculty.
 22. Sports and recreation facilities are not provided. Central Photography-cum-audio-visual aids unit is not available.

23. The teaching departments of Anatomy, Physiology, Biochemistry are established in the make shift college building in the campus. Space is grossly inadequate. Infrastructure and facilities provided are grossly inadequate. All the departments are not established as per MCI norms.
24. In Anatomy Department : There is only one demonstration room against the requirement of two as per Regulations. Departmental library and staff room have common place. Few old books and 3 locked almirahs are placed in this room and have 6 chairs. There is no seminar room. Dissection hall is under construction. No stool/ chair is available. 8 big and no small dissection tables available. There are no storage tanks. There are no cadavers. There is no cooling cabinet for bodies. There is no embalming room with required equipment. There is no Band saw. No student lockers available. There is no Histology laboratory. There is no research laboratory. Small room having 30 mounted specimens is designated as Museum. No models and bone sets are available. MRI, CT and X-rays are also not available/ displayed. No catalogues are available. Space is grossly inadequate.
25. In Physiology Department: Only one small room is designated as Amphibian, mammalian and research laboratory. It has few old equipment, there is no water and drainage facility. There is no seating arrangements, 6 tables & 8 chairs are placed temporarily. Haematology and clinical practical laboratory are housed in a separate ground floor building have 23 workplaces and have 15 student microscopes. Provision for artificial light is not available. No water & drainage facility available in the lab. Preparation room not available. No experimental physiology laboratory is available. No arrangements for electrical points and washing facilities are available. Small room designated as departmental library which have only few old books. No seminar room is available. There is no research laboratory available. Space is grossly inadequate.
26. In Biochemistry Department: The practical laboratory has 5 workplaces against the requirement of 40 as per Regulations. Necessary fixtures are not available. It has preparation room. The Small room designated as departmental library with few old books but no seating arrangements and no seminar room is available. There is no research laboratory. There is no clinical laboratory. Space is grossly inadequate.
27. Para-clinical departments are non-functional.
28. Other deficiencies as pointed out in the inspection report.

In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to return the application to the Central Government recommending disapproval of the scheme for establishment of new medical college at Villupuram, Tamilnadu by Govt. of Tamilnadu u/s 10A of the Indian Medical Council Act, 1956 as the applicant-institution is not fulfilling the Qualifying Criteria 2(2) & 2(5) laid down under the statutory Regulations of the Council viz., "Establishment of Medical College Regulations, 1999" as shown in point No.3 above."

36. Increase of MBBS seats from 100 to 150 at N.K.P. Salve Instt. of Medical Sciences & Lata Mangeshkar Hospital, Nagpur.

Read : The Council Inspectors report (28th & 29th March, 2008) for grant of Letter of Permission for the proposed increase seats in 1st MBBS course from 100 to 150 at N.K.P. Salve Instt. of Medical Sciences & Lata Mangeshkar Hospital, Nagpur

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (28th & 29th March, 2008) and noted the following : -

1. a) The following teachers cannot be considered eligible due to the reasons mentioned below:-

Sl. No.	Name	Designation	Department	Remarks
1.	Dr. N.A. John	Assoc. Prof.	Physiology	He posses experience of 2 years 8 months as Tutor against the requirement of 3 years as per Regulations for promotion to the post of Asst. Prof. Hence not eligible.
2.	Dr. D.S. Ghodpage	Assoc. Prof.	Physiology	He posses experience of 2 years 2 months as Tutor against the requirement of 3 years as per Regulations. He possesses experience of 4 years 7 months as Asst. Prof. against the requirement of 5 years as per Regulations for promotion to the post of Assoc. Prof. Hence not eligible.
3.	Dr. R. Rathi	Asst. Prof.	Pathology	In his Declaration Form he has shown only 1 year as Tutor which is inadequate against the requirement of 3 years as per Regulations. Hence not eligible.
4.	Dr. Enrol Bragaza	Asst. Prof.	Community Medicine	He posses experience of 1 year only as Tutor against the requirement of 3 years as per Regulations for promotion to the post of Asst. Prof. Hence not eligible.
5.	Dr. M.P. Joshi	Asst. Prof.	Community Medicine	He posses only 6 months experience as Tutor against the requirement of 3 years as per Regulations for promotion to the post of Asst. Prof. Hence not eligible.
6.	Dr. K. Jaswani	Assoc. Prof.	Orthopaedics	He possess only 4 years and 6 months teaching experience as Asst. Prof. in a teaching institute against the requirement of 5 years as per Regulations. The rest of experience is in a non-teaching institute. Hence, not eligible.
7.	Dr. P. Nartikar	Assoc.Prof.	For.Med.	He possess only 4 years and 8 months teaching experience as Asst. Prof. against the requirement of 5 years as per Regulations. Hence, not eligible.

8.	Dr. R. Swarnakar	Assoc.Prof.	TB & Chest	Does not possess the prescribed academic qualifications required for the post. Hence not eligible.
9.	Dr. P.B. Nichkode	Assoc.Prof.	Surgery	He possesses only 2 years experience as Resident against the requirement of 3 years as per Regulations for promotion to the post of Assoc. Prof. Hence not eligible.
10.	Dr. Jitendra Mehta	Asstt.Prof.	Surgery	He possesses only 2 years experience as Resident against the requirement of 3 years as per Regulations for promotion to the post of Asstt. Prof. Hence not eligible.
11.	Dr. Suresh Chari	Prof.	Biochemistry	M.Sc. from Science faculty. Hence not eligible.
12.	Dr. M. Chhidarwar	Asstt.Prof.	Biochemistry	M.Sc. & Ph.D. from Science faculty. Hence not eligible.
13.	Dr. J. Andhare	Asstt.Prof.	Biochemistry	M.Sc. & Ph.D. from Science faculty. Hence not eligible.

(b) In view of above, the shortage is as under:-

(i) Teaching faculty : 11.24%(i.e. 19 out of 169) as under :-

(a) Associate Professor 05 (Physiology -2, Biochemistry -1, Pharmacology -1 & Forensic Medicine -1)

- There is over crowding of beds in all the departments of the teaching hospital.
- Although the hospital claims that 15 major surgical operations and 1 caesarian section are performed on daily average only 2-3 units of blood are collected and utilized daily by the blood bank.
- Although the institution claims to have 80% bed occupancy on the day of inspection, on verification, the bed occupancy was found to be 60%.
- No mess facility is available for interns, Residents & Nurses Hostel.
- No kitchen is available in nurses hostel.
- ETO and washing machines are not available in the CSSD.
- Microbiology, Serology & Parasitology investigations are all maintained in a single register. Individual data are not available.
- Other deficiencies as pointed out in the inspection report.

In view of the above, the member of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to recommend to the Central Govt. not to issue LOP for increase of seats from 100 to 150 at N.K.P. Salve Instt. of Medical Sciences & Lata Mangeshkar Hospital, Nagpur for the academic year 2008-09.

37. Pandit Deendayal Upadhyay Medical College, Rajkot – Renewal of permission for admission of 3rd batch of students against increased intake i.e. from 50 to 100 for the academic session 2008-09.

Read : The Council Inspectors report (4th & 5th April, 2008) for renewal of permission for admission of 3rd batch of MBBS students against increased intake i.e. from 50 to 100 for the academic session 2008-2009 at Pandit Deendayal Upadhyay Medical College, Rajkot and the letter dated 15.7.2004 from the Joint Secretary, Government of India, Ministry of Health & F.W.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspectors report (4th & 5th April, 2008) alongwith the letter dated 15.7.2004 from the Joint Secretary, Government of India, Ministry of Health & F.W and decided to recommend to the Central Govt. to renew the permission for admission of 3rd batch of MBBS students against the increased intake i.e. from 50 (Fifty) to 100(Hundred) at Pandit Deendayal Upadhyay Medical College, Rajkot for the academic session 2008-09.

38. Narayana Medical College, Nellore – Renewal of permission for admission of 2nd batch of students against increased intake i.e. from 100 to 150 for the academic session 2008-09.

Read : The Council Inspectors report (4th & 5th April, 2008) for renewal of permission for admission of 2nd batch of MBBS students against increased intake i.e. from 100 to 150 for the academic session 2008-2009 at Narayana Medical College, Nellore.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspectors report (4th & 5th April, 2008) and decided to recommend to the Central Govt. to renew the permission for admission of 2nd batch of MBBS students against the increased intake i.e. from 100 (Hundred) to 150 (One Hundred Fifty) at Narayana Medical College, Nellore for the academic session 2008-09.

39. Sri Guru Ram Das Institute of Medical Sciences & Research, Amritsar – Renewal of permission for admission of 2nd batch of students against increased intake i.e. from 50 to 100 for the academic session 2008-09.

Read : The Council Inspectors report (1st & 2nd April, 2008) for renewal of permission for admission of 2nd batch of MBBS students against increased intake i.e. from 50 to 100 for the academic session 2008-2009 at Sri Guru Ram Das Institute of Medical Sciences & Research, Amritsar.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspectors report (1st & 2nd April, 2008) and decided to recommend to the Central Govt. to renew the permission for admission of 2nd batch of MBBS students against the increased intake i.e. from 50 (Fifty) to 100 (Hundred) at Sri Guru Ram Das Institute of Medical Sciences & Research, Amritsar for the academic session 2008-09.

40. Increase of seats from 100 to 150 at Vijayanagar Instt. of Medical Sciences, Bellary..

Read : The Council Inspectors report (1st & 2nd April, 2008) for grant of Letter of Permission for the proposed increase seats in 1st MBBS course from 100 to 150 at Vijayanagar Instt. of Medical Sciences, Bellary.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (1st & 2nd April, 2008) and noted the following : -

1. The shortage of teaching staff required at present stage is as under:-
 - (a) The shortage of teaching faculty is more than 25% (i.e. 44 out of 173) as under:-
 - i) Professor : 2 (FM-1 & RD-1)
 - ii) Associate Professor: 13 (Ana-2;Phy-3; Path-1; FM-1; PSM-1; Paediatrics-1; Ortho-1, Radiodiag-2 & Anaesthesia-1).
 - iii) Assistant Professor: 19 (Anatomy-4; Physiology - 3; Biophysics-1; PSM-6; TB&CD-1, Anaest-1; RD-3)
 - iv) Tutor:10 (Anatomy-5; Physiology-1; Pharm.Chem-1; PSM- 3)
 - (b) The shortage of Resident is more than 15% (19 out of 117) as under:-
 - i) Sr. Residents: 11 (Medicine-5, Psychiatry-1, Gen. Surgery – 2, Radiodiagnosis-3)
 - ii) Jr. Residents:8 : (Gen Med-2; Skin & VD – 5, Psychiatry-1)
 42 faculties have joined in the last 1 year.
2. Dr. V. Kinhal shown as Medical Superintendent of the hospital is not qualified to hold the post as he has only one year's administrative experience against the requirement of 10 years as per Regulations.
3. The Institute is also running DNB courses as under:-
 - a) Anaesthesiology -- 3 seats
 - b) Orthopaedics -- 3 seats
 - c) OB & G -- 1 seat
 - d) Dermatology -- 1 seat
 - e) Oto-Rhino-Laryngology -- 1 seat
 - f) Family Medicine -- 1 seat
4. Although, 2 units have been created in the department of ENT, only 44 beds are available against the requirement of 60 beds for 2 units as per Regulations.
5. Examination hall is not available.
6. In the Central Library, total number of journals available are 69 against the requirement of 100 as per Regulations.
7. RHTC Kurugoda is not under the control of the Dean which is not as per norms. No Medical Officer having MD (PSM) qualification is available. Mess facilities are not available. Audio-visual aids are not provided.
8. At UHC, Lecturer cum Medical Officer having MD (PSM) is not posted.
9. In the OPD, x-ray viewing lobbies are not available in all the rooms. Needle destroyer is not available in the Injection Room. Class room is not available in Psychiatry and TB & Chest OPD. Dressing room is not available in Surgery OPD. Teaching area is not available in Surgery & Obst. & Gynae. OPD.
10. Only one mobile x-ray unit is available against the requirement of 6 as per Regulations. The number of x-ray investigations are grossly inadequate and not commensurate with the number of patients attending the outdoor and admitted in the hospital.
11. Emergency equipment are not available in the casualty.
12. There are 18 tables in 11 OTs which is not as per norms. CCTV facilities available in 4 OTs.
13. Para Medical Staff is inadequate as under:-

Laboratory Technicians-35
Laboratory Attendants -10

14. The demonstration rooms of Anatomy, Physiology and Biochemistry have capacity of 35 to 46 against the requirement of 75 as per Regulations.
15. In Anatomy department, there is no cooling cabinet for bodies. The Histology lab. has capacity of only 46.
16. In the Physiology department, there is no clinical physiology lab.
17. In the Community Medicine department, museum is not properly kept. It is unclean.
18. Other deficiencies/remarks pointed out in the inspection report.

In view of the above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to recommend to the Central Govt. not to issue LOP for increase of seats from 100 to 150 in 1st MBBS Course at Vijayanagar Instt. of Medical Sciences, Bellary.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council further decided that the institute be directed to stop the DNB courses with immediate effect and obtain an undertaking of the same from the institute before the compliance is considered.

