

No. MCI-5(3)/2015-Med.Misc./

MEDICAL COUNCIL OF INDIA
NEW DELHI

EXECUTIVE COMMITTEE

Minutes of the meeting of the Executive Committee held on 13th May, 2015 in the Council Office at Sector 8, Pocket 14, Dwarka, New Delhi.

Present:

Dr. Jayshree Mehta	President Medical Council of India, Former Professor of Surgery, Govt. Medical College, Vadodara, Gujarat.
Dr. C.V. Bhirmanandham	Vice-President, Medical Council of India, Former Vice-Chancellor of Dr. M.G.R. Health University, Tamil Nadu
Dr. Radha Madhab Tripathy	Professor and Head, Department of Community Medicine, MKCG Medical College, Berhampur.
Dr. Anil Mahajan	Professor & HOD, General Medicine, Government Medical College, Jammu, J&K.
Dr. V.N. Jindal	Vice Chancellor, S.R.K. University, Bhopal, Madhya Pradesh
Dr. Baldev Singh Aulakh	Professor of Urology and Transplant Surgery, Head Transplant Unit, Dayanand Medical College, Ludhiana
Dr. G.B. Gupta	Vice-Chancellor, Ayush & Health Sciences University, Raipur, Chhattisgarh
Dr. Vijay Prakash Singh	Professor & Head, Department Of Gastroenterology, Patna Medical College, Patna, Bihar
Dr. Ravindra H.N.	Kalashree Nilaya, Krishna Nagar, Pandavapura, Mandya Distt., Karnataka

Dr. Reena Nayyar, Secretary I/c

Apology for absence was received from Dr. K.K. Gupta

At the outset, the Chief Secretaries/ Principal Secretaries of the following States attended the hearing given by the Executive Committee:-

1. Andaman Nicobar Administration
2. Andhra Pradesh
3. Bihar
4. Chhattisgarh

5. Delhi
6. Gujarat
7. Haryana
8. Jammu & Kashmir
9. Jharkhand
10. Madhya Pradesh
11. Kerala
12. Karnataka
13. Punjab
14. Pudducherry
15. Rajasthan
16. Tamilnadu
17. Uttar Pradesh
18. West Bengal

The Chief Secretary/ Principal Secretary of the State of Maharashtra did not attend the hearing. The Executive Committee of the Council thanked all the Chief Secretaries/Principal Secretaries for making it convenient to attend the hearing at such short notice and decided to send a letter to this effect to all those who attended. The Committee also decided to write a letter to the Chief Minister of the State of Maharashtra with copy to the Central Government, Ministry of Health & F.W., informing them of remaining absent of its Chief Secretary/Principal Secretary.

1. **Minutes of the Executive Committee Meeting held on 29th April, 2015 – Confirmation of.**

The Executive Committee of the Council confirmed the minutes of the Executive Committee meeting held on 29th April, 2015.

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

The Executive Committee of the Council noted the action taken on the minutes of the Executive Committee meeting held on 29th April, 2015.

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

The Executive Committee of the Council noted the pending items arising out of the decisions taken by the Executive Committee.

4. **Renewal of permission for MBBS course for 3rd batch (50 seats) of Late Shri Laxhi Ram Agrawal Memorial Govt. Medical College, Raigarh, Chhattisgarh under Chhattisgarh Ayush and Health Sciences University, Raipur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.**

Read: the matter with regard to renewal of permission for MBBS course for 3rd batch (50 seats) of Late Shri Laxhi Ram Agrawal Memorial Govt. Medical College, Raigarh, Chhattisgarh under Chhattisgarh Ayush and Health Sciences University, Raipur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (24th April 2015) alongwith previous assessment report (03rd & 4th February, 2015), letter dated 11/05/2015 from the Dean, Govt. Medical College, Raigarh furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report alongwith an undertaking of the Principal Secretary, Govt. of Chhattisgarh,

Health & FW. dated 13.05.2015 and decided to recommend to the Central Govt. to renew the permission for admission of 3rd batch (50 seats) of Late Shri Lakhi Ram Agrawal Memorial Govt. Medical College, Raigarh, Chhattisgarh under Chhattisgarh Ayush and Health Sciences University, Raipur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

5. Renewal of permission for MBBS course for 5th batch (100 seats) of Indira Gandhi Institute of Medical Sciences, Sheikhpura, Patna, under the Indira Gandhi Institute of Medical Sciences, Patna (Deemed University) u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to renewal of permission for MBBS course for 5th batch (100 seats) of Indira Gandhi Institute of Medical Sciences, Sheikhpura, Patna, under the Indira Gandhi Institute of Medical Sciences, Patna (Deemed University) u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (22nd April 2015) alongwith previous assessment report (21st & 22nd November, 2014), representation dated 30/04/2015 from the Director & Vice Chancellor, Indira Gandhi Institute of Medical Sciences, Sheikhpura, Patna & an email complaint dated 28/03/2015 of Sh. Rajkishore alongwith an undertaking of the Secretary Health Deptt., Govt. of Bihar, dated 13.05.2015 and decided to recommend to the Central Govt. to renew the permission for admission of 5th batch (100 seats) of Indira Gandhi Institute of Medical Sciences, Sheikhpura, Patna, under the Indira Gandhi Institute of Medical Sciences, Patna (Deemed University) u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

6. Establishment of new medical college at Gadag, Karnataka by Government of Karnataka with an annual intake of 150 students under the Rajiv Gandhi University of Health Sciences, Bangalore, Karnataka u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to establishment of new medical college at Gadag, Karnataka by Government of Karnataka with an annual intake of 150 students under the Rajiv Gandhi University of Health Sciences, Bangalore, Karnataka u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (20th April 2015) alongwith previous assessment report (29th & 30th December, 2014), letter dated 08/05/2015 from the Principal Secretary to Govt. Health & F.W. Department, Medical Education, Bangalore furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report alongwith an undertaking of the Principal Secretary Health, Medical Education, Govt. of Karnataka dated 13.05.2015 and decided to recommend to the Central Govt. to issue Letter of Permission for establishment of new medical college at Gadag, Karnataka by Government of Karnataka under the Rajiv Gandhi University of Health Sciences, Bangalore, Karnataka with an annual intake of 150 students u/s 10A of the IMC Act, 1956 for the academic year 2015-16.

7. Renewal of permission for MBBS course for 2nd batch (100 seats) of Govt. Medical College, Palakkad, Kerala under Kerala University of Health Sciences, Thrissur, Kerala u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to renewal of permission for MBBS course for 2nd batch (100 seats) of Govt. Medical College, Palakkad, Kerala under

Kerala University of Health Sciences, Thrissur, Kerala u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (22nd April 2015) alongwith previous assessment report (05th & 06th January, 2015) and noted the following:-

1. Deficiency of faculty is 28.8 % as detailed in the report.
2. Shortage of Residents is 53.7 % as detailed in the report.
3. OPD: Registration counters are not computerized. Teaching areas are not available. Deficiency remains as it is.
4. Wards: Demonstration rooms are not available. Deficiency remains as it is.
5. O.T.: Infusion pumps are not available.
6. CSSD is not available.
7. Students' Hostel: Available accommodation is only for 99 against requirement of 150. Presently they are accommodated in rented premises which is not permissible.
8. Residents' Hostel: Not available. Deficiency remains as it is.
9. Residential Quarters: None available for faculty or non-teaching staff.
10. MRD: It is not computerized.
11. Lecture Theaters: facility for E class is not available. Lecture Theater in the hospital is not available.
12. Central Library: Area available is 803 sq.m. Print journals are not available. Deficiency remains as it is.
13. Boys' common room is not available. Deficiency remains as it is.
14. Central Photography section is not available.
15. Pathology department: Offices for Asst. prof. & Tutors are shared with Microbiology department.
16. Microbiology department: Media preparation facility is not available.
17. Forensic Medicine department: Practical laboratory is not available.
18. Other deficiencies as pointed out in the assessment report.

In view of the above, the Executive Committee of the Council decided to recommend to the Central Govt. not to renew the permission for admission of 2nd batch (100 seats) of Govt. Medical College, Palakkad, Kerala under Kerala University of Health Sciences, Thrissur, Kerala u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

8. **Establishment of new medical college at Port Blair, Andaman & Nicobar by U.T Andaman & Nicobar Administration with an annual intake of 100 MBBS students under Pondicherry University u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.**

Read: the matter with regard to establishment of new medical college at Port Blair, Andaman & Nicobar by U.T Andaman & Nicobar Administration with an annual intake of 100 MBBS students under Pondicherry University u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (24th April 2015) alongwith previous assessment report (22nd & 23rd January, 2015), letter dated 11/05/2015 from the Director, Andaman and Nicobar Institute of Medical Sciences, Port Blair furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report alongwith an undertaking of the Secretary(Health), Andaman Nicobar Administration dated 13.05.2015 and decided to recommend to the Central Govt. to issue Letter of Permission for establishment of new medical college at Port Blair, Andaman & Nicobar by U.T Andaman & Nicobar Administration under Pondicherry University with an

annual intake of 100 MBBS students u/s 10A of the IMC Act, 1956 for the academic year 2015-16.

9. Renewal of permission for MBBS course for 3rd batch (100 seats) of Vardhman Institute of Medical Sciences, Pawapuri, Nalanda, Bihar under Aryabhatta Knowledge University, Patna u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to renewal of permission for MBBS course for 3rd batch (100 seats) of Vardhman Institute of Medical Sciences, Pawapuri, Nalanda, Bihar under Aryabhatta Knowledge University, Patna u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (28th April 2015) alongwith previous assessment report (22nd & 23rd January, 2015) and noted the following:-

1. Deficiency of faculty is 47.2 % as detailed in the report.
2. Shortage of Residents is 76 % as detailed in report.
3. O.T.: Four O.T.s are made available without due infrastructure.
4. There is no Central Oxygen or Nitrous Oxide.
5. ICUs: NIL patient is admitted in MICU& only 1 patient is admitted in ICCU on day of assessment.
6. CSSD: It is not available. ETO Sterilizer is not available.
7. OPD: It has not yet shifted to new building as yet. Deficiencies of Examination rooms, Teaching areas, Dressing room are not rectified.
8. Pure Tone Audiometer is not functional. Audiometrist& Speech Therapist are not available. Deficiency remains as it is.
9. Wards: There is no ward for Tb & Chest department. Ophthalmology ward is common for males/females.
10. Lecture Theaters: Facility for E class is not available.
11. Laboratory investigation workload is inadequate. Histopathology & Cytopathology workload is NIL. No faculty from Pathology department is posted in central laboratory. Instruments are inadequate.
12. Central Library: Staff is not available. Internet nodes & Computers are not available. Foreign journals are not available.
13. Central Photography section is not available.
14. Nurses' hostel is yet to be completed. Deficiency remains as it is.
15. Residential quarters are yet to be completed.
16. MRD: It is not available. Medical Records Officer is not available.
17. Central Clinical Laboratory: It is still not divided into various sections. Staff is inadequate. Deficiency remains as it is.
18. Intercom is not available.
19. Nursing staff: Only 51 Nurses are available against requirement of 175. Deficiency remains as it is.
20. Paramedical staff: Only 55 Paramedical staff are available against requirement of 101. Deficiency remains as it is.
21. Anatomy department: Audiovisual aids are not available. Only 15 specimens are available. Band saw is not available. There are only 2 cadavers.
23. Paraclinical departments of Pathology, Microbiology Pharmacology & Forensic Medicine are not functional. Deficiencies remain as they are.
24. Other deficiencies as pointed out in the assessment report.