41. Continuance of recognition of MBBS degree granted by Ranchi University in respect of students being trained at Rajendra Institute of Medical Sciences, Ranchi.

Read : The compliance verification inspection report (19th & 20th March, 2008) for continuance of recognition of MBBS degree granted by Ranchi University in respect of students being trained at Rajendra Institute of Medical Sciences, Ranchi.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (23rd & 24th January, 2008) and noted the following : -

1. (a) The shortage of teaching faculty is 26.45% (i.e. 50 out of 189) as under:-

(i) Professor	2	(Physiology-1, Paediatrics-1)
(ii) Associate Prof.	23	(Anatomy-1, Biochemistry-2, FMT-1, PSM-1, Gen Med-3, TB & Chest-1, Derma-1, Gen Surgery-3, Ortho-2, Ophthal-1, Obst.&Gynae-3, Anaesthesia-1, Radio-diagnosis-2, Dentistry-1)
(iii) Assistant Prof.	20	(Anatomy-3, Physiology-2, FMT-1, PSM-5, TB & Chest-1, Derma-2, Psychiatry-1, Ortho-1, Obst.& Gynae-1, Anaesthesia-1, Radio-diagnosis-2)
(iv) Tutor	5	(Pharma-1, Microbiology-1, FMT-1, PSM-2)

- (b) The shortage of Residents is 23.52% (i.e. 20 out of 85) as under :-

Sr. Resident	6	(TB & Chest-1, Psychiatry-1, Anaesthesia-1, Radio-diagnosis-3)
Jr. Resident	14	(TB & Chest-3, Psychiatry-3, Ortho-6, Dentistry-2)

2. There is no faculty in TB & Chest department. Thus, in effect, there is no independent functional unit in TB & Chest. There is no Psychiatry unit. Students are trained at Ranchi Institute of Psychiatry & Allied Sciences, Kanke, Ranchi.
 - i. In the department of Medicine, though, the institute claims to have 6 units, but it has only 3 Professors and 1 Associate Professor. Rest of the units are headed by Assistant Professors. Thus, in effect, there are only 4 functional units.

- ii. In the Department of General Surgery - though, the institute claims to have 6 units, but it has only 2 Professors and 2 Associate Professors. Rest of the units are headed by Assistant Professors. Thus, in effect, there are only 4 functional units.
 - iii. In the Department of Obst. & Gynae., though, the institute claims to have 6 units, but it has only 1 Professor and Nil Associate Professor. Rest of the units are headed by Assistant Professors. Thus, in effect, there is only 1 functional unit.
 - iv. In the Department of Orthopaedics – there are two units but only 1 Professor and Nil Associate Professor. Rest of the units are headed by Assistant Professors. Thus, in effect, there is only 1 functional unit.
 - v. In the Department of Paediatrics, there are two units but there is no Professor and two Associate Professors. Thus, the units are not as per Council norms.
 - vi. In the Department of Dermatology - there are two units but only 2 Professors and Nil Associate Professor. Thus, the units are not as per Council norms.
3. The number of postgraduate students admitted in the institute are not in accordance with the Postgraduate Medical Education Regulations and are in excess of the available teachers as under:-

Department	Number of PG students admitted	Number of PG teachers available	Number of functional units.
MD(Pharma)	6	4	-
MD(Pathology)	5+11=16	6	-
MS(Surgery)	12	4	4
MD(Pead.)	4+7=11	2	-
MD(Radio-diag.)	2+4=6	1	-
MD(Medicine)	12	4	4
MD(Obst. & Gynae.)	5+10=15	1	1
MS(Ophthal.)	4+7=11	2	1
MD(Skin & VD)	3+5=8	2	1
MD(Bio-chem.)	3	1	-

4. In the OPD – Audio-metry room is neither sound proof nor air-conditioned.
5. In the O.T. – there are 17 operation theatres having total 45 tables which is not as per norms.
6. In the Radio-diagnosis, only 2 statistics units are available which is inadequate against the requirement of 4 units as per Regulations.
7. Lecture theatre available in the hospital is “level” type which is not as per Regulations.
8. The number of journals available in the library are only 79 against the requirement of 100 as per Regulations.
9. At RHTC-Ormanjhi, no lecturer-cum-medical officer having MD(PSM) qualification is available.
10. At UHC-Doranda, no lecturer-cum-medical officer having MD(PSM) qualification is available.
11. At RHTC -Messing facility is not available. Audio-visual aids is not available.
12. The number of books in the departmental library of TB & Chest, Skin & VD & Psychiatry are inadequate.
13. Other deficiencies as pointed out in the inspection report.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council observed that the Director, Rajendra Institute of Medical Sciences, Ranchi has submitted an undertaking dated 14.04.2008 that all the vacant posts of the teaching faculty will be filled within 3 months. It was further decided to obtain such an undertaking from the State Govt. also. The Committee also referred to letter dated 05.04.2008 from the Dean, Rajendra Institute of Medical Sciences, Ranchi.

In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to issue a show cause notice to the authorities of Rajendra Institute of Medical Sciences, Ranchi as to why the recognition for the award of MBBS degree should not be withdrawn u/s 19 of the IMC Act, 1956 and further admissions should not be stopped and further decided that the institute be asked to submit its compliance within a period of 1 month. Copy of the letter be also marked to DME of the concerned State Govt., Registrar of the University to which the college is affiliated and also to the member of the MCI representing the State where the college is located.

It was further decided that the discharge notice issued u/s 10B vide Council letter dated 19.03.2008 be withdrawn in respect of all the 90 students admitted by the institute and all the authorities may be informed accordingly. It was further decided to obtain such an undertaking from the State Govt. also.

42. Admission of 1 (One) excess student at Government Medical College, Nagpur for the academic year 2007-08 – reg.

Read : The letter dated 13.03.2008 from the Central Govt., Ministry of Health & F.W. with regard to regularize the excess admission of one MBBS student i.e. Ms. Rashmi Bhatt in the academic session 2007-08 at Government Medical College, Nagpur by reducing intake capacity of the MBBS seats at the said college by one seat for the academic year 2008-09.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council observed that at its meeting held on 29.12.2007 it was decided as under:-

“The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the matter in detail and decided to issue the discharge notice u/s 10B of the Indian Medical Council Act, 1956 in respect of 01 (one) student who is lowest in merit and admitted over & above the sanctioned intake capacity of the college.”

In view of the aforesaid decision of the Committee, the Council office vide its letter dated 25.01.2008 had communicated the aforesaid decision to the Dean, Government Medical College, Nagpur and requested him to take urgent necessary action in the matter by discharging 1 (one) student admitted beyond the permissible intake who is lowest in merit and send the compliance in this regard to this Council office for further action.

Now, in reference to the aforesaid discharge notice, the Council office has received a letter dated 7th April 2008 from the Government of India, Ministry of Health & Family Welfare, Nirman Bhawan, New Delhi, along with its earlier letter no. U.14014/3/2007-ME.IV dated 13.03.2008 in this regard. The Central Government, Ministry of Health & Family Welfare, New Delhi in its letter dated 13.03.2008 has contended in the matter as under: -

“.....that Ministry of Health & Family Welfare is maintaining a Central Pool of MBBS/BDS seats by seeking voluntary contribution from the States having medical/dental colleges and certain other medical institutions. The seats collected in the Central Pool from the State Government/Institutions are in turn allocated to the States/UTs who are not having medical/dental colleges of their own and to certain other Ministries/Departments like Ministry of External affairs, Defence, Home Affairs, Human Resource Development and Cabinet Secretariat to meet their obligations.

At the time of allocation of Central Pool MBBS seats for the academic session 2007-08, one seat at Government Medical College, Nagpur was initially allotted to Indian Council for Child Welfare, New Delhi for nominating one candidate under “National Bravery Award Winners” category. But the same could not be utilized as ICCW did not have an eligible applicant for the same. This was also informed by the ICCW to the concerned college. After that Dte. of Medical Education & Research, Mumbai treated this seat as surrendered and decided to fill the same in the last round on counseling on 26.09.2007 without consulting/informing this Ministry. In the absence of any information from Dte., ME&R, Mumbai and from Government Medical College, Nagpur, this Ministry decided to fill this MBBS seat at GMC, Nagpur by nominating Ms. Rashmi Bhatt, a candidate recommended by J&K Govt. and Ministry of Home Affairs under “Civil Terrorist Victims” category for 2007-08 (Central Pool Seat). Ms. Rashmi Bhatt, after getting nomination letter of this Ministry approached Govt. Medical College, Nagpur for her admission. However, she was first informed that the MBBS seat in question has already been filled. Thereafter, Ms. Rashmi Bhatt reported the position to this Ministry and requested to arrange for her admission as she was nominated by this Ministry. The situation created an embarrassment both to this Ministry and J&K Govt. Hence, it was decided to ask Dte. ME&R, Mumbai to allow admission to Ms. Rashmi Bhatt in GMC, Nagpur and adjust the excess admission by reducing contribution of one MBBS seat towards Central Pool in the next academic year, 2008-09. Thereafter Ms. Rashmi Bhatt was given admission at GMC, Mumbai by Govt. of Maharashtra. After admitting Ms. Rashmi Bhatt, GMC, Nagpur accordingly informed the matter to you by sending the list of students admitted in MBBS course during the academic session 2007-08. In reply you have instructed the college authorities to issue the discharge notice u/s 10B of the IMC Act, 1956 in respect of one student who is lowest in merit and admitted over & above the sanctioned intake capacity of the college.

It is informed that the excess admissions have been made in the college on the directions of Central Govt. in this Ministry and Ms. Rashmi Bhatt cannot be discharged from the college as she is not at fault and a duly nominated Central Govt. candidate against Central Pool seat. You are requested to reconsider the matter and regularize the excess admissions of one MBBS student i.e. Ms. Rashmi Bhatt in the academic session 2007-08 at Government Medical College, Nagpur by reducing intake capacity of the MBBS seats at Government Medical College, Nagpur by one seat for the academic year 2008-09 only.”

In view of above, the members of the Adhoc Committee appointed by the Hon’ble Supreme Court and of the Executive Committee of the Council decided that the college authorities be directed to issue the discharge notice u/s 10B of the I.M.C. Act, 1956 in respect of one student who is lowest in merit from the State Govt. quota in which the excess admission has been made over & above the sanctioned intake capacity of the college and intimate to the Council immediately.

43. Establishment of new medical college at Triuchirapallai, Tamilnadu by SRM University, Chennai, Tamilnadu.

Read : The Central Govt. letter dt. 04.04.2008 alongwith copy of Hon’ble High Court order 22/02/2008 in W.P.M.P. No. 1 of 2008 and the proposal for establishment of new medical college at Triuchirapallai, Tamilnadu by SRM University, Chennai, Tamilnadu.

The members of the Adhoc Committee appointed by the Hon’ble Supreme Court and of the Executive Committee of the Council considered the Central Govt. letter dt. 04.04.2008 alongwith copy of Hon’ble High Court order 22/02/2008 in W.P.M.P. No. 1 of 2008 and the proposal for establishment of new medical college at Triuchirapallai, Tamilnadu by SRM University, Chennai, Tamilnadu and decided to obtain legal opinion in the matter.

44. The liability of Chhattisgarh Instt. of Medical Sciences, Bilaspur transferred to Deptt. of Health to Deptt. of Higher Education.

Read : The letter dated 15.01.2008 received from the Govt. of Chhattisgarh, Raipur with regard to liability of Chhattisgarh Instt. of Medical Sciences, Bilaspur transferred from Guru Ghasi Das Vishwavidyalaya Deptt. of Higher Education to Deptt. of Health & Family Welfare and Medical Education.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council noted the letter dated 15.01.2008 received from the Joint Secretary, Govt. of Chhattisgarh, Deptt. of Higher Education, Raipur regarding transfer of Chhattisgarh Instt. of Medical Sciences, Bilaspur from Guru Ghasi Das Vishwavidyalaya, Bilaspur, Deptt. of Higher Education to the Deptt. of Health & Family Welfare and Medical Education, Chhattisgarh.

45. Rohilkhand Medical College & Hospital, Pilibhit, Bareilly – Renewal of permission for admission of 3rd batch of students for the academic session 2008-09.

Read : The Council Inspectors report (1st & 2nd April, 2008) for renewal of permission for admission of 3rd batch of students for the academic session 2008-2009 at Rohilkhand Medical College & Hospital, Pilibhit, Bareilly.