In view of the above, the Executive Committee of the Council decided to recommend to the Central Govt. not to renew the permission for admission of 3rd batch (100 seats) of Vardhman Institute of Medical Sciences, Pawapuri, Nalanda, Bihar under Aryabhatta Knowledge University, Patna u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

10. Renewal of permission for MBBS course for 3rd batch (100 seats) of ESIC Medical College, Joka, Kolkata, West Bengal under the West Bengal University of Health Sciences, Kolkata u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to renewal of permission for MBBS course for 3rd batch (100 seats) of ESIC Medical College, Joka, Kolkata, West Bengal under the West Bengal University of Health Sciences, Kolkata u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (27th April 2015) alongwith previous assessment report (10th & 11th December, 2014) and noted the following:-

1. Deficiency of faculty is 33 % as detailed in report.
2. Shortage of Residents is 36 % as detailed in the report.
3. OPD: Four examination rooms are not available in Orthopaedics, Ophthalmology, Tb & Chest departments. Teaching area is not available in Orthopaedic & Eye OPD. Injection room is common for male & female. Dressing room is common for male & female.
4. Wards: Wards for Tb & Chest, Psychiatry, and Skin & VD are not available.
5. Casualty: Ventilator is not available.
6. Audiometrist & Speech Therapist are not available.
7. MRD: It is partly computerized. Statistician is not available.
8. ETO Sterilizer is not available.
9. Nursing staff: Only 151 Nurses are available against requirement of 175.
10. Microbiology department: Laboratories are non-functional. Practical laboratory is not available. Paramedical staff is inadequate. Audiovisual aids are not available. Museum is non-functional.
11. Pharmacology department: Experimental Pharmacology department is unequipped & non-functional.
12. RHTC: It is not under control of Dean.
13. Other deficiencies as pointed out in the assessment report.

In view of the above, the Executive Committee of the Council decided to recommend to the Central Govt. not to renew the permission for admission of 3rd batch (100 seats) of ESIC Medical College, Joka, Kolkata, West Bengal under the West Bengal University of Health Sciences, Kolkata u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

11. Renewal of permission for MBBS course for 2nd batch (150 seats) of A.C. Subba Reddy Govt. Medical College, Nellore, Andhra Pradesh under Dr. NTR University of Health Sciences, Vijayawada, A.P. u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to renewal of permission for MBBS course for 2nd batch (150 seats) of A.C. Subba Reddy Govt. Medical College, Nellore, Andhra Pradesh under Dr. NTR University of Health Sciences, Vijayawada, A.P. u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (27th April 2015) alongwith previous assessment report (06th & 07th January, 2015), letter dated 11/05/2015 from the Director of Medical Education, Government of Andhra Pradesh furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report alongwith an undertaking of the Special Chief Secretary,

Deptt. of Medical & Health, Govt. of Andhra Pradesh, dated 13.05.2015 and decided to recommend to the Central Govt. to renew the permission for admission of 2nd batch (150 seats) of A.C. Subba Reddy Govt, Medical College, Nellore, Andhra Pradesh under Dr. NTR University of Health Sciences, Vijayawada, A.P. u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

12. Establishment of new medical college at Gondia, Maharashtra by Government of Maharashtra with an annual intake of 100 students under the Maharashtra University of Health Sciences, Nashik u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to establishment of new medical college at Gondia, Maharashtra by Government of Maharashtra with an annual intake of 100 students under the Maharashtra University of Health Sciences, Nashik u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (27th April 2015) alongwith previous assessment report (29th & 30th December, 2014) and noted the following:

1. Deficiency of faculty is 77.77 % as detailed in the report.
2. There has been no fresh appointment of any faculty or Resident since previous assessment. No Professor, Asso. Prof. & Asst. prof. reported for attendance till 2 p.m.
3. There is no permanent Dean.
4. Preclinical departments of Anatomy, Physiology, and Biochemistry are not fully functional.
5. Students' Hostels are not available.
6. Lecture Theater: They are not of gallery type. Deficiency remains as it is.
7. Residential quarters for faculty & non-teaching staff are not available in the campus. Deficiency remains as it is.
8. Central Photography section is not available. Deficiency remains as it is.
9. Labour room is not as per specifications. Deficiency remains as it is.
10. CSSD is not available. Deficiency remains as it is.
11. Other deficiencies as pointed out in the assessment report.

In view of above, the Executive Committee of the Council decided to return the application for establishment of a new medical college at Gondia, Maharashtra by Government of Maharashtra under the Maharashtra University of Health Sciences, Nashik to the Central Government recommending disapproval of the scheme u/s 10A of the IMC Act, 1956 for the academic year 2015-2016 as there is no provision u/s 10A of the Indian Medical Council Act, 1956 or the regulations framed therein to keep the application pending in the Council office for the next academic year.

13. Renewal of permission for MBBS course for 3rd batch (100 seats) of Govt. Medical College, Manjeri, Kerala under Kerala University of Health and Allied Sciences, Thrissur, Kerala u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to renewal of permission for MBBS course for 3rd batch (100 seats) of Govt. Medical College, Manjeri, Kerala under Kerala University of Health and Allied Sciences, Thrissur, Kerala u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (20th April 2015) alongwith previous assessment report (05th & 06th January, 2015) alongwith an undertaking of the Secretary (Health & FW), Govt. of Kerala, dated 13.05.2015 and decided to recommend to the Central Govt. to renew the permission for admission of 3rd batch (100 seats) of Govt. Medical College, Manjeri, Kerala under Kerala University of Health and Allied Sciences, Thrissur, Kerala u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

14. M.P. Shah Medical College, Jamnagar – Renewal of Permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 175-200 for the academic session 2015-16.

Read: the matter with regard to M.P. Shah Medical College, Jamnagar – Renewal of Permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 175-200 for the academic session 2015-16 .

The Executive Committee of the Council considered the compliance verification assessment report (17.04.2015) along with assessment report (31st October, 2014 and 1st November, 2014), representation dated 04/05/2015 from the Dean, M.P. Shah Medical College, Jamnagar alongwith an undertaking from the Principal Secretary (Medical Education), Govt. of Gujarat dated 13.05.2015 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 175-200 of M.P. Shah Medical College, Jamnagar under Saurashtra University, Rajkot u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

15. Govt. Medical College, Bhavnagar – Renewal of Permission for admission of 4th Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16 – regarding.

Read: the matter with regard to Govt. Medical College, Bhavnagar – Renewal of Permission for admission of 4th Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (15.04.2015) along with assessment report (1st & 2nd December, 2014) 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 100-150 of Govt. Medical College, Bhavnagar under Maharaja Krishnakumarsinghji Bhavnagar University, Bhavnagar u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

16. King George's Medical University, Uttar Pradesh, Lucknow, Uttar Pradesh (Previously known as Chhatrapati Shahuji Maharaj Medical University, Lucknow) – Renewal of Permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 185-250 for the academic session 2015-16.

Read: the matter with regard to King George's Medical University, Uttar Pradesh, Lucknow, Uttar Pradesh (Previously known as Chhatrapati Shahuji Maharaj Medical University, Lucknow) – Renewal of Permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 185-250 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (24.04.2015) along with assessment report (12th

& 13th November, 2014) and representation dated 02/05/2015 from the Dean, King George's Medical University, Lucknow alongwith an undertaking of the Principal Secretary, Medical Education and training, Govt. of U.P., dated 13.05.2015 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 185-250 of King George's Medical University, Lucknow, Uttar Pradesh (Previously known as Chhatrapati Shahuji Maharaj Medical University, Lucknow) u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

17. S.N. Medical College, Agra – Renewal of Permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 128-150 for the academic session 2015-16.

Read: the matter with regard to S.N. Medical College, Agra – Renewal of Permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 128-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (27.04.2015) along with assessment report (5th & 6th December, 2014), representation dated 07/05/2015 from the Director General, Medical Education & Training, U.P. Lucknow and representation dated 11/5/2015 received from the Chief Secretary, Govt. of Uttar Pradesh alongwith an undertaking of the Principal Secretary, Medical Education and training, Govt. of U.P., dated 13.05.2015 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 128-150 of S.N. Medical College, Agra under Dr. B.R. Ambedkar University, Agra u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

18. Govt. Medical College & Hospital, Chandigarh – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 50-100 for the academic session 2015-16.

Read: the matter with regard to Govt. Medical College & Hospital, Chandigarh – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 50-100 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (29.04.2015) along with assessment report (9th & 10th December, 2014) 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 50-100 of Govt. Medical College & Hospital, Chandigarh under Punjab University, Chandigarh u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

19. Bankura Sammilani Medical College, Bankura – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Bankura Sammilani Medical College, Bankura – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (27.04.2015) along with assessment report (9th & 10th December, 2014) alongwith an undertaking of the Principal Secretary,

Health & F.W. Deptt., Govt. of West Bengal dated 13.05.2015 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 100-150 of Bankura Sammilani Medical College, Bankura under West Bengal University of Health Sciences, Kolkata u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

20. Govt. Medical College, Kota – Renewal of Permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Govt. Medical College, Kota – Renewal of Permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (29.04.2015) along with assessment report (3rd & 4th December, 2014) and representation dated 10/05/2015 from the Principal & Controller, Govt. Medical College & A.G. Hospitals, Kota furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report alongwith an undertaking of the Principal Secretary, Medical Education, Govt. of Rajasthan, dated 13.05.2015 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 100-150 of Govt. Medical College, Kota under Rajasthan University of Health Sciences, Jaipur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

21. Renewal of permission for MBBS course for 3rd batch (150 seats) of Chandulal Chandrakar Memorial Medical College, Durg, Chhattisgarh under Chhattisgarh Ayush & Health Sciences, University, Raipur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to renewal of permission for MBBS course for 3rd batch (150 seats) of Chandulal Chandrakar Memorial Medical College, Durg, Chhattisgarh under Chhattisgarh Ayush & Health Sciences, University, Raipur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (24th April 2015) alongwith previous assessment report (23rd & 24th January, 2015) and representation dated nil(received in the Council Office on 05/05/2015) from the Dean/Director, Chandulal Chandrakar Memorial Medical College, Durg, Chhattisgarh and decided to recommend to the Central Govt. to renew the permission for admission of 3rd batch (150 seats) of Chandulal Chandrakar Memorial Medical College, Durg, Chhattisgarh under Chhattisgarh Ayush & Health Sciences, University, Raipur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

22. Establishment of new medical college at Akathumuri, Varkala, Thiruvananthapuram, Kerala by S.R. Educational & Charitable Trust, Thiruvananthapuram, Kerala with an annual intake of 100 students under Kerala University of Health Sciences, Thrissur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to establishment of new medical college at Akathumuri, Varkala, Thiruvananthapuram, Kerala by S.R. Educational & Charitable Trust, Thiruvananthapuram, Kerala with an annual intake of 100 students under Kerala University of Health Sciences, Thrissur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (22nd April 2015) alongwith previous assessment report (10th & 11th March, 2015) and noted the following:

1. Deficiency of faculty is 75.47 % as detailed in the report.
2. Shortage of Residents is 95.55 % as detailed in report.
3. There were only 40 patients in wards giving bed occupancy of 13.33 %. Most of these patients were admitted after arrival of assessors and were not genuine. There were no postoperative patients in wards.
4. Computerization record of past was not available on day of assessment. Registers were available but names of admitted patients did not match. Patient shown to have undergone LSCS 2-3 days back was not found in wards.
5. There were NIL Major & Minor operations on day of assessment.
6. There was NIL Normal delivery or Caesarean section on day of assessment.
7. Records of Radiological & Laboratory Investigations were not available.
8. ICUs: There was NIL patient in ICCU or in ICU on day of assessment.
9. OPD attendance was very less. College was not able to provide exact data as the system was out of order due to heavy rains.
10. Central Library: Staff is inadequate.
11. Students' Hostels: Study room with computer & Internet & Recreation room are not available.
12. Residents' Hostel: Accommodation is available for 24 Residents which is not furnished. No Resident is staying in hostel.
13. Nurses' Hostel: It is not available.
14. Audiometry & Speech therapy: Equipment is not operational.
15. Anatomy department: Cadavers are not available. Lockers are inadequate. Wet specimens are inadequate.
16. Physiology department: There are no instruments in Clinical Physiology & Mammalian Physiology Laboratories.
17. Other deficiencies as pointed out in the assessment report.

In view of above, the Executive Committee of the Council decided to return the application for establishment of a new medical college at Akathumuri, Varkala, Thiruvananthapuram, Kerala by S.R. Educational & Charitable Trust, Thiruvananthapuram, Kerala under Kerala University of Health Sciences, Thrissur to the Central Government recommending disapproval of the scheme u/s 10A of the IMC Act, 1956 for the academic year 2015-16 as there is no provision u/s 10A of the Indian Medical Council Act, 1956 or the regulations framed therein to keep the application pending in the Council office for the next academic year.