“The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (1st & 2nd April, 2008) and noted the following : -

1. (a) The following teachers have been found to be working at more than one medical college simultaneously:

1. Dr. S.M. Raju, Prof. of Biochemistry

Name of the college	Date of Joining	Date of Inspection
1.Kannur Medical College & Hospital, Kannur	11.4.2006	26.4.2006
2. Rohilkhand Medical College & Hospital, Bareilly	12.4.2006	1.4.2008

2. Dr.Bimal Kumar Agarwal, Prof. of Pathology

Name of the college	Date of Joining	Date of Inspection
1.Katihar Medical College, Katihar	13.8.2005	4.6.2007
2. Rohilkhand Medical College & Hospital, Bareilly	1.3.2007	1.4.2008

3. Dr.Aftabuddin Ahmad, Prof. of Surgery

Name of the college	Date of Joining	Date of Inspection
1.Katihar Medical College, Katihar	17.7.2003	4.6.2007
2. Rohilkhand Medical College & Hospital, Bareilly	3.5.2007	1.4.2008

- (b) In relation to certain Declaration Forms submitted on behalf of the medical teachers and endorsed by the Principal of the medical college, it was observed/found that teaching experience shown in those Declaration Forms is incorrect and in certain cases, it was seriously doubted. The office of the Council had undertaken the exercise of verifying the individual particulars regarding the claimed teaching experience from the Medical institutions concerned and found their claim to be fake. The following teaching faculty cannot be considered as the experience certificates submitted by them are forged as shown below:

S.No.	Name	Designation	Department	Remarks
1.	Dr.Raghubar Dayal Srivastava	Professor	Physiology	In his declaration form, he has claimed that he has worked at Kasturba Medical College, Manipal from 11.10.1984 to 14.8.1989 as Prof. In its letter, Kasturba Medical College, Manipal has stated that he has not worked at all in the institution. Thus, he has submitted a false and forged experience certificate and therefore cannot be accepted as a teacher.
2.	Dr. H.S. Joshi	Asstt.Prof.	Comm.Medicine	In his declaration form, he has claimed that he has worked at Manipal Academy of Higher Education, Manipal from 18.7.2002 to 31.10.2005 as Asstt. Prof. In its letter, Manipal Academy of Higher Education, Manipal has stated that he has not worked at all in the institution. Thus, he has submitted a false and forged experience certificate and therefore cannot be accepted as a teacher.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council were, therefore, were clearly of the view that the Council should take steps for referring the above case to the Police authorities for registration of FIRs and conducting investigation in all such cases. It was also observed that in the complaint to be sent to the Police authorities, it should also be clearly requested that all those cases where there is a collusion and conspiracy of such persons with the management of the colleges, the necessary action should also be taken against the management of those colleges. It was further decided that appropriate action be taken against these Doctors and the Dean/Principal in accordance with Professional Conduct (Etiquette and Ethics) Regulations 2002.

- (c) In view of above, the shortage of teaching faculty is more than 25% (i.e. 29 out of 114) as under:-

i)	Professor	5	Pharmacology - 1 Community Medicine - 1 Paediatrics - 1 Orthopaedics - 1 Biochemistry - 1
ii)	Associate Professor	16	Anatomy - 1 Physiology - 2 Pathology - 3 Gen. Medicine - 2 Paediatrics - 1 Gen. Surgery - 2 Orthopaedics - 1 OBGY - 1 Anaesthesia - 2 Radiodiagnosis - 1
iii)	Assistant Professor	4	Psychiatry - 1 OBGY - 1 Anaesthesia - 1

			Comm.Medicine -1
iv)	Tutor	4	Anatomy - 1 Pharmacology - 1 Pathology - 1 Forensic Medicine - 1

(d) The shortage of Residents is 37.03% (i.e. 30 out of 81) as under :-

i)	Sr. Resident	16	General Medicine - 4 Paediatrics - 2 Skin & VD - 1 Psychiatry - 1 General Surgery - 4 Ophthalmology - 1 OBGY - 1 Radiodiagnosis - 2
ii)	Jr. Resident	14	General Medicine - 4 Paediatrics - 2 Psychiatry - 1 General Surgery - 3 Orthopaedics - 2 Ophthalmology - 1 OBGY - 1

- There is no faculty or Sr. Resident is available in the department of Psychiatry.

2. Clinical material is inadequate in terms of OPD attendance, bed occupancy, number of deliveries as under:-

	Daily Average	Day of Inspection
O.P.D. attendance	450	421
Bed occupancy%	65	55
<u>Operative work</u>		
Number of normal deliveries	1 in 2 days	2
Number of caesarian Sections	1 in 3 days	1

- Clinical Material is grossly inadequate in terms of OPD attendance, Bed Occupancy, major surgical operations, number of normal deliveries, number of caesarean sections & number of Histopathology Investigations. (OPD attendance on the day of inspection, number of deliveries from Nov.2007 to March, 2008 and number of major and minor surgeries performed on 5 random dates selected by the inspection team has been duly signed by the Medical Superintendent of the hospital.
 - 111 patients were admitted in the hospital one day before the inspection (13.3.2008) and 26 patients were admitted between 9.00 a.m. to 9.45 a.m. on the day of inspection. (list of patients admitted has been duly signed by the Medical Superintendent of the Hospital)
 - Many patients admitted in different wards were of insignificant clinical importance. (few case sheet enclosed)
 - Time of admission of the patients is not mentioned in the Indoor Registration Counter.
 - Record of the number of deliveries performed in the labour room does not tally with the records available in the computer.
 - All the Radiological Investigation and laboratory investigation are done on payment.
 - The Radiological Investigation and lab investigation done in the hospital include the referred patients from other hospitals/private patients.
3. Number of static's x-ray unit is inadequate as only 2 static units are available.
4. The museum of Pathology department is over crowded and needs to be expended.
5. Number of units of blood issued per month is only 55 to 60 which is grossly inadequate.
6. Other deficiencies/remarks in the inspection report.

In view of the above, the member of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to recommend to the Central Govt. not to renew the permission for admission of 3rd batch of MBBS students for the academic year 2008-09 at Rohilkhand Medical College & Hospital, Bareilly.

46. Adesh Institute of Medical Sciences, Bhathinda – Renewal of permission for admission of 3rd batch of students for the academic session 2008-09.

Read : The Council Inspectors report (4th & 5th April, 2008) for renewal of permission for admission of 3rd batch of students for the academic session 2008-2009 at Adesh Institute of Medical Sciences, Bhathinda.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (4th & 5th April, 2008) and noted the following : -

1. a) The following teachers cannot be considered eligible due to the reasons mentioned below:-

S.No.	Name	Designation	Department	Remarks
1.	Brig. Amarjit Singh	Professor	Anaesthesia & Critical Care	He has been appointed as Assoc. Prof. with experience of only 2 years 8 months as Asstt. Prof. and as Professor with experience of only 3 years as Assoc. Prof. against the requirement of 5 years & 4 years respectively as per Regulations. His total teaching experience is 8 years 10 months from Asstt. Prof. on wards, hence not eligible.
2.	Dr.Jetinder Singh Dhillon	Professor	Radio-diag.	He has been appointed as Professor with no experience of Assoc. Prof. against the requirement of 4 years as Assoc. Prof. His total teaching experience is 11 years 2 months from Asstt. Prof. on wards. Hence not eligible.
3.	Dr. Bhupinder Singh	Professor	Comm. Med.	He has been appointed as Assoc. Prof. with experience of only 4 years 2 months as Asstt. Prof. against the requirement of 5 years as per Regulations. His total experience is 12 years from Asstt. Prof. onwards. Hence not eligible.
4.	Dr. Raj Kumar Garg	Professor	Dermatology	He has been appointed as Professor with nil experience as Assoc. Prof. against the requirement of 4 years as per Regulations. His total experience is 10 years 10 months from

				Asstt. Prof. onwards, hence not eligible.
5.	Dr.(Mrs.)Vinod Bala	Professor	Anatomy	Her date of birth is 30 th March, 1943. Hence has crossed the age of 65 years which is maximum permissible as per Regulations.
6.	Dr.Harvinder Singh	Reader/Asstt. Prof.	Dentistry	He possesses the experience of only 3 years 6 months as Asstt. Prof. against the requirement of 5 years as per Regulations. Hence not eligible.
7.	Dr.R.C. Goel	Asstt. Prof.	Dentistry	In his declaration form, he has shown only 2 years experience as Resident against the requirement of 3 years as per Regulations. Hence not eligible.
8.	Dr.Karamjit Kaur Brar	Sr.Resident	Anaesthesia	In her declaration form, she has indicated the experience of only 2 years against the requirement of 3 years as per Regulations. Hence not eligible.
9.	Dr.Shammi Goyal	Sr. Resident	Anaesthesia	In her declaration form, she has indicated the experience of only 2 years against the requirement of 3 years as per Regulations. Hence not eligible.
10.	Dr.Brij Bhushan Sharma	Sr.Resident	Medicine	In his declaration form, he has indicated the experience of only 2 years against the requirement of 3 years as per Regulations. Hence not eligible.
11.	Dr.Ramesh Rani Thukral	Sr.Resident	Gen.Surg.	In her declaration form, she has indicated the experience of only 2 years against the requirement of 3 years as per Regulations. Hence not eligible.
12.	Dr.Puneet Jain	Sr.Resident	Surgery	In his declaration form, he has shown only 7 months experience as Resident in a teaching institute against the requirement of 3 years as per Regulations. His experience of non-teaching institution cannot be considered as per Regulations. Hence not eligible.

- (b) Total 66 faculty members (32 Professors, 13 Assoc. Professors & 21 Asstt. Professors) have shown “staff Residences” as their residential address in declaration forms. No allotment letter has been submitted. No independent evidence of their staying in the quarters is available on record.

- (c) The following teachers have been found to be working at more than one medical college simultaneously:

1. Dr.Prem Prakash Dubey, Assoc.Prof. of Anatomy

Name of the college	Date of Joining	Date of Inspection
1. Adesh Instt. of Medical Sciences & Research, Bathinda	26.7.2007	4.4.2008
2. Career Instt. of Medical Sciences & Hospital, Lucknow	22.6.2006	1.5.2007
3. Himalayan Instt. of Medical Sciences, Dehradun	1.9.2007	11.1.2008

2. Dr.Shailesh Kumar Singh, Assoc.Prof. of Physiology

Name of the college	Date of Joining	Date of Inspection
1. Adesh Instt. of Medical Sciences & Research, Bathinda	26.7.2007	4.4.2008
2. Index Medical College Hospital & Research Center	01.6.2007	12.9.2007

- (d) In relation to certain Declaration Forms submitted on behalf of the medical teachers and endorsed by the Principal of the medical college, it was observed/found that teaching experience shown in those Declaration Forms is incorrect and in certain cases, it was seriously doubted. The office of the Council had undertaken the exercise of verifying the individual particulars regarding the claimed teaching experience from the Medical institutions concerned and found their claim to be fake. The following teaching faculty cannot be considered as the experience certificates submitted by them are forged as shown below:

S.No.	Name	Designation	Department	Remarks
1.	Dr. Prem Prakash Dubey	Asstt.Prof.	Anatomy	In his declaration form, he has claimed that he has worked at Motilal Nehru Medical College, Allahabad from 1.7.1990 to 30.7.1995 as Asstt. Prof. In its letter, Motilal Nehru Medical College, Allahabad has stated that he has not worked at all in the institution. Thus, he has submitted a false and forged experience certificate and therefore cannot be accepted as a teacher.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council were, therefore, were clearly of the view that the Council should take steps for referring the above case to the Police authorities for registration of FIRs and conducting investigation in all such cases. It was also observed that in the complaint to be sent to the Police authorities, it should also be clearly requested that all those cases where there is a collusion and conspiracy of such persons with the management of the colleges, the necessary action should also be taken against the management of those colleges. It was further decided that appropriate action be taken against these Doctors and the Dean/Principal in accordance with Professional Conduct (Etiquette and Ethics) Regulations 2002.

- (e) In view of above, the deficiency of teaching faculty is more than 5% as under:-

(a) Teaching faculty is more than 5% as under :-

- (i) Professor-1 (Biochemistry-1)
 - (ii) Assoc. Prof. - 8 (Anatomy-3, For. Med.-1, Comm. Med.-1, Skin & VD-1, Physiology-1, Dentistry-1).
 - (iii) Asstt. Prof.-1 (Anaesthesia-1)
- 2. In the teaching hospital, speciality wise distribution of beds in surgical and medical wards needs to be rearranged and well organized. There is a large hall in which major speciality houses beds of two or more sub specialities together which needs to be segregated in different wards.
 - 3. At RHTC, Bhalliana, no Lecturer cum Medical Officer having MD (PSM) qualification is available.
 - 4. At UHC, Bhuchho, no Lecturer cum Medical Officer having MD (PSM) qualification is available.
 - 5. Only 40 quarters are available for teaching faculty within the campus against the requirement of 50 at this stage as per Regulations.
 - 6. Books in the departmental libraries of TB & Chest, Ophthalmology and Radio-Diagnosis are inadequate.
 - 7. Other deficiencies as pointed out in the inspection report.

In view of the above, the member of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to recommend to the Central Govt. not to renew the permission for admission of 3rd batch of MBBS students for the academic year 2008-09 at Adesh Institute of Medical Sciences, Bhatinda.

47. People's College of Medical Sciences & Research Centre, Bhanpur - Renewal of permission for admission of 4th batch of students for the academic session 2008-2009.

Read : The Council Inspectors report (08th & 09th April, 08) for renewal of permission for admission of 4th batch of students for the academic session 2008-2009 at People's College of Medical Sciences & Research Centre, Bhanpur.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (8th & 9th April, 2008) and decided to recommend to the Central Govt. to renew the permission for admission of 4th batch of 150 (One Hundred Fifty) MBBS students at People's College of Medical Sciences & Research Centre, Bhanpur for the academic session 2008-09.