23. Establishment of new medical college at Raipur, Chhattisgarh by Lord Buddha Educational Society, Raipur, Chhattisgarh with an annual intake of 150 students under Chhattisgarh Ayush and Health Sciences University, Raipur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to establishment of new medical college at Raipur, Chhattisgarh by Lord Buddha Educational Society, Raipur, Chhattisgarh with an annual intake of 150 students under Chhattisgarh Ayush and Health Sciences University, Raipur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (24th April 2015) alongwith previous assessment report (14th & 15th October, 2014) and noted the following:

1. Deficiency of faculty is 57.4 % as detailed in the report.
2. Shortage of Residents is 44.4 % as detailed in the report.
3. Majority of staff offices in the hospital were lying vacant, giving a deserted look with no evidence of their occupation. Deficiency remains as it is.
4. OPD attendance was only 270 on day of assessment. At the time of taking round, waiting area was empty.
5. Bed occupancy was only 19 % on day of assessment.
6. There was NIL Normal delivery or Caesarean section on day of assessment. On an average only 4 deliveries are conducted per month.
7. There were NIL Major operations & only 3 Minor operations on day of assessment. Total only 92 operations were performed in the month of April till date of assessment (i.e. 24/04/2015) out of which Anaesthesia was given only in 79 cases. Thus daily average of Major operations is 3.4 which is inadequate.
8. ICUs: There was no patient in ICCU, SICU, MICU, PICU/NICU on day of assessment.
9. Radiological & Laboratory investigations are still grossly inadequate.
10. Anatomy department: Only 10 specimens are available. There are no cadavers.
11. Central Library: It is not air-conditioned.
12. Casualty: There were only 2 patients on day of assessment.
13. Dean & staff of Medical College arrived only at 10:30 a.m.
14. Other deficiencies as pointed out in the assessment report.

In view of above, the Executive Committee of the Council decided to return the application for establishment of a new medical college at Raipur, Chhattisgarh by Lord Buddha Educational Society, Raipur, Chhattisgarh under Chhattisgarh Ayush and Health Sciences University, Raipur to the Central Government recommending disapproval of the scheme u/s 10A of the IMC Act, 1956 for the academic year 2015-16 as there is no provision u/s 10A of the Indian Medical Council Act, 1956 or the regulations framed therein to keep the application pending in the Council office for the next academic year.

24. Renewal of permission for MBBS course for 2nd batch (100 seats) of Govt. Medical College, Rajnandgaon, Chhattisgarh under Chhattisgarh Ayush and Health Sciences University, Raipur, Chhattisgarh u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to renewal of permission for MBBS course for 2nd batch (100 seats) of Govt. Medical College, Rajnandgaon, Chhattisgarh under Chhattisgarh Ayush and Health Sciences University, Raipur, Chhattisgarh u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (24th April 2015) alongwith previous assessment report (23rd & 24th January, 2015) and letter dated 09/05/2015 from the Dean, Govt. Medical College, Rajnandgaon furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report alongwith an undertaking of the Principal Secretary, Govt. of Chhattisgarh, Health & FW. dated 13.05.2015 and decided to recommend to the Central Govt. to renew the permission for admission of 2nd batch (100 seats) of Govt. Medical College, Rajnandgaon, Chhattisgarh under Chhattisgarh Ayush and Health Sciences University, Raipur, Chhattisgarh u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

25. Renewal of permission for MBBS course for 3rd batch (50 seats) of North Delhi Municipal Corporation Medical College, Delhi under Guru Gobind Singh Indraprastha University, New Delhi u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to renewal of permission for MBBS course for 3rd batch (50 seats) of North Delhi Municipal Corporation Medical College, Delhi under Guru Gobind Singh Indraprastha University, New Delhi u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (29th April 2015) alongwith previous assessment report (12th & 13th December, 2014) and letter dated 09/05/2015 from the Dean, North DMC Medical College & Hindu Rao Hospital, Malka Ganj, Delhi furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report alongwith an undertaking of the Additional Commissioner (Health), Govt. of NCT of Delhi, dated 13.05.2015 and decided to recommend to the Central Govt. to renew the permission for admission of 3rd batch (50 seats) of North Delhi Municipal Corporation Medical College, Delhi under Guru Gobind Singh Indraprastha University, New Delhi u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

26. Establishment of new medical college at Lucknow, Uttar Pradesh by G.C.R.G Memorial Trust, Lucknow, Uttar Pradesh with an annual intake of 150 students under Dr. Ram Manohar Lohia Awadh University, Faizabad u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to establishment of new medical college at Lucknow, Uttar Pradesh by G.C.R.G Memorial Trust, Lucknow, Uttar Pradesh with an annual intake of 150 students under Dr. Ram Manohar Lohia Awadh University, Faizabad u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (24th April 2015) alongwith previous assessment report (16th & 17th January, 2015) and noted the following:

1. Deficiency of faculty is 20 % as detailed in the report.
2. Shortage of Residents is 100 %. No resident doctor is staying in the hostel.
3. Bed occupancy is 57 % on day of assessment. Many patients did not require admission. There was no patient in Tb & Chest, psychiatry & Skin & VD wards as they were locked.
4. Wards are not as per MSR Regulations as detailed in the report. There is no Orthopaedics female ward.
5. O.T.: Resuscitation equipment is inadequate.
6. ICU: There was no genuine patient in ICCU. Patients with non-cardiac condition like Diarrhoea was admitted in ICCU. Photocopy of case paper was not provided. There was NIL patient in MICU. There was only 1 patient in SICU who was not critical and was kept there for last 5 days. Ventilator is not available.
7. OPD attendance as claimed by the institute at 643 is inflated as it was only 240 till 12 noon. Many healthy persons were brought in to OPD after 1 p.m.
8. Data of clinical material provided by the institute is highly inflated.
9. There was only 1 Minor operation on day of assessment while the institute has claimed there were 19.
10. Lecture theater in the Hospital is not available. Deficiency remains as it is.

11. Central Library is air-conditioned but it is inadequate in terms of total area & sitting capacity.
12. Other deficiencies as pointed out in the assessment report.

In view of above, the Executive Committee of the Council decided to return the application for establishment of a new medical college at Lucknow, Uttar Pradesh by G.C.R.G Memorial Trust, Lucknow, Uttar Pradesh under Dr. Ram Manohar Lohia Awadh University, Faizabad to the Central Government recommending disapproval of the scheme u/s 10A of the IMC Act, 1956 for the academic year 2015-16 as there is no provision u/s 10A of the Indian Medical Council Act, 1956 or the regulations framed therein to keep the application pending in the Council office for the next academic year.

27. **Establishment of new medical college at Juhu, Mumbai, by Municipal Corporation of Greater Mumbai, Maharashtra with an annual intake of 150 students under Maharashtra University of Health Sciences, Nashik u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.**

Read: the matter with regard to establishment of new medical college at Juhu, Mumbai, by Municipal Corporation of Greater Mumbai, Maharashtra with an annual intake of 150 students under Maharashtra University of Health Sciences, Nashik u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (27th April 2015) alongwith previous assessment report (17th & 18th December, 2014) and decided to recommend to the Central Govt. to issue Letter of Permission for establishment of new medical college at Juhu, Mumbai, by Municipal Corporation of Greater Mumbai, Maharashtra under Maharashtra University of Health Sciences, Nashik with an annual intake of 150 students u/s 10A of the IMC Act, 1956 for the academic year 2015-16.

28. **Assessment of the physical and other teaching facilities available for recognition/approval of Indira Gandhi Medical College & Research Institute, Puducherry for the award of MBBS degree (150 seats) granted by Pondicherry University u/s 11(2) of the IMC Act, 1956.**

Read: the matter with regard to assessment of the physical and other teaching facilities available for recognition/approval of Indira Gandhi Medical College & Research Institute, Puducherry for the award of MBBS degree (150 seats) granted by Pondicherry University u/s 11(2) of the IMC Act, 1956.

The Executive Committee of the Council considered the compliance verification assessment report (27th April 2015) alongwith previous assessment report (08th & 09th December 2014) and noted the following:

1. Deficiency of faculty is 16.99 % as detailed in the report.
2. Shortage of Residents is 33.6 % as detailed in the report.
3. Bed occupancy is 50.2 % on day of assessment.
4. Special investigations like Ba, IVP were not performed on day of assessment.
5. CT scan is not yet installed.
6. ICUs: There was NIL patient in NICU, RICU on day of assessment.
7. Only 4 static X-ray machines are available against requirement of 6 as per Regulations
8. Residential quarters for faculty & non-teaching staff are still under construction.

9. Examination: Allocation of marks by Puducherry University is not as per Regulations as detailed in the report. Deficiency remains as it is.
10. Auditorium is under construction.
11. Other deficiencies as pointed out in the assessment report.

In view of the above the committee decided not to recommend recognition/approval of Indira Gandhi Medical College & Research Institute, Puducherry for the award of MBBS degree (150 seats) granted by Pondicherry University u/s 11(2) of the IMC Act, 1956 and to give one month time to the institution to rectify deficiencies and submit the compliance to the council.

Further the committee considering an undertaking of the Secretary Health, Govt. of Puducherry dated 13.05.2015 decided to recommend to the Central Government to renew the permission for admission of 6th batch of 150 MBBS students at Indira Gandhi Medical College & Research Institute, Puducherry for the academic year 2015-2016.

29. Pondicherry Institute of Medical Sciences, Pondicherry – Renewal of Permission for admission of 2nd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Pondicherry Institute of Medical Sciences, Pondicherry – Renewal of Permission for admission of 2nd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (17.04.2015) along with assessment report (22nd & 23rd January, 2015) and noted the following:-

1. Shortage of residents is 19.9 % as detailed in the report.
2. Bed occupancy is 49.83 % on the day of assessment.
3. Special investigations like Ba, IVP are not performed.
4. ICU: There are only 4 beds against requirement of 5 beds.
5. Other deficiencies as pointed out in the assessment report.

In view of the above, 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 against the increased intake i.e. from 100-150 of Pondicherry Institute of Medical Sciences, Pondicherry under Pondicherry University, Pondicherry u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

30. S.V. Medical College, Tirupati – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 150-200 for the academic session 2015-16.

Read: the matter with regard to S.V. Medical College, Tirupati – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 150-200 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (28.04.2015) along with assessment report (29th & 30th October, 2014), representation dated 11/05/2015 from the Director of Medical Education, Andhra Pradesh alongwith an undertaking of the Special Chief Secretary, Deptt. of Medical & Health, Govt. of Andhra Pradesh, dated 13.05.2015 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 150-200 of S.V. Medical College, Tirupati under Dr. NTR University of Health Sciences, Vijayawada u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

31. Recognition/Approval of T.D. Medical College, Alappuzha for the award of MBBS degree granted by Kerala University of Health & Allied Sciences, against the increased intake i.e. from 100 to 150 seats.

Read: the matter with regard to recognition/Approval of T.D. Medical College, Alappuzha for the award of MBBS degree granted by Kerala University of Health & Allied Sciences, against the increased intake i.e. from 100 to 150 seats.

The Executive Committee of the Council considered the compliance verification assessment report (28.04.2015) along with the previous assessment reports and noted the following:

1. Deficiency of faculty is 10.76 % as detailed in report.
2. Shortage of residents is 28.57 % as detailed in report.
3. Lecture Theatre: There is shortage of 2 lecture theaters of 180 capacity & 1 of 350 capacity. Deficiency persists.
4. Central Library: Deficiency remains as it is.
5. Examination Hall: Deficiency remains as it is.
6. Other deficiencies as pointed out in the assessment report.

In view of the above the committee decided not to recommend to the Central Government for recognition/approval of T.D. Medical College, Alappuzha for the award of MBBS degree granted by Kerala University of Health & Allied Sciences, against the increased intake i.e. from 100 to 150 seats u/s 11(2) of the IMC Act, 1956 and to give one month time to the institution to rectify deficiencies and submit the compliance to the council.

Further the committee considering the undertaking of Secretary (Health & FW) Government of Kerala dt. 13.05.2015 decided to recommend to the Central Government to renew the permission for admission of fresh batch of increase of seats from 100 to 150 MBBS students at T.D. Medical College, Alappuzha for the academic year 2015-2016.

32. Dr. Vaishmpayan Memorial Govt. Medical College, Solapur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Dr. Vaishmpayan Memorial Govt. Medical College, Solapur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (29.04.2015) along with assessment report (17th & 18th December, 2014) and representation dated Nil from the Dean, Dr. Vaishmpayan Memorial Govt. Medical College, Solapur and noted the following:-

1. Shortage of Residents is 52.59 % as detailed in the report.
2. Interns' Hostel is not available. Deficiency remains as it is.
3. Lecture Theaters: Facility for E class is not available. Deficiency remains as it is.

4. Central Library: There is no expansion since last assessment. Available area is 1,654 sq.m. which is inadequate. Reading room (outside) has capacity of 126 against requirement of 150. Reading room (inside) has capacity of only 56 against requirement of 150 & is shared as PG reading room also. Only 59 journals are available against requirement of 100. Only 20 Internet nodes are available. Deficiency remains as it is.
5. CSSD: ETO Sterilizer is not available.
6. Capacity of 2nd Demonstration room in the departments of Microbiology, Pharmacology, Forensic Medicine, Community Medicine is smaller than required.
7. RHTC: Residential accommodation is not available. Deficiency remains as it is.
8. Other deficiencies as pointed out in the assessment report.

In view of the above, 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 against the increased intake i.e. from 100-150 of Dr. Vaishmpayan Memorial Govt. Medical College, Solapur under Maharashtra University of Health Sciences, Nashik u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

33. e-Governance with paperless administration through technological interventions for "Digital MCI".

Read: the matter with regard to e-Governance with paperless administration through technological interventions for "Digital MCI".

The Executive Committee of the Council decided to defer the matter for the next meeting.

34. Approval of the minutes of the Administration and Grievance Committee meeting held on 18/03/2015.

Read: the matter with regard to approval of the minutes of the Administration and Grievance Committee meeting held on 18/03/2015.

The Executive Committee of the Council decided to defer the matter for the next meeting.

35. Consideration of the Report of the Departmental Promotion Committee for the post of Assistant Secretary in the MCI.

Read: the matter with regard to consideration of the report of the Departmental Promotion Committee for the post of Assistant Secretary in the MCI.

The Executive Committee of the Council perused the Order of the Hon'ble High Court dated 24.04.2015 in WP No. 6754/2013 and approved the minutes of the Departmental Promotion Committee.

The Committee further decided to constitute a Departmental Promotion Committee consisting of the following members for the resultant vacancies created:-

1. Dr. Jayshree Mehta, President
2. Dr. C.V. Bhirmanandham, Vice President
3. Dr. K.K. Gupta, Member, Executive Committee
4. Dr. G.B. Gupta, Member, Executive Committee
5. Secretary, MCI

36. Renewal of permission for MBBS course for 5th batch (100 seats) of College of Medicine and Sagore Dutta Hospital, Kolkata, West Bengal under the West Bengal University of Health Sciences, Kolkata u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to renewal of permission for MBBS course for 5th batch (100 seats) of College of Medicine and Sagore Dutta Hospital, Kolkata, West Bengal under the West Bengal University of Health Sciences, Kolkata u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (29th April 2015) alongwith previous assessment report (18th & 19th November, 2014), letter dated 09.05.2015 from the college authorities furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors alongwith an undertaking of the Principal Secretary, Health & F.W. Deptt., Govt. of West Bengal dated 13.05.2015 and decided to recommend to the Central Govt. to renew the permission for admission of 5th batch (100) of College of Medicine and Sagore Dutta Hospital, Kolkata, West Bengal under the West Bengal University of Health Sciences, Kolkata u/s 10A of the IMC Act, 1956 for the academic year 2015-16.

37. Renewal of permission for MBBS course for 3rd batch (100 seats) of ESIC Medical College, Chennai, Tamilnadu under The Tamilnadu Dr. M.G.R Medical University, Chennai u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to renewal of permission for MBBS course for 3rd batch (100 seats) of ESIC Medical College, Chennai, Tamilnadu under The Tamilnadu Dr. M.G.R Medical University, Chennai u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (28th April 2015) alongwith previous assessment report (31st October & 1st November, 2014) and noted the following:-

1. Deficiency of faculty is 33.88 % as detailed in the report.
2. Shortage of Residents is 38.23 % as detailed in the report.
3. Dean was on leave on day of assessment.
4. College building is still under construction. Deficiency remains as it is.
5. Dr. M. Kanheshwari, designated as Medical Superintendent has not been assigned any administrative powers in running of hospital. Dr. Uma Kulshreshtha is the administrative Medical Superintendent but does not possess PG qualification and hence not eligible to hold the post. Deficiency remains as it is.
6. Teaching areas are small. Minor OPDs do not have teaching areas. Deficiency remains as it is.
7. Wards: 90 beds of General Medicine are distributed in 2 wards with a single nursing station. 60 beds of Paediatrics are located in a single ward which is not permissible. Distance between 2 beds is < 1.5 m. Demonstration rooms are inadequate. No Demonstration rooms are available with Paediatrics, Psychiatry and Skin & VD. Deficiency remains as it is.
8. There was NIL Normal delivery & NIL Caesarean section on day of assessment
9. Speech therapy is not available. Deficiency remains as it is.
10. Central Library: Post of Librarian is still vacant. It is air-conditioned in part.

11. Departments of Pathology, Pharmacology & Forensic Medicine are partly functional in college building as construction work is in progress.
12. RHTC: Cold chain equipment is not available. Survey/MCH/Immunization/FW registers are not available. Deficiency remains as it is.
13. UHTC is on 3rd floor of ESIC hospital which is not as per norms. Deficiency remains as it is.
14. Students' Hostels are partly completed.
15. Office of Medical Superintendent is inadequate. Deficiency remains as it is.
16. Other deficiencies as pointed out in the assessment report.

In view of the above, the Executive Committee of the Council decided to recommend to the Central Govt. not to renew the permission for admission of 3rd batch (100 seats) of ESIC Medical College, Chennai, Tamilnadu under The Tamilnadu Dr. M.G.R Medical University, Chennai u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

38. Recognition/approval of Malabar Medical College & Research Centre, Calicut, Kerala for the award of MBBS degree (150 seats) granted by the Kerala University of Health Sciences, Thrissur u/s 11(2) of the IMC Act.

Read: the matter with regard to recognition/approval of Malabar Medical College & Research Centre, Calicut, Kerala for the award of MBBS degree (150 seats) granted by the Kerala University of Health Sciences, Thrissur u/s 11(2) of the IMC Act.

The Executive Committee of the Council considered the Council Assessors report (28th & 29th April, 2015) and decided to recommend to the Central Government for recognition/approval of Malabar Medical College & Research Centre, Calicut, Kerala for the award of MBBS degree (150 seats) granted by the Kerala University of Health Sciences, Thrissur u/s 11(2) of the IMC Act, 1956.

The Executive Committee further decided that the attention of the institute be drawn to Sections 8(3)(2), 8(3)(3) & 8(3)(4) of the Establishment of Medical Colleges Regulations (Amendment), 2010 (Part II) dated 16th April 2010 and act accordingly at appropriate time, which reads as under:-

8 (3) ...

(2) The recognition so granted to an Undergraduate Course for award of MBBS degree shall be for a maximum period of 5 years, upon which it shall have to be renewed.

(3) The procedure for 'Renewal' of recognition shall be same as applicable for the award of recognition.

(4) Failure to seek timely renewal of recognition as required in sub-clause (a) supra shall invariably result in stoppage of admissions to the concerned Undergraduate Course of MBBS at the said institute."

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

In view of above, the Executive Committee of the Council further decided to recommend to the Central Government to renew the permission for

admission of 6th batch of 150 MBBS students at Malabar Medical College & Research Centre, Calicut, Kerala for the academic year 2015-2016.

39. Establishment of new medical college at Saharanpur, Uttar Pradesh by Government of Uttar Pradesh with an annual intake of 100 students under Ch. Charan Singh University, Meerut u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to establishment of new medical college at Saharanpur, Uttar Pradesh by Government of Uttar Pradesh with an annual intake of 100 students under Ch. Charan Singh University, Meerut u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (27th April 2015) alongwith previous assessment report (21st & 22nd January, 2015) and decided to recommend to the Central Govt. to issue Letter of Permission for establishment of new medical college at Saharanpur, Uttar Pradesh by Government of Uttar Pradesh under Ch. Charan Singh University, Meerut with an annual intake of 100 students u/s 10A of the IMC Act, 1956 for the academic year 2015-16.

40. Recognition/Approval of Bundelkhand Medical College, Sagar, Madhya Pradesh for the award of MBBS degree(100 seats) granted by Dr. Hari Singh Gaur University, Sagar u/s 11(2) of the IMC Act, 1956.

Read: the matter with regard to recognition/Approval of Bundelkhand Medical College, Sagar, Madhya Pradesh for the award of MBBS degree(100 seats) granted by Dr. Hari Singh Gaur University, Sagar u/s 11(2) of the IMC Act, 1956.

The Executive Committee of the Council considered the compliance verification assessment report (27th April, 2015) along with the previous compliance verification assessment report (2nd March, 2015) and letter dated 09/05/2015 from the Dean, Bundelkhand Medical College, Sagar furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report and noted the following:-

1. Deficiency of faculty is 39.82 % as detailed in the report.
2. Shortage of Residents is 75.72 % as detailed in the report.
3. Bed occupancy is 44.2 % as detailed in report.
4. Only 48 Paramedical staff are available against requirement of 182.
5. C.T. scan is outsourced to a third party outside the hospital campus.
6. Special investigations like Ba, IVP are still not performed. Deficiency remains as it is.
7. Casualty: Equipment is inadequate. Casualty Medical officer is not posted.
8. O.T.: Only 4 Major O.T.s are functional against requirement of 7. Out of these 4, 2 are earmarked for O.G. and the rest 2 are shared by all other departments.
9. ICUs: ICCU, ICU, PICU/NICU are not available.
10. There is only 1 static X-ray machine (which too is nonfunctional) against requirement of 5. Hence there is no X-ray machine in working order on day of assessment. AERB approval is not available. Log book for machines are not available. Only 2 USG machines are available against requirement of 3. Deficiency remains as it is.
11. CSSD is not available. Deficiency remains as it is.
12. RHTC: Hostel & Mess are not available. Deficiency remains as it is.
13. There were only 7 major operations on day of assessment.

14. Histopathology & Cytopathology workload is NIL.
15. Auditorium is still under construction. Deficiency remains as it is.
16. MRD: It is manual. ICD X classification of diseases is not followed. Deficiency remains as it is.
17. Other deficiencies as pointed out in the assessment report.

In view of the above, the Executive Committee of the Council decided to recommend to the Central Government not to recognise/approve Bundelkhand Medical College, Sagar, Madhya Pradesh for the award of MBBS degree granted by Dr. Hari Singh Gaur University, Sagar u/s 11(2) of the IMC Act, 1956 and further decided that the Institute be asked to submit the compliance for rectification of the above deficiencies within 01 month for further consideration of the matter.

41. Recognition/Approval of Chennai Medical College Hospital & Research Centre, Irungalur, Trichy for the award of MBBS degree (150 seats) granted by the Tamilnadu Dr. M.G.R Medical University, Chennai u/s 11(2) of the IMC Act, 1956.

Read: the matter with regard to recognition/approval of Chennai Medical College Hospital & Research Centre, Irungalur, Trichy for the award of MBBS degree (150 seats) granted by the Tamilnadu Dr. M.G.R Medical University, Chennai u/s 11(2) of the IMC Act, 1956.

The Executive Committee of the Council considered the compliance verification assessment report (30th April, 2015) along with the previous compliance verification assessment report (24th March, 2015) and noted the following:-

1. Shortage of Residents is 21.6% as detailed in the report.
2. Deficiency of faculty is 7.7% as detailed in the report.
3. Most of patients were admitted since past 1 week before day of assessment.
4. Two out of 4 patients admitted in PICU suffered from minor ailments.
5. Casualty attendance was 22 on day of assessment.
6. Data of Laboratory investigations appear to be inflated with reference to actual patients & their diagnosis.
7. Other deficiencies as pointed out in the assessment report.