48. Smt. Kashibai Navale Medical College & General Hospital, Narhe, Pune – Renewal of permission for admission of 2nd batch of students for the academic session 2008-09.

Read : The Council Inspectors report (08th & 09th April, 08) for renewal of permission for admission of 2nd batch of students for the academic session 2008-2009 at Smt. Kashibai Navale Medical College & General Hospital, Narhe, Pune.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (8th & 9th April, 2008) and decided to recommend to the Central Govt. to renew the permission for admission of 2nd batch of 100 (Hundred) MBBS students at Smt. Kashibai Navale Medical College & General Hospital, Narhe, Pune for the academic session 2008-09.

49. Establishment of a new medical college at Barabanki, Uttar Pradesh by Hind Charitable Trust, Lucknow, Uttar Pradesh.

Read : The Council Inspectors report (4th & 5th April, 2008) for grant of Letter of Permission for establishment of new medical college at Barabanki, Uttar Pradesh by Hind Charitable Trust, Lucknow, Uttar Pradesh u/s 10 A of the IMC Act 1956.

“The members of the Adhoc Committee appointed by the Hon’ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (04th & 05th April, 2008) and noted the following : -

1(A) The following teachers have been found to be working at more than one medical college simultaneously:

1. Dr. B.Thirupurasundari

Name of the college	Date of Joining	Date of Inspection
1.ACS Medical College, Chennai	5.12.2007	28.3.2008
2. Hind Instt. of Medical Sciences, Barabanki	5.12.2007	4.4.2008

(B) In relation to certain Declaration Forms submitted on behalf of the medical teachers and endorsed by the Principal of the medical college, it was observed/found that teaching experience shown in those Declaration Forms is incorrect and in certain cases, it was seriously doubted. The office of the Council had undertaken the exercise of verifying the individual particulars regarding the claimed teaching experience from the Medical institutions concerned and found their claim to be fake. The following teaching faculty cannot be considered as the experience certificates submitted by them are forged as shown below:

S.No.	Name	Designation	Department	Remarks
1.	Dr. Tusha Kanti Nayak	Professor	Biochemistry	In his declaration form, he has claimed that he has worked at Maharajah’s Instt. of Medical Sciences, Vizianagaram from 10.3.2003 to 11.3.2007 as Prof. In its letter, Maharajah’s Instt. of Medical Sciences, Vizianagaram has stated that he has not worked at all in the institution. Thus, he has submitted a false and forged experience certificate and therefore cannot be accepted as a teacher.

The members of the Adhoc Committee appointed by the Hon’ble Supreme Court and of the Executive Committee of the Council were, therefore, were clearly of the view that the Council should take steps for referring the above case to the Police authorities for registration of FIRs and conducting investigation in all such cases. It was also observed that in the complaint to be sent to the Police authorities, it should also be clearly requested that all those cases where there is a collusion and conspiracy of such persons with the management of the colleges, the necessary action should also be taken against the management of those colleges. It was further decided that appropriate action be taken against these Doctors and the Dean/Principal in accordance with Professional Conduct (Etiquette and Ethics) Regulations 2002.

(C) In view of above, the shortage of teaching staff is 18.18% (i.e. 10 out of 55) as under:-

- (a) Professor 02 (Anatomy -1 Biochemistry -1)
- (b) Assoc. Prof. 03 (Anatomy -1, Biochemistry -1, Obst. & Gynae-1)
- © Asstt. Prpf. 04 (Anatomy -1, Biochemistry -1, Community Medicine -1, General Surgery -1)
- (d) Tutor 01 (Biochemistry -1)

2. Clinical Material is inadequate as under:

	Daily Average		Day of Inspection	
O.P.D. attendance	509		300	
Casualty attendance	15		nil	
No. of Admissions/discharge	20/25		15/20	
Bed occupancy%	40		30	
<u>Operative work</u>				
Number of major surgical operations	4 – 5		02	
Number of minor surgical operations	4 – 5		03	
Number of normal deliveries	1		0	
Number of caesarian Sections	0 - 1		0	
<u>Radiological Investigations</u>	O.P.	I.P.	O.P.	I.P.
X-ray	30	11	27	11
Ultrasonography	15	06	17	06
Special Investigations	01	0	01	0
C.T. Scan	0	01	0	02
<u>Laboratory Investigations</u>				
Biochemistry	201	52	180	36
Microbiology	38	48	28	25
Serology	18	17	25	20
Parasitology	02	0	02	-
Haematology	185	47	160	108
Histopathology	02	-	02	-
Cytopathology	02	-	02	-
Others	0	-	-	-

- OPD attendance, casualty attendance and bed occupancy is grossly inadequate.
 - The number of operative work, normal deliveries & LSCS are grossly inadequate.
 - Radiological and microbiological investigations are grossly inadequate.
 - OT registers are not properly maintained by the concerned departments. (OT lists of different departments are being enclosed.)
 - Anaesthesia registers are not available.
 - There are no records of OPD attendance in the respective OPDs.
 - Space provided in the Gynae. OPD is inadequate.
 - The patients admitted in the wards are of no clinical significance (few case sheet are being enclosed).
 - No treatment orders available in different wards. Register of male surgery ward is being submitted.
 - There is no record of handing over & taking over in different wards.
 - Male & female wards are combined in Ophthalmology & ENT.
 - Gynae. OT register had the entry of patients with leucorrhoea & third transistor of pregnancy.
 - All the radiological investigations, laboratory investigations, deliveries, surgeries (major & minor), ICU patients & casualty patients as well as all the drugs (including emergency drugs) are being charged.
3. In casualty, few untrained & under qualified nursing staff & Medical staffs were posted. No CMO are available in the casualty. Bed occupancy in the casualty was nil. Casualty functions only after 5 PM (after OPD hrs.) No oxygen supply and equipment is available in the female casualty ward. There is no record of patients admitted in the casualty ward.
4. In Central library, internet and medlar facilities are not available. The number of journals with back numbers is nil. Reading area for the students and the teaching staff is inadequate. The staff available in the library is inadequate and is not as per MCI norms.
5. The hostel for boys, girls & nurses are under construction. Some of the rooms are only partially furnished.

6. In Radio-diagnosis department only 1 static x-ray unit & 1 mobile unit are available. Protective measures as per BARC specification are not provided.
7. Para-medical staff is inadequate as under:-

Laboratory Technicians:	11
Laboratory Assistants:	04
Laboratory Attendants:	03
8. Nursing Staff is inadequate as under :

Nursing Superintendent	:	01
Deputy Nursing Superintendent	:	01
Matron	:	nil
Asstt. Nursing Superintendent	:	nil
Nursing Sisters & brothers	:	100
Staff nurses	:	nil
9. In Anatomy department, there are no cadavers. In the museum MRI, CT Scan & X-ray machines are not available. Catalogues are not available. Research laboratory is non-functional.
10. In Physiology Department, the number of books in the departmental library are only 40. Equipment in Haematology laboratory is inadequate. Research laboratory is not functional.
11. Other deficiencies as pointed out in the inspection report.

In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to recommend to the Central Govt. not to issue Letter of Permission for establishment of new medical college Barabanki, Uttar Pradesh by Hind Charitable Trust, Lucknow, Uttar Pradesh u/s 10A of the I.M.C. Act, 1956.

50. Approval of Dr. Somervel Memorial C.S.I. Medical College & Hospital, Karakonam for the award of MBBS degree granted by Kerala University.

Read : The compliance verification inspection report (08th & 09th April, 2008) for approval of Dr. Somervel Memorial C.S.I. Medical College & Hospital, Karakonam for the award of MBBS degree granted by Kerala University.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the compliance verification inspection report (8th & 9th April, 2008) and decided to recommend to the Central Government to renew the permission for admission of 7th batch of 100 MBBS students at Dr. Somervel Memorial C.S.I. Medical College & Hospital, Karakonam for the academic session 2008-09.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council further decided to recommend that Dr. Somervel Memorial C.S.I. Medical College & Hospital, Karakonam be approved for the award of MBBS degree granted by Kerala University with an annual intake of 100 (Hundred) students per year.

The Committee further decided to place the matter before the General Body of the Council for approval.

51. Mamata Medical College, Khammam – Renewal of permission for admission of 3rd batch of students against the increased intake i.e. from 100 to 150 for the academic session 2008-2009.

Read : The Council Inspectors report (08th & 09th April, 2008) for renewal of permission for admission of 3rd batch of MBBS students against increased intake i.e. from 100 to 150 for the academic session 2008-2009 at Mamata Medical College, Khammam

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council Inspectors report (8th & 9th April, 2008) and decided to recommend to the Central Govt. to renew the permission for admission of 3rd batch of MBBS students against the increased intake i.e. from 100 (Hundred) to 150 (One Hundred Fifty) at Mamata Medical College, Khammam for the academic session 2008-09.

52. Status of compliances for continuation of recognition of Medical Colleges/Institutions – Unsatisfactory.

Read : The matter with regard to status of Compliances for continuation of recognition of Medical Colleges/Institutions – Unsatisfactory.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the matter with regard to the consideration of the compliance received pursuant to the inspection carried out by the Council inspectors for continuance of recognition for MBBS degree granted by the university in respect of the students being trained at following institute and observed that the institute has not submitted the proper compliance on rectification of all the deficiencies pointed out in the inspection report, inspite of the communication being sent by the Council from time to time as under: -

S.No.	Name of the College	Date of Last Inspection	Date of receipt of compliance	Letter sent for submitting satisfactory compliance
1.	Bangalore Medical College, Bangalore	22/23 Dec., 2006	09.04.2007	25.04.2007
2.	Govt. Medical College, Mysore	8/9 Dec., 2006	12.04.2007	14.12.2006 (R) 28.3.07
3.	Medical College, Trivandrum	31 st Jan/1 st Feb., 2007	09.04.2007	30.05.2007
4.	Gandhi Medical College, Bhopal	24/25 Nov, 2006	23.03.2007	E.C. Decision 15.12.2006 (R) 01.02.2007
5.	G.R. Medical College, Gwalior	24/25 Nov., 2006	01.02.2008	---
6.	Maharashtra Institute of Medical Sciences, & Research, Latur	19/20 Jan., 2007	28.03.2007	21.05.2007(R) 01.0.2007, 04.12.2007 & 19.03.2008
7.	Regional Instt. Of Medical Sciences, Imphal	6/7 Oct., 2006	18.02.2007	22.12.2007
8.	S.P. Medical College, Bikaner	13/14 Oct., 2006	20.02.2007	29.11.2007
9.	K.G.'s Medical College, Lucknow	15/16 Nov., 2006	01.03.2007	---

In view of above as the institute has not yet submitted the satisfactory compliance in respect of the deficiencies pointed out in the inspection report, the members of the Adhoc Committee and of the Executive Committee of the Council decided to send the final reminder to the institute to submit the proper compliance on rectification of all the deficiencies pointed out by the inspection report within 2 months.

53. Status of compliances for continuation of recognition of Medical Colleges/Institutions – Satisfactory.

Read : The matter with regard to status of Compliances for continuation of recognition of Medical Colleges/Institutions – Satisfactory.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council noted that the following medical colleges have sent the satisfactory compliances for continuance of recognition of MBBS degree:-

S.No.	Name of the College	Date Last of Inspection	Date of receipt of compliance
1.	Andhra Medical College, Vishakhapatnam	5/6 Jan., 2007	29.10.2007
2.	Assam Medical College, Dibrugarh	25/26 Sept.,2006	21.01.2008
3.	JJM Medical College, Davangere	15/16 Dec.,2006	24.03.2008
4.	JLN Medical College, Belgaum	23/24 Nov.,2006	12.01.2008
5.	St. John's Medical College, Bangalore	22/23 Sept.,05	08.06.2006
6.	MGM Medical College, Indore	27/28 Nov. 2006	19.03.2008
7.	NSCB Medical College, Jabalpur	27/28 Nov., 2006	13.02.2008
8.	MGM Medical College, Navi Mumbai	1 st Feb., 2008	20.03.2008
9.	LTM Medical College, Mumbai	23/24 Jan., 2007	01.04.2008
10.	MGM, Medical College, Wardha	11/12 Jan., 2008	14.02.2008
11.	NDMVP Samaj's Medical College, Nasik	25/26 Feb., 2005	03.11.2007
12.	Christian Medical College, Ludhiana	10/11 Mar, 2003	23.11.2004
13.	RNT Medical College, Udaipur	15/16 th Sept., 2005	10.07.2006
14.	Perundurai Medical College, Perundurai	6/7 Oct., 2006	07.12.2006/ 21.04.2007
15.	JLN Medical College, Aligarh	24/25 Jan., 2007	29.06.2007

In view of above, it was decided that the inspection of above medical college be carried out at the appropriate time.