In view of the above, the Executive Committee of the Council decided to recommend to the Central Government not to recognise/approve Chennai Medical College Hospital & Research Centre, Irungalur, Trichy for the award of MBBS degree granted by the Tamilnadu Dr. M.G.R Medical University, Chennai u/s 11(2) of the IMC Act, 1956 and further decided that the Institute be asked to submit the compliance for rectification of the above deficiencies within 01 month for further consideration of the matter.

42. Recognition/ approval of Melmaruvathur Adhiprasakthi Institute of Medical Sciences & Research, Melmaruvathur for the award of MBBS degree granted by the Tamilnadu Dr. MGR Medical University, Chennai u/s 11(2) of the IMC Act, 1956.

Read: the matter with regard to recognition/approval of Melmaruvathur Adhiprasakthi Institute of Medical Sciences & Research, Melmaruvathur for the award of MBBS degree granted by the Tamilnadu Dr. MGR Medical University, Chennai u/s 11(2) of the IMC Act, 1956.

The Executive Committee of the Council considered the compliance verification assessment report (30th April, 2015) along with the previous compliance verification assessment report (24th March, 2015) and noted the following:-

1. Deficiency of faculty is 50.68 % as detailed in report.
2. No faculty is available in the departments of Radiodiagnosis, Forensic Medicine and Tb & Chest departments.
3. Shortage of Residents is 82.48 % as detailed in report.
4. Bed occupancy in general wards is 15.71 % on day of assessment which is grossly inadequate.
5. ICUs: Occupancy was 30 % on day of assessment.
6. Histopathology workload was only 2 & Cytopathology workload was only 7 on day of assessment. Deficiency remains as it is.
7. OPD attendance was 1,036 against requirement of 1,200 on day of assessment.
8. Casualty attendance was only 14 on day of assessment.
9. There was NIL Major & 2 Minor operations on day of assessment. Only 1 LSCS was performed on day of assessment.
10. There was NIL Normal delivery & 1 Caesarean section on day of assessment.
11. In Radiodiagnosis department, in spite of non-availability of faculty, investigations like USG, CT scan are reported done. Deficiency remains as it is. Radiological investigations workload is inadequate.
12. Laboratory workload is less. Data provided are inflated. Deficiency remains as it is.
13. Wards: Most of the wards were empty & no Nurses were posted in these wards.
14. Other deficiencies as pointed out in the assessment report.

The Executive Committee noted that in its meeting 27.03.2015 in view of deficiencies it was decided as under:-

“The Executive Committee of the Council observed that upon complaint/information an assessment was carried out on 24th March 2015. The members of the committee considered the compliance verification assessment report (24th March, 2015) alongwith previous compliance assessment reports dated 27th August, 2014 and 19th November, 2014 and noted the following:-

1. *Deficiency of faculty is 47.94 % as detailed in report.*
2. *No faculty is available in Radiodiagnosis, Forensic Medicine and Tb & Chest departments.*
3. *Shortage of residents is 80.98 % as detailed in report.*
4. *Bed occupancy is 22 % against requirement of 75 % as per regulations on day of assessment which is grossly inadequate. In some wards, although patients are present, their case papers were not available.*
5. *Histopathological (3-6/day), Cytopathological (5-7/day) & FNAC (2-5/day) workload is inadequate.*
6. *OPD on day of assessment is 650 against requirement of 1,200 as per Regulations.*
7. *Casualty attendance is only 19 on day of assessment which is inadequate.*
8. *There were only 10 major & 4 minor Surgical operations on day of assessment for the whole hospital which is inadequate. There is no Endoscopy theater. One Minor O.T. is deficient.*

9. *In Radiodiagnosis, in spite of Nonavailability of faculty, investigations like USG, CT scan are reported done and list provided which indicates inflated data are provided.*
10. *Laboratory investigations: Inflated data are provided.*
11. *Wards: There is no Nursing station, no crash cart, no emergency drugs tray in several wards. In some wards, there are no facilities at all; only big rooms with beds are provided. In some wards, Nurses were not present.*
12. *Other deficiencies as pointed out in the assessment report.*

The Executive Committee of the Council also perused the opinion of Ld. Addl. Solicitor General of India, which reads as under:-

“The querist MCI as sought my opinion on the interpretation of Regulation 8(3)(1)(a), 8(3)(1)(b) and 8(3)(1)(c) of the Establishment of Medical College Regulations, 1999 . My opinion has been sought on the following issues:-

1. *Whether the Council should process the applications of the medical college for renewal of permission for admitting fresh batch of MBBS students for the academic session 2015-16 wherein the Council has invoked Regulations 8(3)(1)(a), 8(3)(1)(b) and 8(3)(1)(c) of Establishment of Medical College Regulation, 1999.*
2. *Whether the Council while applying Regulation 8(3)(1)(b) of Establishment of Medical College Regulation, 1999 can deny recognition of the MBBS degree granted by medical colleges for the students who have already completed their MBBS course or whether the same will be applicable while considering the case of a medical college for grant of renewal of permission for 5th batch of MBBS students.”*

I have gone through the Note for Opinion forwarded by the querist and have also discussed the matter with Mr. Gaurav Sharma and Mr. T. Singhdev, Advocates for the querist.

The amendment notification dated 16.04.2010 inserting Clause 8(3)1 made it amply clear that the Central Govt. may at any stage convey the deficiencies found during the inspection of the applicant – medical college and provide them an opportunity to rectify the same. However, in case of renewal of permission at different stages, in case the deficiencies with regard to teaching faculty and bed occupancy are found in the medical college above the percentage provided in Regulation 8(3)1(a), 8(3)(1)(b) and 8(3)(1)(c) respectively of the Establishment of Medical College Regulation, 1999, the application of the medical colleges cannot be processed further since, considering the fundamental nature of the deficiencies in clause 8 the rectification is not statutorily contemplated. In such cases there is no provision to grant any time to the medical college for rectification of the deficiencies as the same cannot be rectified within a short span of time.

The relevant portion of the above Regulation are reproduced as under:-

“.....

(3)(1). The permission to establish a medical college and admit students may be granted initially for a period of one year and may be renewed on yearly basis subject to verification of the achievements of annual targets. It shall be the responsibility of the person to apply to the Medical Council of India for purpose of renewal six months prior to the expiry of the initial permission. This process of renewal of permission will continue till such time the establishment of the medical college and expansion of the hospital facilities are completed and a formal recognition of the medical college is granted. Further admissions shall not be made at any stage unless the requirements of the Council are fulfilled. The Central Government may at any stage convey the deficiencies to the applicant and provide him an opportunity and time to rectify the deficiencies.

PROVIDED that in respect of

(a) Colleges in the stage upto II renewal (i.e. Admission of third batch):

If it is observed during any regular inspection of the institute that the deficiency of teaching faculty and/or Residents is more than 30% and/or bed occupancy is < 60 %, such an institute will not be considered for renewal of permission in that Academic Year.

(b) Colleges in the stage from III renewal (i.e. Admission of fourth batch) till recognition of the institute for award of M.B.B.S. degree:

If it is observed during any regular inspection of the institute that the deficiency of teaching faculty and/or Residents is more than 20% and/or bed occupancy is < 70 %, such an institute will not be considered for renewal of permission in that Academic Year.

(c) Colleges which are already recognized for award of M.B.B.S. degree and/or running Postgraduate Courses:

If it is observed during any regular inspection of the institute that the deficiency of teaching faculty and/or Residents is more than 10% and/or bed occupancy is < 80 %, such an institute will not be considered for processing applications for postgraduate courses in that Academic Year and will be issued show cause notices as to why the recommendation for withdrawal of recognition of the courses run by that institute should not be made for Undergraduate and Postgraduate courses which are recognized u/s 11(2) of the IMC Act, 1956 along with direction of stoppage of admissions in permitted Postgraduate courses.....”

I am informed that the assessment of MCI is carried out by the assessors who are Professors of eminence and high integrity belonging to various Govt. Medical Colleges of the Country and the assessment report is also acknowledged by the Dean/Principal of the concerned medical college. The truthfulness and veracity of the contents of the report which incorporates factual findings, therefore, cannot be doubted, since, it is done by independent persons in the presence of the Dean/Principal of the concerned medical college. The medical college is statutorily required to maintain minimum academic standards for the benefits of the medical education and the students so as to ensure that the MBBS students get best of teaching and training. The above Regulations are required to be and were notified with the prior approval of the Central

Govt. to ensure that each medical college maintains atleast a minimum teaching faculty, infrastructure, clinical material and other physical facilities in their medical colleges.

The Regulations framed by the querist are statutory in nature and hence the Council as well as the Central Govt. is bound to follow the same in letter and spirit.

I am of the considered opinion that in cases of the medical colleges wherein the Council has invoked Regulation 8(3)(1)(a), 8(3)(1)(b) and 8(1)(c) of the Establishment of Medical College Regulation, 1999, after an inspection by the MCI assessors, there is no statutory provision either under the Acts or under the Regulations authorizing the querist to process the same further.

As far as the second question is concerned, I am of the opinion that the applicability of Regulation 8(3)(1)(b) of the Establishment of Medical College Regulation, 1999 while considering the case of a medical college for grant of recognition of MBBS degree will directly affect the MBBS students who have already completed their MBBS course/studies. The language in Regulation 8(3)(1)(b) of the Establishment of Medical College Regulations, 1999, clearly provides that in case the institute fails to provide minimum teaching faculty and bed occupancy, the institute shall not be considered for renewal of permission. The statutory scheme does not however bar an institute to be considered for the purpose of recognition of MBBS degree of the students who have successfully completed the course. Any such action on part of the querist will be too harsh on such students who have already completed their studies and had/have no control over either the college, the querist or the Central Govt....."

In view of the above, the Executive Committee of the Council decided to recommend to the Central Government not to recognise/approve Melmaruvathur Adhiprasakthi Institute of Medical Sciences & Research, Melmaruvathur A for the award of MBBS degree granted by the Tamilnadu Dr. MGR Medical University, Chennai u/s 11(2) of the IMC Act, 1956 and further decided that the Institute be asked to submit the compliance for rectification of the above deficiencies within 01 month for further consideration of the matter.

The Executive Committee also decided to withdraw the recommendation to permit the institute to admit fresh batch of students for Academic Year 2015-2016 and also to request Central Government to annul / withdraw the permission in case granted to the college to admit the students for 2015-16 batch."

The above decision of the Executive Committee was communicated to the Central Govt. vide this office letter dated 30/03/2015 and copy to the college authorities with the request to submit the compliance report. Thereafter the college authorities had submitted their compliance vide letter dated 28.04.2015 to the Council.

The Committee further noted the letter dated 27/03/2015 of the Central Govt. addressed to the college authorities and copy to the concerned authorities including MCI conveying the approval of the Central Government for renewal of permission for admission of 6th batch of MBBS students (150 seats) for the academic year 2015-2016 at Melmaruvathur Adhiprasakthi Institute of

Medical Sciences & Research, Melmaruvathur under The Tamilnadu Dr. MGR Medical University, Chennai.

The Committee also noted that the Council Office vide its letter dated 07/05/2015 to the Central Government had once again requested to withdraw the letter NO.U-12012/79/2015-ME(P-II), dated 27/03/2015 conveying the approval of the Central Government for renewal of permission for admission of 6th batch of MBBS students (150 seats) for the academic year 2015-2016 at Melmaruvathur Adhiprasakthi Institute of Medical Sciences & Research, Melmaruvathur under The Tamilnadu Dr. MGR Medical University, Chennai.

The Executive Committee further noted the letter dated 8th May, 2015 of the Central Govt. stating therein as under:-

"I am directed to refer to your letter No.MCI-34(41)(RG-13)/2014-Med./170625, dated 30.03.2015 on the above subject and to say that the Central Government has already accepted the earlier recommendation dated 22.12.2014 of MCI and issued renewal permission letter vide letter dated 27.03.2015.

The matter has been examined is examined in the Ministry in light of latest recommendation of MCI vide letter dated 30.03.2015 whereby it has recommended to withdraw the renewal permission of 2015-2016 and also asked the college to submit compliance for consideration of their recognition matter. In this regard the opinion of LD. ASG has also been obtained by the Council.