54. Status of compliances for continuation of recognition of Medical Colleges/Institutions – Not received.

Read : The matter with regard to status of Compliances for continuation of recognition of Medical Colleges/Institutions – Not received.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the matter with regard to the consideration of non receipt of compliance pursuant to the inspection carried out by the Council inspectors for continuance of recognition for MBBS degree granted by the university in respect of the students being trained at following institute and observed that the institute has not submitted the proper compliance on rectification of all the deficiencies pointed out in the inspection report, inspite of the communication being sent by the Council from time to time as under: -

S.No.	Name of the College	Date of Inspection	Date of Letter/Reminder sent for Observation
1.	Osmania Medical College, Hyderabad	22/23 Sept.,05	17.10.2006
2.	Guwahati Medical College, Guwahati	6/7 Nov, 2001	02.04.2003
3.	Pt. JN Medical College, Raipur	12/13 January, 2007	03.02.2007 (R) 07.12.07 & 19.03.2008
4.	Govt. Medical College, Srinagar	7/8 Nov.,2006	06.02.2007 (R) 28.03.2007 & 19.03.2008
5.	S.S Medical College, Rewa	27/28 Nov., 2006	15.12.2006

		2006	(R) 28.03.2007
6.	Terna Medical College, Mumbai	19/20 Jan.,05	07.03.2005, (reminder on 12.09.2005)
7.	ACPM Medical College, Dhule	7/8 Jan, 2005	07.04.2005
8.	Maharashtra Institute of Medical Education & Research, Talegaon	7/8 Jan, 2005	01.04.2005
9.	Rural Medical College, Loni	1/2 Feb, 2005	01.03.2005
10.	Dayanand Medical College, Ludhiana	12/13 Jan, 2007	03.02.2007 & (R)-07.12.2007
11.	Guru Gobind Singh Medical College, Faridkot	29/30 Nov, 2007	12.02.2008
12.	Dr. S.N. Medical College, Jodhpur	12/13 Jan., 2007	03.02.2007 (R) 04.12.07 & 19.03.08
13.	JLN, Medical College, Ajmer	15/16 Sep, 2005	27.10.2005 (R) 07.10.2006
14.	S.M.S. Medical College Jaipur	29/30 Nov., 2007	27.01.2008
15.	Chengalpattu Medical College, Chengalpattu	23/24 Oct., 2007	04.01.2008
16.	Madras Medical College, Chennai	12/13 Jan., 2007	03.02.2007 (R) 07.12.2007
17.	Christian Medical College, Vellore	22/23 Sept.,05	27.10.2005 (R) 07.10.2006
18.	Thanjavur Medical College, Thanjavur	29/30 Nov., 2007	27.01.2008
19.	Vinayaka Mission's Medical College, Salem	8 th Aug., 2007	24.08.2007

In view of above as the institute has not yet submitted the satisfactory compliance in respect of the deficiencies pointed out in the inspection report. The members of the Adhoc Committee and of the Executive Committee and the Council decided to send the final notice to the institute to submit the proper compliance on rectification of all the deficiencies pointed out by the inspection report within 2 months.

55. Continuance of recognition of MBBS degree granted by Baba Farid University of Health Sciences, Faridkot in respect of students being trained at Guru Govind Singh Medical College, Faridkot.

Read : The Council Inspectors report (29th & 30th Nov., 2007) for continuance of recognition of MBBS degree granted by Baba Farid University of Health Sciences, Faridkot in respect of students being trained at Guru Govind Singh Medical College, Faridkot

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council observed that the deficiency of teaching faculty and residents shown in the inspection report of Guru Gobind Singh Medical College, Faridkot dated 29th & 30th Nov., 2007 was as under:-

The shortage of teaching faculty is 51.61% (48 out of 93) as under.

i) Professor 12 (Anatomy-1, Physio-1 Biochem-1, Microbiology-1, For. Med-1, Comm. Med.-1, Dermatology-1, Orthopaed.-1, ENT-1, OBGY-1, Anaest-1, & Radiology-1)

ii) Associate Professor 11 (Antomy-1, Pharma-1, Microbiology-1, Gen. Med.-2, Paediatric-1, Gen. Surg-2, Obst-& Gynae-1, Radio-Diagnosis-1, Dentistry-1)

- iii) Assistant Professor 22 (Anatomy-1, Pharmaceutical Chem-1, Community Med. 5, Gen. Med.-2, Paediatric-2, TB Chest-1, Gen. Surg-2, Orthopaedics-1, Ophthalmology-1, OBGY-4, Anaesthesia-1, & Dentistry-1)
- iv) Tutor 3 (Pharmacology-1, Pathology-2).

The shortage of residents is 70.27% (52 out of 74) as under: -

- i) Senior Residents: 7 (Paediatrics-1, Dermatology-1, Anaesthesia-3, Radio-diagnosis-2)
- ii] Junior Residents: 45 (General Medicine-9, Paediatrics-5, TB & Chest-3, Dermatology-1, Psychiatry-3, Gen. Surgery-8, Orthopaedics-6, ENT-3, Ophthalmology-3, OBGY-1, Dentistry-1)

It was further observed that inspite of existence of gross deficiencies of teaching faculty and residents as shown above, the following 10 faculty members were transferred from Guru Govind Singh Medical College, Faridkot to Govt. Medical College, Patiala on 23.03.2008, extenuating of the deficiency of teaching faculty and residents still further:-

S.N.	Name	Designation	Deptt.
1.	Dr. Anil Dutta	Asstt. Prof.	Physiology
2.	Dr. Arun Puri	Asstt. Prof.	Pathology
3.	Dr. R.N. Maheswari	Asstt. Prof.	Pathology
4.	Dr. Ranvir Jakhmi	Asstt. Prof.	Psychiatry
5.	Dr. S.P. Singla	Asstt. Prof.	Surgery
6.	Dr. Satpal	Asstt. Prof.	Surgery
7.	Dr. Harinder Sindhu	Asstt. Prof.	Ortho.
8.	Dr. Naresh Baghla	Asstt. Prof.	Anesthesia
9.	Dr. Simmi Agarwal	Asst. Prof.	Radiodiagnosis
10.	Dr. Amarjeet Singh	Assoc. Prof.	SPM

It was further observed that the inspection report was sent to the Institute, University and DME vide Council letters dated 12.02.2008 for rectification. As no response was received, a reminder was also sent on 08.04.2008

In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to issue a show cause notice to the authorities of Guru Gobind Singh Medical College, Faridkot as to why the recognition for the award of MBBS degree should not be withdrawn u/s 19 of the IMC Act, 1956 and further admissions should not be stopped and further decided that the institute be asked to submit its compliance within a period of 1 month. Copy of the letter be also marked to DME of the concerned State Govt., Registrar of the University to which the college is affiliated and also to the member of the MCI representing the State where the college is located.

It was also decided to seek clarification from the institute as to what steps have been undertaken by the institute to fill the vacancies further created by transfer of 10 faculty members to Govt. Medical College, Patiala during March, 2008 inspite of existence of gross deficiencies of teaching faculty at the institute as shown above.

56. Continuance of recognition of MBBS degree granted by Baba Farid University of Health Sciences, Faridkot in respect of students being trained at Government Medical College, Amritsar.

Read : The compliance verification inspection report (17th & 18th January, 2008) for continuance of recognition of MBBS degree granted by Baba Farid University of Health Sciences, Faridkot in respect of students being trained at Government Medical College, Amritsar.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council observed that the deficiency of teaching faculty and residents shown in the inspection report of Govt. Medical College, Amritsar dated 17th & 18th January, 2008 was as under:-

- 1.(a) The shortage of teaching faculty is 20% (46 out of 231) as under:-
 - (i) Professor-01 (Radio-Diagnosis-1)
 - (ii) Assoc.Profs.-12 (Anatomy-1, Biochemistry-1, Pathology-2, Microbiology-1, Pharmacology-1, Forensic Medicine-2, Community Medicine-1, Paediatrics-3)
 - (iii) Asstt.Prof.-30 (Anatomy-2, Pathology-3, Pharmacology-1, Forensic Medicine-2, Community Medicine-7, Psychiatry-1, TBCD-1, Skin & VD-1, Paediatrics-1, General Surgery-4, Obst. & Gynae.-5, Anaesthesia-2)
 - (iv) Tutors-3 (Anatomy-2, Pharma. Chemist-1)
- (b) The shortage of Residents is 10% as under (22 out of 115)
 - (i) Sr.Resident-18(Paediatrics-3, General Surgery-5, Orthopaedics-1, Ophthalmology-1, Obst. Gynae.-1, Radio-Diagnosis-5, Anaesthesia-2)
 - (ii) Jr. Residents-5 (Paediatrics-4)

In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council had decided to give 2 months time to the authorities of Govt. Medical College, Amritsar to rectify the above deficiencies and submit the compliance within the stipulated period.

The above decision was communicated to the college authorities vide Council letter dated 19.02.2008 with a copy to the Secretary, Ministry of Health; Registrar, Baba Farid University of Health Sciences, Faridkot; DME, Govt. of Punjab, Chandigarh and Principal Secretary, Medical Education & Research, Govt. of Punjab, Chandigarh. As no response was received from the college authorities as well as from the other concerned authorities, a reminder was also sent on 08.04.2008 to the college authorities with copy to all the above mentioned authorities.

It was further observed that inspite of existence of gross deficiencies of teaching faculty and residents communicated to the institute as shown above, the following 13 faculty members were transferred from Govt. Medical College, Amritsar to Govt. Medical College, Patiala on 23.03.2008, extenuating of the deficiency of teaching faculty and residents still further:-

S.N.	Name	Designation	Deptt.
1.	Dr. Gaurav Agnihotri	Lecturer	Antomy
2.	Dr. Inder Pal Kaur	Asstt. Prof.	Pharmacology
3.	Dr. Bimla Devi	Assoc. Prof.	Microbiology
4.	Dr. Sita Malhotra	Asst. Prof.	Microbiology
5.	Dr. Kirpal Singh	Lecturer	Forensic Medicine
6.	Dr. Daljeet Singh	Assoc. Prof.	P.P. Unit
7.	Dr. Ashok Kumar	Asstt. Prof.	Medicine
8.	Dr. Gian Chand	Assoc. Prof.	Medicine
9.	Dr. K.J.P.S. Puri	Professor	Skin & VD
10.	Dr. Jaspal Singh	Asstt. Prof.	Orthopedics
11.	Dr. Amar Prakash Kataria	Asso. Prof.	Anesthesiology
12.	Dr. Arvinder Singh	Asstt. Prof.	Radiodiagnosis
13.	Dr. Jatinder Singh	Addl. Pro.	Pharmacology

In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to issue a show cause notice to the authorities of Govt. Medical College, Amritsar as to why the recognition for the award of MBBS degree should not be withdrawn u/s 19 of the IMC Act, 1956 and further admissions should not be stopped and further decided that the institute be asked to submit its

compliance within a period of 1 month. Copy of the letter be also marked to DME of the concerned State Govt., Registrar of the University to which the college is affiliated and also to the member of the MCI representing the State where the college is located.

It was also decided to seek clarification from the institute as to what steps have been undertaken by the institute to fill the vacancies further created by transfer of 13 faculty members to Govt. Medical College, Patiala during March, 2008 inspite of existence of gross deficiencies of teaching faculty at the institute as shown above.

57. Removal of name of Dr. Lalit Jhalani from the Indian Medical Register.

Read : The letter dated 04.04.08 received from the Rajasthan Medical Council with regard to removal of name of Dr. Lalit Jhalani from the Indian Medical Register.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council noted the letter dated 04.04.2008 received from the Registrar, Rajasthan Medical Council, Jaipur intimating that Dr. Lalit Jhalani bearing Regn. No. 5328, dated 05.07.1975 had expired on 02.04.2008 and his name has been removed from the Register of Registered Medical Practitioners. The Committee decided to remove the name of above-mentioned doctor from the Indian Medical Register and also give intimation in this regard to all the State Medical Councils in the country.

58. Minutes of the Meeting of Registration and Equivalence Committee held on 14.03.2008 – Approval of.

Read : The Minutes of the Registration and Equivalence Committee held on 14.03.2008.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council approved the minutes of the Registration and Equivalence Committee meeting held on 14.03.2008

59. Kanyakumari Medical College, Asaripallam - Renewal of permission for admission of 5th batch of students for the academic session 2008-2009.

Read : The Council Inspectors report (09th & 10th April, 2008) for renewal of permission for admission of 5th batch of students for the academic session 2008-2009 at Kanyakumari Medical College, Asaripallam.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (9th & 10th April, 2008) alongwith letter dated 15.7.2004 from the Joint Secretary, Govt. of India, Ministry of Health & F.W. and decided to recommend to the Central Govt. to renew the permission for admission of 5th batch of 100 (Hundred) MBBS students at Kanyakumari Medical College, Asaripallam for the academic session 2008-09.

60. Sri Manakula Vinayagar Medical College & Hospital, Pondicherry – Renewal of permission for admission of 3rd batch of students for the academic year 2008-09.

Read : The Council Inspectors report (11th & 12th April, 2008) for renewal of permission for admission of 3rd batch of students for the academic session 2008-2009 at Sri Manakula Vinayagar Medical College & Hospital, Pondicherry.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (11th & 12th April, 2008) and decided to recommend to the Central Govt. to renew the permission for admission of 3rd batch of 150 (One Hundred Fifty) MBBS students at Sri Manakula Vinayagar Medical College & Hospital, Pondicherry for the academic session 2008-09.