Before processing the matter further, the MCI is requested to sent clarification immediately on the following points:-

- a) *MCI vide letter dated 30.03.2015 has recommended to withdraw the renewal permission for 2015-2016 batch. It has asked the college to submit compliance for consideration of their recognition matter.*
- b) *The opinion of Ld. ASG is also added. It is held that since 8(3)(1)(b) of Establishment of Medical College Regulation,1999 is invoked, renewal permission for that year may not be considered."*

In view of above and the deficiencies observed in assessment report dated 24.03.2015 and 30.04.2015 , the Executive Committee of the Council decided to recommend to the Central Government not to recognise/approve Melmaruvathur Adhiprasakthi Institute of Medical Sciences & Research, Melmaruvathur for the award of MBBS degree granted by the Tamilnadu Dr. MGR Medical University, Chennai u/s 11(2) of the IMC Act, 1956 and further decided that the Institute be asked to submit the compliance for rectification of the above deficiencies within 01 month for further consideration of the matter. The Committee also decided to reiterate to recommend to the Central Govt. to withdraw/annul the letter of permission to admit the batch of 100 students for the academic year 2015-16 issued vide its letter dated 27.03.2015.

43. Govt. Medical College, Patiala – Renewal of Permission for admission of 2nd Batch of MBBS students against the increased intake i.e. from 150-200 for the academic session 2015-16.

Read: the matter with regard to Govt. Medical College, Patiala – Renewal of Permission for admission of 2nd Batch of MBBS students against the increased intake i.e. from 150-200 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (29.04.2015) along with assessment report (17th & 18th November, 2014) and an undertaking of the Secretary, Medical

Education and Research, Govt. of Punjab, dated 13.05.2015 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 150-200 of Govt. Medical College, Patiala under Baba Farid University of Health Sciences, Faridkot u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

44. Govt. Medical College, Akola – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Govt. Medical College, Akola – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (30.04.2015) along with assessment report (5th & 6th January, 2015) and representation dated 8/05/2015 from the Dean, Govt. Medical College, Akola furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report and noted the following:-

1. Shortage of Residents is 48.88 % as detailed in the report.
2. Only 3 mobile X-ray machines are functional against requirement of 6. Deficiency remains as it is.
3. Only 2 static X-ray machines are functional against requirement of 5. Deficiency remains as it is.
4. Central Library: Available area is 2,000 sq.m. against requirement of 2,400 sq.m. Deficiency remains as it is.
5. Special investigations like Ba, IVP were not performed on day of assessment.
6. OPD attendance is 987.
7. Out of 11 Major operations, 6 were in Ophthalmology leaving total only 5 operations amongst all other departments.
8. Cleanliness is not good in hospital premises.
9. Other deficiencies as pointed out in the assessment report.

In view of the above, 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 against the increased intake i.e. from 100-150 of Govt. Medical College, Akola under Maharashtra University of Health Sciences, Nashik u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

45. MGM Medical College, Jamshedpur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 50-100 for the academic session 2015-16.

Read: the matter with regard to MGM Medical College, Jamshedpur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 50-100 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (30.04.2015) along with assessment report (29th & 30th December, 2014) and noted the following:-

1. There is no new appointment of faculty since last inspection. Deficiency of faculty is 45.37 % as detailed in report.
2. There is no new appointment of Resident doctor since last inspection. Deficiency of faculty is 68.62 % as detailed in report.
3. OPD attendance is only 445.
4. Bed occupancy is 61.4 % on day of assessment.

5. Radiological investigation workload is inadequate – only 49 plain X-rays, NIL Ba, IVP, NIL CT scan.
6. Laboratory investigation workload is inadequate.
7. Histopathology & Cytopathology workload is NIL.
8. There is no department of Tb & Chest and Psychiatry.
9. O.T.: Preoperative & Postoperative rooms are not available. Deficiency remains as it is.
10. Labour room: Septic room & Eclampsia room are not available.
11. Only 1 static X-ray machine is available against requirement of 4. Deficiency remains as it is.
12. Only 2 mobile X-ray machines are available against requirement of 4. Deficiency remains as it is.
13. Only 1 USG is available against requirement of 3. Deficiency remains as it is.
14. OPD: Examination rooms in all departments are 1-2 only against requirement of 4. Minor O.T. is not available. No dark room in Ophthalmology department. Plaster cutting room is not available. Deficiency remains as it is.
15. Audiometry & Speech therapy are not available.
16. Wards: Demonstration room is available only for General Medicine.
17. MRD: It is manual. ICD X classification of diseases is not followed for indexing. Deficiency remains as it is.
18. Casualty: Monitoring & Resuscitation equipment are inadequate. Disaster Trolley is not available. Suction apparatus & Oxygen supply are not available. Deficiency remains as it is.
19. CSSD: Receiving & Distribution points are not separate. ETO Sterilizer is not available. Deficiency remains as it is.
20. Nursing staff: Only 55 Nurses are available against requirement of 175. Deficiency remains as it is.
21. Paramedical staff: Only 11 Paramedical staff are available against requirement of 179. Deficiency remains as it is.
22. Pathology department: Only 1 Students' laboratory is available against requirement of 2.
23. Microbiology department: Demonstration room & Practical laboratory are not yet furnished.
24. HOD of Anaesthesia also holding post of Medical Superintendent and also charge of HOD of Radiodiagnosis which is contrary to Regulations.
25. Blood bank is run by a Senior Resident.
26. There is no senior faculty in Pharmacology.
27. Examination halls are not yet furnished.
28. Lecture Theater: There is no lecture theater in the hospital. There is no lecture theater of capacity 250. E class facility is not available. Deficiency remains as it is.
29. RHTC: Hostel is not yet functional.
30. Monthly death audit meeting is not conducted regularly.
31. Other deficiencies as pointed out in the assessment report.

In view of the above, 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 against the increased intake i.e. from 50-100 of MGM Medical College, Jamshedpur under Kolhan University, Jharkhand u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

46. RNT Medical College, Udaipur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to RNT Medical College, Udaipur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (29.04.2015) along with assessment report (17th & 18th November, 2014) and representation dated 10/5/2015 undertaking received from the Principal Secretary, Govt. of Rajasthan Department of Medical Education furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report and noted the following:-

1. Deficiency of faculty is 33.69 % as detailed in the report.
2. Shortage of Residents is 30.01 % as detailed in the report.
3. Casualty: Beds are not equipped with IV stand. There are no monitors with beds. A corner is used as Nursing station which is not as per norms. Deficiency remains as it is.
4. O.T.: There are 5 tables in General Surgery O.T. & 6 tables in O.G. O.T. which is not as per norms. Deficiency remains as it is.
5. CSSD: Receiving & Distribution points are not separate. Deficiency remains as it is.
6. OPD: X-ray view box is not available in some OPDs. Teaching areas are not available. Dressing room for male/females are not separate. Deficiency remains as it is.
7. Examination Hall cum Auditorium: Capacity of Examination hall is 200. Hall designated as Auditorium (NLT) is a lecture theater & not an auditorium. Deficiency remains as it is.
8. Lecture Theaters: Capacity of 2 Lecture Theaters is 150 which is inadequate. Only 1 lecture theater has E class facility. Deficiency remains as it is. (P. 3)
9. Central Library: Available area is 1,035 sq.m. against requirement of 2,400 sq.m. Capacity of Reading room (Outside) & Reading room (Inside) is 130 & 50 respectively against requirement of 150 each. Capacity of Staff reading room is 30 against requirement of 50. Only 47 journals are available against requirement of 100. Librarian & Dy. Librarian are not available. Deficiency remains as it is.
10. Interns' Hostel: It is not available. Deficiency remains as it is.
11. Students' Hostel: Net connectivity is not available. Deficiency remains as it is.
12. MRD: It is manual Staff is inadequate. Deficiency remains as it is.
13. Demonstration rooms of Biochemistry department are shared with Pathology & Pharmacology departments. Their capacity is 50 which is less. Deficiency remains as it is.
14. Pathology department: Catalogues are not available. Deficiency remains as it is.
15. Pharmacology department: Experimental Pharmacology laboratory is non-functional. Deficiency remains as it is.
16. RHTC: Specialists' visits are not organized. It was claimed that O.G. faculty visits every Saturday but no papers were shown. Cold chain equipment is non-functional. Survey/Immunization/MCH/FW registers are not available. Deficiency remains as it is.
17. UHC: No papers are available to document visit of specialists.
18. Other deficiencies as pointed out in the assessment report.

In view of the above, 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 against the increased intake i.e. from 100-150 of RNT Medical College, Udaipur under Rajasthan University of Health Sciences, Jaipur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

47. Chhattisgarh Institute of Medical Sciences, Bilaspur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Chhattisgarh Institute of Medical Sciences, Bilaspur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (29.04.2015) along with assessment report (19th & 20th December, 2014) and representation dated 10/05/2015 from the Dean, Chhattisgarh Institute of Medical Sciences, Bilaspur furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report alongwith an undertaking of the Principal Secretary, Govt. of Chhattisgarh, Health & FW. dated 13.05.2015 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 100-150 of Chhattisgarh Institute of Medical Sciences, Bilaspur under Ayush and Health University, Raipur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

48. Dr. Shankarrao Chavan Govt. Medical College, Nanded – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 50-100 for the academic session 2015-16.

Read: the matter with regard to Dr. Shankarrao Chavan Govt. Medical College, Nanded – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 50-100 for the academic session 2015-16.

The Executive Committee considered the compliance verification assessment report (30.04.2015) along with assessment report (6th & 7th January, 2015) 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 50-100 in respect of Dr. Shankarrao Chavan Govt. Medical College, Nanded under Maharashtra University of Health Sciences, Nashik u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

49. Rangaraya Medical College, Kakinada – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 150-200 for the academic session 2015-16.

Read: the matter with regard to Rangaraya Medical College, Kakinada – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 150-200 for the academic session 2015-16.

The Executive Committee considered the compliance verification assessment report (27.04.2015) along with assessment report (13th & 14th November, 2014), representation dated 11/05/2015 from the Director of Medical Education, Andhra Pradesh furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report alongwith an undertaking of the Special Chief Secretary, Deptt. of Medical & Health, Govt. of Andhra Pradesh, dated 13.05.2015 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 150-200 in respect of Rangaraya Medical College, Kakinada under Dr. NTR University of Health Sciences, Vijayawada u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

50. Rajashree Chatrapati Shahu Maharaj Govt. Medical College, Kolhapur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Rajashree Chatrapati Shahu Maharaj Govt. Medical College, Kolhapur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (30.04.2015) along with assessment report (6th & 7th January, 2015) and noted the following:-

1. Deficiency of faculty is 31.9 % as detailed in report.
2. Shortage of Residents is 48.5 % as detailed in the report.
3. OPD attendance is 897 which is inadequate.
4. No CT Scan is performed. Special investigations like Ba, IVP are not performed.
5. Wards: Separate wards for Psychiatry and Skin & VD are not available. Deficiency remains as it is.
6. OPD: Registration counters are not computerized. IPD counter is not separate. Teaching areas are under renovation. IN O.G. 3 examination rooms are available out of which 1 is used as Adolescent clinic & another as Infertility clinic.
7. Speech Therapy is not available.
8. Casualty: Ventilator, Disaster Trolley, Crash cart are not available. Deficiency remains as it is.
9. Labour Room: Dark room is not available for Eclampsia patient. Deficiency remains as it is.
10. AERB approval is not available. Deficiency remains as it is.
11. MRD: It is manual. ICD X classification is not followed for indexing of diseases. Statistician is not available. Deficiency remains as it is.
12. Central Library: Available area is 1,609 sq.m. against requirement of 2,400 sq.m. Librarian is not available. Only 10 Internet nodes are available. Staff reading room has capacity of only 7.
13. Nurses' Hostel: It is not available.
14. Intercom is not available.
15. Anatomy department: Only 96 lockers are available against requirement of 150. Deficiency remains as it is.
16. Biochemistry department: Capacity of laboratory is short by 15. Deficiency remains as it is.
17. Pharmacology department: Demonstration rooms are not furnished.
18. Forensic Medicine department: Demonstration rooms are smaller than required. Deficiency remains as it is.
19. Other deficiencies as pointed out in the assessment report.