61. Hassan Institute of Medical Sciences, Hassan - Renewal of permission for admission of 3rd batch of students for the academic session 2008-2009.

Read : The Council Inspectors report (11th & 12th April, 2008) for renewal of permission for admission of 3rd batch of students for the academic session 2008-2009 at Hassan Institute of Medical Sciences, Hassan.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (11th & 12th April, 2008) and noted the following : -

1. The shortage of teaching staff required at present stage is as under:-
 - (a) The shortage of teaching faculty is more than 19.8% (i.e. 23 out of 116)
 - (i) Professor – 7 (Anatomy-1, Biochemistry-1, Pharmacology-1, Microbiology-1, Forensic Medicine-1, Community Medicine-1, Radio-diagnosis -1)
 - (ii) Associate Professor – 12 (Anatomy-1, Physiology-2, Biochemistry-1, Forensic Medicine-1, Community Medicine-1, General Medicine-1, Paediatrics-1, General Surgery-1, Anaesthesiology-1, Radio-diagnosis -1, Dentistry-1)
 - (iii) Assistant Prof. – 4 (Community Medicine-2, Paediatrics-1, Radio-diagnosis -1)
 - (iv) Tutor – Nil
 - (b) The shortage of Residents is 4.2% (i.e. 4 out of 82) as under:-
 - (i) Sr. Resident – 4 (T.B. & Chest-1, Psychiatry-1, Radio-diagnosis -2)
 - (ii) Jr. Resident – Nil
2. Lecture theatre in the hospital is of “Level” type, which is not as per norms.
3. R.H.T.C. : The District Health authorities have not responded to the communication dated 08.02.2008 written by the Institute for grant of permission to utilize Primary Health Centre, Salagame as the Rural Health Training Centre for the college and also use Shanthigrama (15 kms) and Bhuvanahalli (5 kms.) away from the college for training purpose. The centers have still not been handed over to the institution. It is under the control of the Govt. of Karnataka. The college has still not been allowed to use its facilities for teaching purposes. No Lecturer-cum-Medical Officer having M.D.(PSM) is available; LMO is available. Separate blocks for accommodating boys and 5 girls in hostel rooms are available. There is provision for messing facilities. Lecture hall cum seminar room is not available. No audiovisual aids have been provided.
4. U.H.C. : The college proposes to utilize Urban Health Centre located at a distance of (one K.M.) from the college. It is under financial and administrative control of Government of Karnataka. District Health Officer, Hassan has been requested vide letter dated 08.02.2008 for grant of permission to utilize Urban Health Centre at Krishna Hospital. However, the District Health authorities have not responded to this communication. The center has still not been handed over to the institution. No lecturer cum medical officer having M.D.(PSM) is posted.
5. The total accommodation available in the hostels for students is only 132 against the requirement of 200 at this stage as per regulations. The girls hostel is not yet furnished. The building has still not been handed over to the college authorities.
6. No accommodation is available for Resident doctors.
7. Nurses hostel is not available.

8. In the OPD teaching facilities are not as per MCI norms i.e. patient couch, stools, x-ray view box, examination tray etc. are not provided in each room. The teaching rooms are not furnished.
9. There is no pantry, doctors' duty room, nurses' duty room, examination/procedure room and side laboratory. Clinical demonstration areas in the wards are small and are not furnished. There is no seminar hall in the major departments. No audio-visual aids and other teaching facilities have been provided.
10. There are only 7 OTs against the requirement of 8 at this stage as per regulations.
11. Separate eclamsia room is not available in the labour room.
12. Nursing staff is inadequate as under:-

Nursing Superintendent	-	01
Deputy Nursing Superintendent	-	06
Matron	-	03
Asstt. Nursing Superintendent	-	Nil
Nursing Sisters	-	08
Staff nurses	-	105
13. In Microbiology department service laboratories for Serology, Virology, Parasitology, Mycology and Tuberculosis are non-functional.
14. In Forensic Medicine department catalogues are not available. There is no students gallery in the mortuary.
15. The number of books in departmental libraries of TB & Chest, Skin & VD, Psychiatry, ENT, Ophthalmology, Radio-Diagnosis, Anaesthesia and Dentistry are inadequate.
16. Other deficiencies as pointed out in the inspection report.

In view of the above, the member of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to recommend to the Central Govt. not to renew the permission for admission of 3rd batch of MBBS students for the academic year 2008-09 at Hassan Institute of Medical Sciences, Hassan.

62. Sree Mookambika Institute of Medical Sciences, Kulasekharam - Renewal of permission for admission of 3rd batch of students for the academic session 2008-2009.

Read : The Council Inspectors report (11th & 12th April, 2008) for renewal of permission for admission of 3rd batch of students for the academic session 2008-2009 at Sree Mookambika Institute of Medical Sciences, Kulasekharam.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (11th & 12th April, 2008) and decided to recommend to the Central Govt. to renew the permission for admission of 3rd batch of 100 (Hundred) MBBS students at Sree Mookambika Institute of Medical Sciences, Kulasekharam for the academic session 2008-09.

63. Uttranchal Forest Hospital Trust Medical College, Haldwani - Renewal of permission for admission of 5th batch of students for the academic session 2008-2009.

Read : The Council Inspectors report (11th & 12th April, 2008) for renewal of permission for admission of 5th batch of students for the academic session 2008-2009 at Uttranchal Forest Hospital Trust Medical College, Haldwani and the letter dated 15.7.2004 from the Joint Secretary, Government of India, Ministry of Health & F.W.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (11th & 12th April, 2008) alongwith the letter dated 15.7.2004 from the Joint Secretary, Government of India, Ministry of Health & F.W. and decided to recommend to the Central Govt. to renew the permission for admission of 5th batch of 100 (Hundred) MBBS students at Uttaranchal Forest Hospital Trust Medical College, Haldwani for the academic session 2008-09.

64. Establishment of new medical college at Kesavarayanpettai by Adhiparasakthi Charitable Trust, Tamilnadu.

Read : The Council Inspectors report (11th & 12th April, 2008) for grant of Letter of Permission for establishment of new medical college at Kesavarayanpettai by Adhiparasakthi Charitable Trust, Tamilnadu. u/s 10 A of the IMC Act 1956.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (11th & 12th April 2008) and noted the following : -

1. (a) The following teachers cannot be counted due to reasons mentioned below:-

Sl.No.	Name	Designation	Department	Remarks
1.	Dr. T. Ashok Kumar	Assistant Prof.	Community Medicine	In his declaration form he has not shown any experience as Tutor/Resident in the department against the requirement of 3 years as per regulations.
2.	Dr. V. Gopal Das	Professor	Medicine	He does not possess any experience as Associate Professor against the requirement of 4 years for appointment to the post of Professor as per regulations. His total teaching experience from Assistant Prof. onwards is 11 years 11 months.
3.	Dr. T. Ramesh	Asstt. Prof.	Medicine	In his declaration form he has not shown any experience as Resident in the department against the requirement of 3 years as per regulations.
4.	Dr. S. Bhaskaran	Asstt. Prof.	Medicine	In his declaration form he has not shown any experience as Resident in the department against the requirement of 3 years as per regulations.
5.	Dr. T.K.V. Sharvanan	Asstt. Prof.	Medicine	In his declaration form he has not shown any experience as Resident in the department against the requirement of 3 years as per regulations.
6.	Dr. P. Amnalagan	Asstt. Prof.	Surgery	In his declaration form he has shown teaching experience of only 46 days as Tutor against the requirement of 3 years as per regulations.
7.	Dr. Maheshwari	Asstt. Prof.	Obst. & Gynae.	In her declaration form she has shown experience of only one year as a Registrar in U.K. against the requirement of 3 years in a recognized medical institute as per regulations.

8.	Dr. S. Sumathi	Asstt. Prof.	Pathology	No experience as Resident is shown against the requirement of 3 years as per regulations.
9.	Dr. S.V. Chinnappa	Professor	Anatomy	He does not possess any experience as Associate Prof. against the requirement of 4 years as per regulations. His total teaching experience from Asstt. Prof. onwards is 10 years 8 months.
10.	Dr. P.T.S. Prasad	Professor	Anatomy	He possesses teaching experience of only 3 years 8 months as Asstt. Prof. against the requirement of 5 years as per regulations. His total teaching experience is 11 years 2 months from Asstt. Prof. onwards.
11.	Dr. M.V. Sharvanan	Asstt. Prof.	Physiology	In his declaration form he has shown only 6 months experience against the requirement of 3 years as per regulations.
12.	Dr. P.M. Sahiblal	Asstt. Prof.	Physiology	In his declaration form he has not shown any experience as Resident in the department against the requirement of 3 years as per regulations.

(b) In view of above, the shortage of teaching faculty is more than 23% as under:-

- i) Professor -2(1-Biochemistry,1-Medicine)
- ii) Assoc.Prof. -3(1-Radio-diag., 2-Anatomy)
- iii) Asstt.Prof. -7 (2-Anatomy, 2-Physiology,1-Pathology, 1-Comm.Med.,1-Surg.)
- iv) Tutor -2 (1-Pharmacology, 1-For.Medicine)

© The shortage of Residents is 34.88% as under:

- i) Sr.Resident -10 (3-Medicine,1-Paediatic,1-Surgery,1-Ophthal,1-OBG, 2-Anaesthesia, 1-Radio-diag.)
- ii) Jr.Resident - 5 (2-Medicne, 2-Surgery, 1-OBG)

2. Hostel for students and residents are partially furnished. Closed cupboards are not available.
3. In the OPD – Audio-metry room is non sound proof & non air-conditioned.
4. Clinical material is inadequate in terms of bed occupancy (74% on the day of inspection).
5. In the wards there are no seminar halls in the major departments.
6. Only 15 beds are available in the casualty against the requirement of 25 as per Regulations.
7. In the Radio-diagnosis department, no Ultra sound machine is given to the Gynae. Department.
8. In CSSD, no bowl sterilizer, no glove inspection machine and no ultrasound cleaning machine are available.
9. Accommodation available for nurses is inadequate.
10. Other deficiencies as pointed out in the inspection report.

In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to recommend to the Central Govt. not to issue Letter of Permission for establishment of new medical college at Tamilnadu , Melmaruvathur Adhiparasakthi Institute of Medical Sciences & Research, Melmaruvathur, Tamil Nadu u/s 10A of the I.M.C. Act, 1956.

65. Amala Institute of Medical Sciences, Amalanagar – Renewal of permission for admission of 6th batch of students for the academic session 2008-09.

Read : The Council Inspectors report (11th & 12th April, 2008) for renewal of permission for admission of 5th batch of students for the academic session 2008-2009 at Amala Institute of Medical Sciences, Amalanagar.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council considered the Council inspectors report (11th & 12th April, 2008) and decided to recommend to the Central Govt. to renew the permission for admission of 6th batch of 100 (Hundred) MBBS students at Amala Institute of Medical Sciences, Amalanagar for the academic session 2008-09.

66. Nomination of Selection Committee members for the post of Private Secretary, MCI.

Read: The matter with regard to nomination of Selection Committee members for the post of Private Secretary.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council nominated Dr. Ved Prakash Mishra, Member, Executive Committee & Vice-Chancellor, Datta Meghe Instt. of Medical Sciences University, Nagpur and Dr. Mukesh Kumar Sharma, Member, Executive Committee & Professor of General Surgery, S.M.S. Medical College, Jaipur on the Selection Committee for the post of Private Secretary.

67. Nomination of Selection Committee members for the post of Personal Assistant, MCI.

Read: The matter with regard to nomination of Selection Committee members for the post of Personal Assistant.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council nominated Dr. Ved Prakash Mishra, Member, Executive Committee & Vice-Chancellor, Datta Meghe Instt. of Medical Sciences University, Nagpur and Dr. Mukesh Kumar Sharma, Member, Executive Committee & Professor of General Surgery, S.M.S. Medical College, Jaipur on the Selection Committee for the post of Personal Assistant.

68. Recommendations of medical teachers appointed on the basis of non-medical qualifications in the pre-clinical subjects in the medical colleges for their continuance/promotion – reg.

Read : The Circular No. V.11025/8/08-ME(P-I), dated 25.03.2008 from the Central Govt., Ministry of Health & Family Welfare, Nirman Bhavan, New Delhi.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council observed that the Central Govt. vide its letter dated 25.03.2008 has decided as under:-

“.....However, in view of the serious hardship of these medical teachers who are facing the threat of removal and denial of promotion; and also due to the severe shortage of faculty in the pre-clinical subjects, it has been further decided that pending corresponding amendment to 1998 regulations, the teachers appointed in the pre clinical specialities viz. Anatomy, Biochemistry, Physiology etc., on the basis of qualifications and experience prescribed in the MCI Regulations of 1971 shall be allowed to continue to function as medical teachers and shall be granted further promotions even though these teachers do not fulfill the criteria prescribed in the MCI Regulations of 1998.....”

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council further observed that Minimum Qualifications for Teachers in Medical Institutions Regulations, 1998 prescribe M.Sc. (Medical) and Ph.D.(Medical) qualifications in the subjects of Anatomy, Physiology, Biochemistry, Bio-

Physics, Pharmacology and Microbiology as academic qualifications required for various teaching posts in these departments. It was further observed that the 1971 Regulations on which relaxation has been granted by the Central Govt. to allow the teachers appointed on the basis of 1971 Regulations to continue to function as medical teachers, it has been specifically stated as under:-

“.....Medical men must be registered under the State/Central Medical Registration Act and non-medical persons must be recognized as teachers on separate lists with the Medical Council of India before appointments are made permanent.....”

It was observed that while exercising jurisdiction under Section 33 of the Act the MCI, from time to time, has framed various regulations with the prior approval of the Central Govt. for laying down the minimum norms and requirements. These regulations of the MCI on various occasions fell for judicial scrutiny and the Hon'ble Supreme Court of India through its various pronouncements has held that the regulations so framed by the MCI with the prior approval of the Central Govt. are statutory in character and, therefore, binding and mandatory on all concerned universities and colleges conducting medicine courses.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council further noted that the Hon'ble Supreme Court in the case of State of Kerala Vs. T.P. Roshna (1979) SCC 580 had observed as under : -

“The Indian Medical Council Act, 1956 has constituted the Medical Council of India as an expert body to control the minimum standards of medical education and to regulate their observance. Obviously, this high-powered Council has power to prescribe the minimum standards of medical education. It has implicit power to supervise the qualifications or eligibility standards for admission into medical institutions. Thus, there is an overall invigilation by the Medical Council to prevent sub-standard entrance qualifications for medical courses”.

It was also observed that the above-mentioned observations of the Hon'ble Supreme Court were reiterated in the subsequent case of MCI Vs. State of Karnataka - (1998) 6 SCC 131. These observations were re-emphasised by the Constitution Bench of the Hon'ble Supreme Court in para 57 of the judgement in the case of Dr. Preeti Srivastava Vs. State of M.P., wherein it has been laid down as under : -

".....57. In the case of Medical Council of India v. State of Karnataka a Bench of three Judges of this Court has distinguished the observations made in Nivedita Jain. It has also disagreed with Ajay Kumar Singh v. State of Bihar and has come to the conclusion that the Medical Council regulations have a statutory force and are mandatory. The Court was concerned with admissions to the MBB course and the regulations framed by the Indian Medical Council relating to admission to the MBBS course. The Court took note of the observations in State of Kerala v. T.P. Roshana (SCC at p.580) to the effect that under the Indian Medical Council Act, 1956, the Medical Council of India has been set up as an expert body to control the minimum standards of medical education and to regulate their observance. It has implicit power to supervise the qualifications or eligibility standards for admission into medical institutions. There is, under the Act an overall vigilance by the Medical Council to prevent sub-standard entrance qualifications for medical courses. These observations would apply equally to postgraduate medical courses. We are in respectful agreement with this reasoning....."

It was further observed that the Hon'ble Supreme Court was pleased to reiterate the binding character of the Regulations of the Council, inter-alia, through the following pronouncements : -

- (i) State of Punjab Vs. Dayanand Medical College - (2001) 8 SCC 664
- (ii) State of Madhya Pradesh & Ors. Vs. Gopal D. Tirthani & Ors. – (2003) 7 SCC 83

In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council were firmly of the view that it is not only unjustifiable, undesirable but also unethical to permit any person who is not fulfilling the minimum requirements as prescribed under the Regulations to work as a medical teacher. Further, running the medical college/institution with such compromised teaching faculty will result into degradation of the standards of medical education as the graduates from such institute will be dealing with lives of human beings without getting adequate training from the medical teachers. Hence, considering all the factors in totality, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to refer the letter back to the Central Govt. requesting and re-emphasising to the Central Govt. regarding non-permissibility under the provisions of the Act and statutory Regulations and the judicial pronouncements of the Hon'ble Supreme Court of any such reduction/deletion in the minimum statutory prescribed requirements for the teaching faculty.

It was further decided to issue a circular to all the medical institutions, State Governments, Vice-Chancellors, Health Universities and Deans/Principals of all the medical colleges/institutions in this regard.

69. Seeking expert opinion in case No. C-70/04 titled Ritu Saini & Ors. Vs. Indraprastha Apollo Hospital.

Read : The matter with regard to seeking expert opinion in case No. C-70/04 titled Ritu Saini & Ors. Vs. Indraprastha Apollo Hospital.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council observed that at its earlier meeting dated 02.02.2008 it was decided as under:-

“.....Further, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council observed that in this matter, a Bailable Arrest warrant was issued against the Secretary by Hon'ble State Consumer Disputes Redressal Commission, New Delhi (hereinafter referred as Hon'ble SCDRC). The Secretary of the Council had appeared in-person before the Hon'ble SCDRC, New Delhi on 7th December, 2007.

Hon'ble SCDRC had sent the first reminder on 8.8.2007 requesting that the required report may be sent to the Commission before the next date of hearing i.e. 16.8.2007. The Hon'ble Commission vide its letter dated 23.8.2007 had once again requested that the required report may be sent to the Commission before the next date of hearing i.e. 27.9.2007. The Hon'ble Commission had once again vide its letter dated 19.9.2007 requested for immediate necessary action in view of the next date of hearing i.e. 27.9.2007.

However, from the perusal of the office record on file, it is revealed that no action was initiated with regard to the reminders of the Hon'ble Commission or for sending the required report to the Hon'ble Commission.

Perusal of the record also reveals that the reminders of the Commission dated 23.8.2007 & 19.9.2007 have not been placed before the appropriate authorities i.e. the Secretary or the Chairman, Ethics Committee.

It was also observed that the opinion of the Retainer Advocate was obtained on 6.7.2007 in which he has stated as under:-

“....In my opinion a copy of the application alongwith the summary report may kindly be placed before the Ethics Committee for their opinion/decision and the same may be sent to the Registrar, SCDRC, Delhi for further course of action to be placed before the Hon'ble Forum. Next date of hearing in CC is 9.8.2007....”

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council also observed in this regard that a

Memorandum was issued to Sh. Ashok Kumar Harit, Deputy Secretary & Incharge, Ethics Section, Mr. Babu Ram Manuwal, Section Officer and Mr. Raj Kumar Dogra, Assistant, Ethics Section directing them to submit the explanation, as to why disciplinary action should not be initiated against them for the above mentioned lapse within a period of 7 days vide letter dated 6th December, 2007.

Sh. Ashok Kumar Harit, Deputy Secretary & Incharge, Ethics Section in his reply dated 14.12.2007 has stated as under:-

“.....As per the prevalent practice in the Ethics Section of the Council, dak received in Ethics Section is first put up by the Section Officer before the Chairman, Ethics Committee for necessary directions. A letter dated 5.9.2007 was sent to SCDRC calling for the copy of complaint filed by Mrs. Ritu Saini so as to enable the Council to place the matter before the Ethics Committee for its consideration. In response to the said letter dated 5.9.2007, SCDRC sent a letter dated 19.9.2007 which was received in the Council office on 1.10.2007 enclosing therewith copy of complaint alongwith their earlier letters dated 23.3.2007, 8.8.2007 and 23.8.2007.

It has been observed that the reminder no.1 dated 8.8.2007, reminder no.2 dated 23.8.2007 and the letter dated 19.9.2007 of SCDRC, were not placed by the Section Officer/Assistant of Ethics Section, either before the Secretary or the Chairman, Ethics Committee, as per details given below:-

- (1) Letter dated 8.8.2007-This letter was diarised on 5.9.2007 and Section Officer on 5.9.2007 marked the same to the Assistant of Ethics Section and the same was lying pending with him.*
- (2) Letter dated 23.8.2007 – This letter was diarised on 17.9.2007 and Section Officer marked the same to the Assistant on 17.9.2007 and the same was lying pending with him.*
- (3) Letter dated 19.9.2007 – This letter was diarised on 1.10.2007 and Section Officer marked the same to the Assistant on 3.10.2007 and the same was lying pending with him.*

As per the prevalent practice in vogue in the Ethics Section of the Council, the letters etc. received in the dak of Ethics Section are required to be put up before the Chairman, Ethics Committee. But in this case, the Section Officer has failed to put up the letters dated 23.8.2007 & 19.9.2007 before the Chairman, Ethics Committee. The matter was not placed before the Ethics Committee also.”

As Shri Babu Ram Manuwal, Section Officer and Shri Raj Kumar Dogra, Assistant, Ethics Section had not submitted any explanation, another Memorandum was issued vide Council letter dated 4.1.2008 to submit the explanation immediately. Vide letter dated 15.1.2008, both Shri Babu Ram Manuwal, Section Officer and Shri Raj Kumar Dogra, Assistant, Ethics Section have submitted their explanation. Shri Babu Ram Manuwal, Section Officer, Ethics Section in his explanation has stated as under:-

“.....Further, I bring to your kind notice that there is a lot of work and due to not sufficient of manpower, it is not possible for us to look every PUC to place before the Secretary or the Chairman, Ethics Committee well in time.”

However, no specific and relevant answer has been given by him as to why the reminders of Hon'ble SCDRC dated 23rd August, 2007 and 19th September, 2007 were not placed before the appropriate authorities either before the Chairman, Ethics Committee or the Ethics Committee *per se*. It was also observed that Mr. Raj Kumar Dogra, Assistant, Ethics Section in his reply has, interalia, stated as under:-

“.....Further, I bring to your kind notice that there is a lot of work and due to not sufficient of manpower, it is not possible for us to look every PUC to place before the Secretary or the Chairman, Ethics Committee well in time.”

It was further observed by the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council that no

specific explanation has been given by him as to why the letter of Hon'ble SCDRC dated 8.8.2007 which was marked to the Assistant on 5.9.2007, letter of Hon'ble SCDRC dated 23.8.2007 marked to him on 17.9.2007 and letter of Hon'ble SCDRC dated 19.9.2007 and marked to him on 3.10.2007 were still lying pending with him on which no action was taken.

In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided that the office is directed to obtain the reply on the relevant and specific queries of the concerned official/employee in a time bound manner. In the event of non-compliance by the concerned official/employee, appropriate action be initiated in accordance with the Regulations.”

In accordance with the above stated decision of the Adhoc Committee and the Executive Committee, a memorandum was served upon to Shri Babu Ram Manuwal, Section Officer vide letter dated 25.02.2008 stating as under:-

“The reply dated 15.01.2008 submitted by you has been perused in the office. However, perusal of the reply dated 15.01.2008 reveals that no specific explanation has been given by you as to why reminders of the Hon'ble SCDRC, New Delhi dated 23.08.2007 and 19.09.2007 were not placed before the appropriate authorities either before the Chairman, Ethics Committee or the Ethics Committee per se.

Even though the Hon'ble Commission vide its letter dated 23.08.2007 had specifically requested that the required report may be sent to the Commission before the next date of hearing i.e. – 27.09.2007 and the Hon'ble Commission vide its letter dated 19.09.2007 had requested for immediate necessary action in view of the next date of hearing i.e. – 27.09.2007. In your reply dated 15.01.2008 you have not explained or replied as to why appropriate action was not initiated by you on receipt of the 2 reminders from the Hon'ble Commission.

In view of above, you are directed to submit your explanation on the specific queries as mentioned in the Memorandum dated 06.12.2007 for which no specific and relevant answer has been given by you in your reply dated 15.01.2008 within a period of 7 days from the receipt of this Memorandum.”

In reply thereto Shri Babu Ram Manuwal, Section Officer vide letter dated 03.03.2008 in which he has stated as under:-

“I bring to your kind notice that I was very busy on 27.2.2008 to preparation of supplementary agenda of Ethics Committee and 28th & 29th Feb., 2008 in the meeting of Ethics Committee, so I was not prepared the reply of the same.

My intention was that I will prepare the specific reply, as desired during leave period i.e. Saturday & Sunday (1st & 2nd March, 2008) but my wife was seriously ill and is on fully bed rest since 1st week of Nov., 2007 to till time. Hence, I was look after her for better treatment and also busy in some other domestic work.

You are therefore requested to grant me seven days another time to submit the specific reply and also requested to provide a copy of affidavit filed by MCI before the SCDRC pertaining to this case, so I will be able to submit the actual facts in my reply.”

It was further observed that the affidavit filed on behalf of the Council before the Hon'ble SCDRC is not relevant to the subject matter of the memorandum dated 06.12.2007 issued to Shri Babu Ram Manuwal which is as under:-

“.....Hon'ble SCDRC had sent the first reminder on 08.08.2007 requesting that the required report may be sent to the Commission before the next date of hearing i.e. 16.08.2007. The Hon'ble Commission vide its letter dated 23.08.2007 had once again requested that the required report may be sent to the Commission before the next date of hearing i.e. 27.09.2007. The Hon'ble

Commission had once again vide its letter dated 19.09.2007 requested for immediate necessary action in view of the next date of hearing i.e. 27.09.2007.