In view of the above, 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 against the increased intake i.e. from 100-150 for Rajashree Chatrapati Shahu Maharaj Govt. Medical College, Kolhapur under Maharashtra University of Health Sciences, Nashik u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

51. Govt. Medical College, Miraj – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Govt. Medical College, Miraj – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (30.04.2015) along with assessment report (9th & 10th January, 2015) and representation dated 08/05/2015 from the Dean, Govt. Medical College, Miraj furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report 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 100-150 of Govt. Medical College, Miraj under Maharashtra University of Health Sciences, Nashik u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

52. Indira Gandhi Govt. Medical College, Nagpur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Indira Gandhi Govt. Medical College, Nagpur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (30.04.2015) along with assessment report (17th & 18th December, 2014) and representation dated 8/05/2015 from the Dean, Indira Gandhi Govt. Medical College, Nagpur furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report 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 100-150 of Indira Gandhi Govt. Medical College, Nagpur under Maharashtra University of Health Sciences, Nashik u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

53. Moti Lal Nehru Medical College, Allahabad – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Moti Lal Nehru Medical College, Allahabad – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (29.04.2015) along with assessment report (22nd & 23rd January, 2015), representation dated 06/11-05-2015 from the Chief Secretary, Govt. of Uttar Pradesh furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report alongwith an undertaking of the Principal Secretary, Medical Education and training, Govt. of U.P., dated 13.05.2015 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 100-150 of Moti Lal Nehru Medical College, Allahabad under King George Medical University, Lucknow u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

54. Lala Lajpat Rai Memorial Medical College, Meerut – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Lala Lajpat Rai Memorial Medical College, Meerut – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (30.04.2015) along with assessment report (28th & 29th January, 2015) and representation dated 11/5/2015 received from the Chief Secretary, Govt. of Uttar Pradesh furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report alongwith an undertaking of the Principal Secretary, Medical Education and training, Govt. of U.P., dated 13.05.2015 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 100-150 of Lala Lajpat Rai Memorial Medical College, Meerut under Ch. Charan Singh University, Meerut u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

55. MGM Medical College, Indore – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 140-150 for the academic session 2015-16.

Read: the matter with regard to MGM Medical College, Indore – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 140-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (30.04.2015) along with assessment report (22nd & 23rd January, 2015) and representation dated 10/05/2015 from the Dean, MGM Medical College, Indore furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report alongwith an undertaking of the Principal Secretary, Medical Education, Govt. of Madhya Pradesh dated 13.05.2015 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 140-150 of MGM Medical College, Indore under Devi Ahilya Vishwa Vidyalyaya, Indore u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

56. Shri Vasant Rao Naik Govt. Medical College, Yavatmal – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Shri Vasant Rao Naik Govt. Medical College, Yavatmal – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee considered the compliance verification assessment report (30.04.2015) along with assessment report (8th & 9th January, 2015) and representation dated nil from the Dean, Shri V.N. Govt. Medical College, Yavatmal and noted the following:-

1. Deficiency of faculty is 35.97 % as detailed in the report.
2. Shortage of Residents is 38.62 % as detailed in the report.
3. OPD attendance: Daily average is 737 against requirement of 1,000.
4. Only 3 mobile X-ray machines are available against requirement of 6. Deficiency remains as it is.
5. Only 3 static machines are available against requirement of 5. Deficiency remains as it is.
6. CSSD is not available. Deficiency remains as it is.
7. Lecture Theater: No lecture theater has capacity of 180 as required. E class facility is not available. Deficiency remains as it is.
8. Central Library: Only 8 Internet nodes are available which is inadequate. Deficiency remains as it is.
9. Speech Therapy is not available. Deficiency remains as it is.
10. MRD: ICD X classification of diseases is not used for indexing. Medical records Officer is not available.
11. Anatomy department: Only 10 Dissection tables are available which is inadequate. Deficiency remains as it is.
12. RHTC: Distance is more than 30 kms. Which is not as per Regulations. Deficiency remains as it is.
13. UHC: It is an old women's hospital. Deficiency remains as it is.
14. Blood component separation facility is not available.
15. Nursing Superintendent, Dy. Nursing Superintendent are not available.
16. Other deficiencies as pointed out in the inspection report.

The Executive Committee of the Council further noted the Order of the Hon'ble High Court of Judicature at Bombay, Nagpur Bench, Nagpur dated 06.05.2015 in WP No. 3427 of 2000 and decided to forward the matter to the Central Government, Ministry of Health & F.W., for consideration.

57. Maharani Laxmi Bai Medical College, Jhansi – Renewal of Permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 50-100 for the academic session 2015-16.

Read: the matter with regard to Maharani Laxmi Bai Medical College, Jhansi – Renewal of Permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 50-100 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (30.04.2015) along with assessment report (16th & 17th December, 2014), representation dated 11/5/2015 received from the Chief Secretary, Govt. of Uttar Pradesh furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report alongwith an undertaking of the Principal Secretary, Medical Education & Training, Govt. of U.P., dated 13.05.2015 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 50-100 of Maharani Laxmi Medical College, Jhansi under Bundelkhand University, Jhansi u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

58. Gajra Raja Medical College, Gwalior – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 140-150 for the academic session 2015-16.

Read: the matter with regard to Gajra Raja Medical College, Gwalior – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 140-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (30.04.2015), assessment report (4th & 5th

February, 2015) alongwith an undertaking of the Principal Secretary, Medical Education, Govt. of Madhya Pradesh dated 13.05.2015 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 140-150 u/s 10A of the IMC Act, 1956 in respect of Gajra Raja Medical College, Gwalior under Jiwaji University, Gwalior for the academic year 2015-16.

59. Increase of MBBS seats from 155 to 250 at Govt. Madurai Medical College, Madurai for the academic session 2015-16.

Read: the matter with regard to increase of MBBS seats from 155 to 250 at Govt. Madurai Medical College, Madurai for the academic session 2015-16.

The Executive Committee of the Council considered the letter dated 29.04.2015 of the Dean, Madurai Medical College, Madurai wherein he has stated as under:-

“.....we are yet to receive the sanction of funds from the Government of India for the improvement of Madurai Medical College, Madurai.

The provision of faculty, equipments and infrastructure requirements will be completed only after the sanction of the funds from the Government of India.

The deficiencies noted in MCI inspection held on 9th & 10th January, 2015 needs time and money for rectification.

Hence we pray that the proposal of increase in seats need not be considered for the academic year 2015-16 in respect of Madurai Medical College, Madurai.”

In view of above, the Executive Committee of the Council decided to return the application to the Central Govt. recommending disapproval of scheme for increase of seats from 155 to 250 u/s 10A of the IMC Act, 1956 at Govt. Madurai Medical College, Madurai under the Tamilnadu Dr. MGR Medical University, Chennai for academic year 2015-16 as there is no provision u/s 10A of the Indian Medical Council Act, 1956 or the regulations framed therein to keep the application pending in the Council office for the next academic year.

60. Increase of MBBS seats from 100 to 150 at Government Kanyakumari Medical College, Asaripallam, Kanyakumari for the academic session 2015-16.

Read: the matter with regard to increase of MBBS seats from 100 to 150 at Government Kanyakumari Medical College, Asaripallam, Kanyakumari for the academic session 2015-16.

The Executive Committee of the Council considered the letter dated 22.04.2015 of the Dean, Kanyakumari Govt. Medical College, Asaripallam, addressed to the Central Govt. and copy to this Council wherein he has stated as under:-

“.....I already informed that we need some more time of compiling with the deficiencies pointed out by the Medical Council of India (Lr. No. MCI-37(1)(I-19)(UG)/2014-Med/01107 dated 31.01.2015). and necessary proposals are being sent to the Govt. of Tamil Nadu for compilation regarding increase of seats from 100 to 150, and we would like to continue with annual intake of 100 students, as per the reference 2nd cited.

In this connection, the under Secretary to the Govt. of India was contacted over phone on 09.04.2015 and I requested for some more time for compilation for increase of MBBS seats from 100 to 150 and would like to continue with annual intake of 100 students. The under Secretary had accepted the statement. I further wish to inform that, necessary proposal of allocation of funds from the “Centrally Sponsored Scheme” are being sent to the Govt. allocation of funds from the government is being awaited. Hence, it would take some more time for compiling with the deficiencies pointed out by the MCI. In this juncture, I once again wish to inform that we would like to continue with annual intake of 100 students at present. ”

In view of above, the Executive Committee of the Council decided to return the application to the Central Govt. recommending disapproval of scheme for increase of seats from 100 to 150 u/s 10A of the IMC Act, 1956 at Government Kanyakumari Medical College, Asaripallam, Kanyakumari under the Tamilnadu Dr. MGR Medical University, Chennai for academic year 2015-16 as there is no provision u/s 10A of the Indian Medical Council Act, 1956 or the regulations framed therein to keep the application pending in the Council office for the next academic year.

61. Navodaya Medical College, Raichur – Renewal of Permission for admission of 4th Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Navodaya Medical College, Raichur – Renewal of Permission for admission of 4th Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council observed that at its meeting dt. 27/03/2015, the Executive Committee had decided as under:

“The Executive Committee of the Council observed that at its meeting dated 10/02/2015, it was decided as under:

“The Executive Committee of the Council considered the Council Assessors reports (3rd & 4th December 2014) & (20th & 21st January, 2015) and noted the following:-

1. Shortage of Residents is 27.83 % as detailed in report.
2. Lecture Theaters: Facility for E class is not available.
3. ICUs: There were only 2 patients in SICU on day of assessment.
4. Other deficiencies as pointed out in the assessment report.

In view of the above, 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 against the increased intake i.e. from 100-150 of Navodaya Medical College, Raichur under Rajiv Gandhi University of Health Sciences, Bangalore u/s 10A of the IMC Act, 1956 for the academic year 2015-2016 and further decided to apply clauses 8(3)(1)(c) of Establishment of Medical College Regulation (Amendment),2010(Part II), dated 16th April, 2010 which reads as under:-

“8(3)(1).....

- (c) Colleges which are already recognized for award of MBBS degree and/or running postgraduate courses

If it is observed during any regular inspection of the institute that the deficiency of teaching faculty and/or Residents is more than 10% and/or bed occupancy is <80%, such an institute will not be considered for processing applications for postgraduate courses in the Academic year and will be issued show cause notices as to why the recommendation for withdrawal of recognition of the courses run by that institute should not be made for undergraduate and postgraduate courses which are recognized u/s 11(2) of the IMC Act, 1956 alongwith direction of stoppage of admissions in permitted postgraduate courses.”

In view of above, it was decided not to consider the Institute for processing applications for postgraduate courses in the Academic year (2016-17) and to issue show cause notice as to why the recommendation for withdrawal of recognition of the courses run by that institute should not be made for undergraduate and postgraduate courses which are recognized u/s 11(2) of the IMC Act, 1956 alongwith direction of stoppage of admissions in permitted postgraduate courses.”

The above decision was communicated to the Central Govt. and the institute vide Council letter dated 12.02.2015. In response to above, the Principal, Navodaya Medical College, Raichur vide letter dated 09.03.2015 has submitted the detailed compliance report along with the necessary documents.

The Executive Committee of the Council perused the opinion dated 14/03/2015 from Ld. Addl. Solicitor General of India and decided to accept it, which reads as under:-

“The querist MCI as sought my opinion on the interpretation of Regulation 8(3)(1)(a), 8(2)(1)(b) and 8(3)(1)(c) of the Establishment of Medical College Regulations, 1999 . My opinion has been sought on the following issues:-

- “1. Whether the Council should process the applications of the medical college for renewal of permission for admitting fresh batch of MBBS students for the academic session 2015-16 wherein the Council has invoked Regulations 8(3)(1)(a), 8(3)(1)(b) and 8(3)(1)(c) of Establishment of Medical College Regulation, 1999.*
- 2. Whether the Council while applying Regulation 8(3)(1)(b) of Establishment of Medical College Regulation, 1999 can deny recognition of the MBBS degree granted by medical colleges for the students who have already completed their MBBS course or whether the same will be applicable while considering the case of a medical college for grant of renewal of permission for 5th batch of MBBS students.”*

I have gone through the Note for Opinion forwarded by the querist and have also discussed the matter with Mr. Gaurav Sharma and Mr. T. Singhdev, Advocates for the querist.