However, from the perusal of the office record on file, it is revealed that no action was initiated with regard to the reminders of the Hon'ble Commission or for sending the required report to the Hon'ble Commission. The Hon'ble State Consumer Dispute Redressal Commission, New Delhi has taken a very serious view of the matter.

Perusal of the record also reveals that the reminders of the Commission dated 23.08.2007 & 19.09.2007 have not been placed before the appropriate authorities – i.e. the Secretary or the Chairman, Ethics Committee.

You are directed to submit your explanation, as to why disciplinary action should not be initiated against you for the above mentioned lapse, within a period of 7 days from the receipt of the memorandum.”

In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided that Shri Babu Ram Manuwal, Section Officer be directed to submit the specific reply to the queries raised in the memorandum dated 06.12.2007 further reiterated vide memorandum dated 25.02.2008 immediately.

It was further decided to inform the Hon'ble National Commission for Scheduled Castes, New Delhi accordingly apprising the Hon'ble Commission of the facts of the case.

70. Appointment of Chief Vigilance Officer in the Council office.

Read : The matter with regard to appointment of Chief Vigilance Officer in the Council office.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council observed that at its earlier meeting dated 12.11.2005, it was decided as under:-

“The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council noted para 10 of the observations/recommendations of the 8th Report of the Estimate Committee on the subject of MCI which was presented to Lok Sabha on 29.4.2005 which reads as under:-

“It is pertinent to note that there is no vigilance section or post of Chief Vigilance Officer in an organization like MCI that is engaged in granting of approval of courses in medical colleges and monitoring of medical education in the country where there are ample opportunities of red tapism, corruption and favouritism. It is astonishing to note that even a Public Grievances Redressal Cell does not exist in MCI. A person who has a grievance has no proper channel to get it redressed. Moreover, there is no mechanism for an ongoing surveillance on the functioning of official of MCI. The Committee, therefore, recommend that a post of Chief Vigilance Officer should be created in MCI who will report directly to the President of the Council and the post be filled up expeditiously. A Public Grievances Redressal Cell should also be set up in MCI which should function under the Chief Vigilance Officer, who should be a person belonging to an organized service, like the Indian Police Service. The Committee would like to be apprised of the action taken for implementation of these recommendations.”

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council also noted the letter of Central Government wherein the Council has been asked to forward the action taken report to the Central Government by 14th November, 2005.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to create the post of Chief Vigilance Officer in the Council Office and also directed office to obtain details of Recruitment Rules/Pay Scales/any other relevant information from other Govt/Semi-

Govt./Autonomous Institutions wherever such post is existing and place the same before the Executive Committee.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council in view of the recommendations of the Estimate Committee to fill up the post expeditiously perused the Bio-Data of Lt. Gen. Kapil Vij (AVSM) who was commissioned on February 9, 1964 into the Indian Armed Forces and retired as Director General Rashtriya Rifles in the rank of Lt. Gen. and who has also held the command appointments including Command of Tank Regiment and brigade and Infantry Division and strike corps during mobilization of operation Parakram. The Committee further observed that he has been Military, Naval and Air attache at Indian Embassy in Belgrade, Yugoslavia for three years and has held important assignments from time to time.

In view of the recommendations of the Estimate Committee to fill up the post expeditiously, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to appoint Lt. Gen. Kapil Vij on purely adhoc basis for a period of one year or till the creation of post and the recruitment rules are approved by the Central Government and the post is filled up on regular basis, whichever is earlier, on the same terms & conditions by which the retired Central Government officers are re-employed.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council took cognizance of the recommendations contained in the Eight Report of the Estimate Committee on the subject of MCI recommending that the post of Chief Vigilance Officer be filled expeditiously and directed the Secretary of the Council to issue the appointment order to Lt. Gen. Kapil Vij (AVSM) immediately and place the matter before the General Body of the Council.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council further decided that Public Grievance Redressal Cell will work directly under the Chief Vigilance Officer."

The appointment order was issued to Lt. Genl. Kapil Vij vide Council letter dated 14.11.2005. However, the post could not be filled up as he did not join.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council further observed that the provisions of Section 9(3) of the I.M.C. Act, 1956 empowers MCI to lay down the service conditions of its employees, as per its rules and carry out the appointment accordingly. The jurisdiction for appointment of employees in the MCI, through the statutory provisions in the Act and as per its rules, vests with the MCI alone.

It was further observed that Section 9(3) of the I.M.C. Act, 1956 reads as under:-

9. Officers, Committees and Servants of the Council

".....9(3) employ such other persons as the Council deems necessary to carry out the purposes of this Act....."

It was further observed that on perusal of the relevant portions of the vigilance manual, MCI is not a "select organization" for which an approval of the Central Vigilance Commission for an officer to be appointed as Chief Vigilance Officer is required.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council perused the bio-data of Brigadier A.K. Verma (Retd.) and observed that he is a senior army officer with experience in Administration, HRM, Training and Development, Logistics, Supply Chain Management, Security Management and Strategic Planning of more than 35 years. **He has also worked as Deputy Director General, Discipline & Vigilance Directorate, Army Headquarters for a period of 3 years from December, 2002**

to Nov.,2005 besides holding a number of senior level positions in Armed Forces as well with Corporate Sector after retirement.

In view of the recommendation of the Estimate Committee of the Parliament to fill up the post of Chief Vigilance Officer in the Council office, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to appoint Brig. A.K. Verma (Retd.) as Chief Vigilance Officer in the office of the Council on purely adhoc basis for a period of one year on the same terms and conditions by which the retired army officers are re-employed. It was further decided that Public Grievance Redressal Cell will work directly under the Chief Vigilance Officer.

71. Cadre review for the post of PA in the Council office.

Read : The matter with regard to cadre review for the post of PA in the Council office.

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council observed that the matter with regard to cadre review for different posts in the Council Office at its meeting held on 28th March, 2004 and had created one additional post of Deputy Secretary (Medical) and two additional posts of Assistant Secretary on account of increasing workload of the Council in each section which are increased manifold since the previous cadre review in 1997.

In this context, it is submitted that the main objectives of the Council are as under:

- a) maintain standards of the medical education both undergraduate and postgraduate.
- b) register medical practitioner and maintain All India Medical Register
- c) recognize medical degrees
- d) recognize/de-recognize Indian and foreign medical qualifications
- e) inspect and visit of medical colleges with a view to maintain proper standard of medical education
- f) grant of permission to start postgraduate courses
- g) negotiate with other countries for reciprocity for the recognition of medical qualification
- h) register basic and additional qualifications and issue of good standing certificates
- i) issue of eligibility certificates and verification of documents
- j) lay down standards of professional conduct and etiquette and a code of ethics for the medical practitioners.

In order to maintain these objectives, it is further submitted that the work in the Council office is spread over several sections as under :-

- a) Medical Education Section
- b) Registration and Eligibility
- c) Ethics
- d) Monitoring
- e) Administration (Establishment & Accounts)
- f) Legal
- g) IMR
- h) Miscellaneous (Curriculum, Migration, Teachers' Eligibility and other matters not covered under any of the above)

The last cadre review for different posts was done in 2004. Since then, the work load of the Council in each section has increased manifold as shown below:

1. Medical Education Section: The number of medical colleges coming within the purview of the Council has increased to more than 270 colleges. Every year, new medical colleges are being added. This requires continuous monitoring and possessing of applications. The number of inspections carried out by the Council have also increased over last 3 years as under :-

Year	Undergraduate	Postgraduate
2004	238	177
2005	202	147
2006	269	111

As a consequence, the office work related with these inspections, particularly preparation of the agenda, analysis of the report and the scrutiny report and presentation of the deficiencies pointed out in the inspection report have also increased proportionately.

2. **Registration & Eligibility :** The number of registration has increased over last 3 years significantly. The work of registration certificates has also increased commensurately. Provision of Screening Test Regulations have made it mandatory, for candidates who are going abroad, for medical studies to obtain eligibility certificate from the Council. This has been introduced from 2002. This section is also entrusted with issuance of Good Standing Certificate required for the doctors who are going abroad. The section is receiving approximately 80 letters per day which are disposed off in accordance with rules and regulations. The increase in the workload of this section is as under :-

	2004	2005	2006
a) Permanent Registration	880	1454	2528
b) Good Standing Certificate	4450	5131	2170
c) Eligibility Certificate	3103	4580	4130

Parallel task undertaken by this section is verification of the documents – mainly 10+2 certificate from the respective Boards and degree/diploma certificates which have to be verified from the respective Universities and authenticated by Indian Embassies.

3. **Ethics :** The number of cases handled by the Ethics Committee during the last 3 years is increased as under :-

2004	-	530
2005	-	632
2006	-	686

Another development which is to be noted is that as per the direction of Hon'ble Supreme Court, the General Body of the Council has already approved the modification of the Professional Conduct of Ethics and Etiquette Regulations in which para 8.7 and 8.8 are to be added to the existing provisions wherein the appellate power is being entrusted to the Council. These modifications have already been sent to the Govt. for approval. As and when these Regulations are approved by the Government, the Council will have the appellate jurisdiction over all State Medical Councils in disciplinary and ethical issues which will add to its work tremendously.

4. **Monitoring:** This is relatively a new section which has been created in 2003 when it was observed that many teachers are found to be claiming employment in more than one medical college simultaneously. Since then this section is entrusted with scrutiny of the declaration forms being brought by the inspectors at each inspection of the medical colleges. It is also entrusted with the task of finding out the cases of teachers who are employed in more than one medical college.

This section is also entrusted with monitoring the admissions of students in medical colleges in 1st MBBS for which the data are collected and compiled from all the medical colleges and any admission found to be in violation of – a) the last date of admission of 30th September; b) Admission in excess of 50% by the Management in unaided institutions; and c) Excess of the permitted intake – are being continuously monitored. The show cause notices are issued whenever and wherever violations are observed. For the academic year 2003-04 such show

cause notice have been issued to 13 medical colleges for violation of prescribed last date of admission; 19 colleges for violation of prescribed Management Quota and to 13 colleges for violating the permitted intake. This work has also been expected to increase over a period of time.

5. Administration (Establishment & Accounts) :

This section deals with the following:-

- 1) Service matter of employees.
- 2) Loans and advances of employees.
- 3) Salary of employees.
- 4) Maintaining Service records of employees.
- 5) Work related to construction of Council Building.
- 6) Purchase related work.
- 7) Appointments related work.

In consonance with the increasing workload in different sections, the workload related to the service matters, maintenance of their records, payment of salary/allowances, loans and advances, typing, data entry work etc. has also increased commensurately.

6. Legal: This section is entrusted with the monitoring of the cases in which the Council is a party either as a petitioner/applicant or as a defendant/ respondent. It has been observed that the number of cases pending in Hon'ble Supreme Court and other Courts is gradually increasing over a period of time. The major task to be carried out by this section is to complete the file work related with filing of the petitions or reply affidavits, to assist to the Council Advocates in preparation of the affidavits and to monitor and review the progress of the cases. The workload has shown significant increase over a period of last 3 years and at present total 1100 cases are pending in the Hon'ble Supreme Court and High Courts.

7. IMR : This section is entrusted with the task of maintaining Indian Medical Register. Data from all State Councils are received for compilation which is done centrally. The IMR section is also receiving 10-15 requests for issue of IMR verification certificates.

8. Miscellaneous (Curriculum, Migration, Teachers' Eligibility etc.)

This Section is entrusted with work related to Migration, Teachers' Eligibility, Curriculum Revision, Record of Meetings and Record of Members of the Council etc.

After the last cadre review in 2004, an Academic Cell has also been created in the Council Office and a post of Director (Academic Cell) has been created. The Cell is looking after the revision of curriculum and syllabi, introduction of new subject etc. which is a task which has to be continuously monitored. The post of Director (Academic Cell) has also been filled and the incumbent is engaged in day to day activities of the Academic Cell.

The Council Office also receives confidential letters marked for the President (Acting) which are handled by the PS/PA who have to indulge in confidential correspondence with the President (Acting) as he is not based in Delhi and also with outside agencies on behalf of the President (Acting).

The members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council observed that as per the Indian Medical Council Act, 1956 there are statutory posts of President, Vice-President and Chairman of the Postgraduate Committee which have been created under different provisions of the Act besides them for smooth functioning of the Council several Sub-Committees have been created like Ethics, Finance, Registration & Equivalence, Teachers' Eligibility Qualifications, Migration etc. each of which is headed by the Chairman of the respective Committees

It was further observed that the present strength of Class-I Officers of the rank of Assistant Secretary and above in the Council Office is as under:-

1.	Secretary	-1
2.	Addl. Secretary	-1
3.	Joint Secretary	-1
4.	Director (Academic Cell)	-1
5.	Whole Time Inspectors	-4
6.	Deputy Secretary	-4
7.	Director Project (Computers)	-1
8.	Assistant Secretary	-3

In view of above, the members of the Adhoc Committee appointed by the Hon'ble Supreme Court and of the Executive Committee of the Council decided to create 1(one) more post of Personal Assistant (P.A.) in the Council office.

(Dr Davinder Kumar)
Deputy Secretary

Kolkata, dated the
14th April,2008

APPROVED

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