The amendment notification dated 16.04.2010 inserting Clause 8(3)1 made it amply clear that the Central Govt. may at any stage convey the deficiencies found during the inspection of the applicant – medical college and provide them an opportunity to rectify the same. However, in case of renewal of permission at different stages, in case the deficiencies with regard to teaching faculty and bed occupancy are found in the medical college above the percentage provided in Regulation 8(3)1(a), 8(3)(1)(b) and 8(3)(1)(c) respectively of the Establishment of Medical College Regulation, 1999, the application of the medical colleges cannot be processed further since, considering the fundamental nature of the deficiencies in clause 8 the rectification is not statutorily contemplated. In

such cases there is no provision to grant any time to the medical college for rectification of the deficiencies as the same cannot be rectified within a short span of time.

The relevant portion of the above Regulation are reproduced as under:-

“

(3)(1). The permission to establish a medical college and admit students may be granted initially for a period of one year and may be renewed on yearly basis subject to verification of the achievements of annual targets. It shall be the responsibility of the person to apply to the Medical Council of India for purpose of renewal six months prior to the expiry of the initial permission. This process of renewal of permission will continue till such time the establishment of the medical college and expansion of the hospital facilities are completed and a formal recognition of the medical college is granted. Further admissions shall not be made at any stage unless the requirements of the Council are fulfilled. The Central Government may at any stage convey the deficiencies to the applicant and provide him an opportunity and time to rectify the deficiencies.

PROVIDED that in respect of

(a) Colleges in the stage upto II renewal (i.e. Admission of third batch):

If it is observed during any regular inspection of the institute that the deficiency of teaching faculty and/or Residents is more than 30% and/or bed occupancy is < 60 %, such an institute will not be considered for renewal of permission in that Academic Year.

(b) Colleges in the stage from III renewal (i.e. Admission of fourth batch) till recognition of the institute for award of M.B.B.S. degree:

If it is observed during any regular inspection of the institute that the deficiency of teaching faculty and/or Residents is more than 20% and/or bed occupancy is < 70 %, such an institute will not be considered for renewal of permission in that Academic Year.

(c) Colleges which are already recognized for award of M.B.B.S. degree and/or running Postgraduate Courses:

If it is observed during any regular inspection of the institute that the deficiency of teaching faculty and/or Residents is more than 10% and/or bed occupancy is < 80 %, such an institute will not be considered for processing applications for postgraduate courses in that Academic Year and will be issued show cause notices as to why the recommendation for withdrawal of recognition of the courses run by that institute should not be made for Undergraduate and Postgraduate courses which are recognized u/s 11(2) of the IMC Act, 1956 along with direction of stoppage of admissions in permitted Postgraduate courses.....”

I am informed that the assessment of MCI is carried out by the assessors who are Professors of eminence and high integrity belonging to various Govt. Medical Colleges of the Country and the assessment report is also acknowledged by the Dean/Principal of the concerned medical college. The truthfulness and veracity of the contents of the report which incorporates factual findings, therefore, cannot be doubted, since, it is done by independent persons in the presence of the Dean/Principal of the concerned medical college. The medical college is statutorily required to maintain minimum academic standards for the benefits of the medical education and the students so as to ensure that the MBBS students get best of teaching and training. The above Regulations are required to be and were notified with the prior approval of the Central Govt. to ensure that each medical college maintains atleast a minimum teaching faculty, infrastructure, clinical material and other physical facilities in their medical colleges.

The Regulations framed by the querist are statutory in nature and hence the Council as well as the Central Govt. is bound to follow the same in letter and spirit.

I am of the considered opinion that in cases of the medical colleges wherein the Council has invoked Regulation 8(3)(1)(a), 8(3)(1)(b) and 8(1)(c) of the Establishment of Medical College Regulation, 1999, after an inspection by the MCI assessors, there is no statutory provision either under the Acts or under the Regulations authorizing the querist to process the same further.

As far as the second question is concerned, I am of the opinion that the applicability of Regulation 8(3)(1)(b) of the Establishment of Medical College Regulation, 1999 while considering the case of a medical college for grant of recognition of MBBS degree will directly affect the MBBS students who have already completed their MBBS course/studies. The language in Regulation 8(3)(1)(b) of the Establishment of Medical College Regulations, 1999, clearly provides that in case the institute fails to provide minimum teaching faculty and bed occupancy, the institute shall not be considered for renewal of permission. The statutory scheme does not however bar an institute to be considered for the purpose of recognition of MBBS degree of the students who have successfully completed the course. Any such action on part of the querist will be too harsh on such students who have already completed their studies and had/have no control over either the college, the querist or the Central Govt.....”

In view of above and upon application of clause 8(3)(1)(c) & 8(3)(1)(d) of Establishment of Medical College Regulations (Amendment), 2010 (Part II), dated 16th April, 2010, the Executive Committee of the Council decided to reiterate earlier decision of recommending to the Central Govt. not to renew the permission for admission of 4th Batch of MBBS students against the increased intake i.e. from 100-150 of Navodaya Medical College, Raichur under Rajiv Gandhi University of Health Sciences, Bangalore u/s 10A of the IMC Act, 1956 for the academic year 2015-2016, not to consider the Institute for processing applications for postgraduate courses in the Academic year (2016-17) and to issue show cause notice as to why the recommendation for withdrawal of recognition of the courses run by that institute should not be made for undergraduate and postgraduate courses which are recognized u/s 11(2) of the IMC Act, 1956 alongwith direction of stoppage of admissions in permitted postgraduate courses.”

The Committee further observed that the Central Govt. vide its communication dt. 17.04.2015 has forwarded compliance submitted by the college authority and has requested the Council to review/assess the scheme as per the specific recommendations of the hearing committee and compliance documents submitted by the colleges/applicants and furnish its recommendations accordingly to the Ministry immediately.

In view of above, the Executive Committee of the Council decided to verify the compliance by way of assessment only with regard to application of section 8(3)(1)(c).

62. Increase of MBBS seats from 150 to 250 at Govt. Coimbatore Medical College, Coimbatore for the academic session 2015-16.

Read: the matter with regard to increase of MBBS seats from 150 to 250 at Govt. Coimbatore Medical College, Coimbatore for the academic session 2015-16.

The Executive Committee of the Council observed that the Dean, Coimbatore Medical College, Coimbatore vide his email dated 05.05.2015 has forwarded a copy of his letter dated 17.04.2015 re-submitting therewith a copy of detailed point wise compliance report for continuation of recognition for 150 MBBS seats only and college authorities have not submitted the compliance report for increase of seats from 150 to 250.

In view of above, the Executive Committee of the Council decided to return the application to the Central Government recommending disapproval of the scheme for increase of seats in MBBS course from 150 to 250 at Govt. Coimbatore Medical College, Coimbatore u/s 10A of the IMC Act, 1956 for the academic year 2015-2016 as there is no provision u/s 10A of the Indian Medical Council Act, 1956 or the regulations framed therein to keep the application pending in the Council office for the next academic year.

63. Admission of 1st year MBBS student at Indian Institute of Medical Sciences and Research, Jalna, Maharashtra for the Academic Year 2014-15.

Read: the matter with regard to admission of 1st year MBBS student at Indian Institute of Medical Sciences and Research, Jalna, Maharashtra for the Academic Year 2014-15.

The Executive Committee of the Council noted the letter dated 21/02/2015 received from the Director Medical Education & Research, Mumbai requesting to restore the admission of the candidate, the legal opinion of the Law Officer and also perused the order of Hon'ble Apex Court dt. 18/09/2014 & 25/09/2014, the operative part of which reads as under:

"The relevant portion of the order dated 18.09.2014 passed in W.P. (C) No. 469/2014 by the Hon'ble Supreme Court is reproduced hereunder:-

" *Heard the learned senior counsel appearing for both the sides.*

Looking at the peculiar facts and circumstances of the case and, especially, when several seats for medical admission are likely to remain vacant for the academic year 2014-15, we are of the view that these matters require urgent consideration and we are giving these interim directions under the provisions of Article 142 of the Constitution of India.

There is one more reason for passing this interim order. We are conscious of the fact that number of physicians in our country is much less than what is required and because of non-renewal of recognition of several medical colleges, our citizens would be deprived of a good number of physicians and therefore, we are constrained to pass this order, whereby at least there would be some increase in the number of physicians after five years. We are running against time because the last date for giving admissions to MBBS Course for the academic year 2014-15 is 30th September, 2014.

We also desire to reconsider the directions given by this Court in the judgment of Priya Gupta v. State of Chhattisgarh [(2012) 7 SCC 433], but at this juncture, as we do not have sufficient time to decide all these petitions finally, we are passing this interim order and the matter with regard to reconsideration of the aforesaid judgment would be considered while finally disposing of this group of petitions.

It has been submitted on behalf of the learned senior counsel appearing for all the petitioners/ respondents, who are managing medical

colleges, that the defects which had been recorded at the time of the last inspection by the representatives of the Medical Council of India have been duly rectified and at present, the defects pointed out in the reports do not exist. The said fact can be ascertained only by having a fresh Compliance Verification/Inspection. However, the stand taken by the Central Government and the Medical Council of India is to the effect that no such inspection can be undertaken in the present academic session because of paucity of time and it would violate the time schedule laid down by this Court in the case of Priya Gupta (supra).

The learned senior counsel appearing for the Medical Council of India has also submitted that the petitioners do not have any legal right for getting renewal of the recognition, especially in view of the fact that the Verification/Inspection Reports are not available for the period in question. The learned senior counsel has relied upon some of the Judgments to substantiate his case and according to him, it would not be just and proper to permit the said medical colleges to take fresh batch of students.

Looking at the peculiar facts of the case and the circumstances stated hereinabove, we direct the petitioners to file undertakings by President/Chairman and Secretary of the petitioners' institutions running medical colleges within 10 days from today, to the effect that there is no defect in the medical colleges run by them and they would also state that their deposit with the MCI, which is around Rs.10 Crores, be forfeited by way of penalty if the statement made in the undertaking is found to be incorrect at the time of the next inspection. A draft undertaking has been given to this Court. A copy of the undertaking, which might be filed by the institutions, shall be served upon the office of the Medical Council of India as well as to the Ministry of Health and Family Welfare, Govt. of India, New Delhi.

We also record the fact that in the recent past, the Medical Council of India has renewed recognition of Government Medical Colleges on the basis of undertakings and therefore, we see no reason not to permit the private colleges to admit students on the basis of undertakings given by their office bearer as a special case.

Notwithstanding any direction given in the case of Priya Gupta (supra), if undertakings as stated hereinabove are filed by the institutions managing medical colleges for the academic year 2014-15, admissions shall be given to the students from the merit list prepared by the States and they shall be charged fees prescribed by the Government Medical Colleges of their respective States. The State Authorities, i.e., the Directorate of Medical Education & Research, of the respective States shall send students, in order of their merit, to the medical colleges run by the petitioners, which are situated within their States, within one week from the date of receipt of a copy of this order and the said students shall be admitted to the MBBS Course in accordance with the rules and regulations of the MCI and also regulations dated 16.04.2010 framed by the Medical Council of India, provided undertakings as mentioned above are filed on behalf of the concerned institutions.

It is also clarified that there would be no further counseling in respect of the students who are to be given admission, even if it might result into some heartburning among other students, but in the peculiar facts of the case, we give this direction.

In no case, the admission shall be given after 30th September, 2014. This order shall also apply to all the institutions which had filed their petitions earlier for renewal of their recognition for the academic

year 2014-15, but their petitions were rejected or withdrawn for whatever reason, provided undertakings as stated hereinabove are filed by President/Chairman and the Secretary of those institutions. All those petitions shall be deemed to have been revived and this order shall be deemed to have been passed in those cases also. This order shall only be in respect of renewal of recognition and not for creation of additional seats or for new colleges.

We also record that the Union of India has supported the petitioners in the interest of students. We also direct the Union of India to give wide publicity to this order in print as well as electronic media in the interest of the concerned students.

It is directed that the list of students getting admission in pursuance of this order shall be placed on record of this Court by 1st October, 2014 by the concerned institutions and a copy thereof shall also be sent to the MCI.

These matters shall be treated as part-heard and shall be notified for further hearing in the month of December, 2014.”

The Hon'ble Supreme Court thereafter vide its order dated 25.09.2014 issued certain clarification in respect to the order dated 18.09.2014 in W.P. (C) No. 469/2014, which are reproduced hereunder:-

“After hearing the learned counsel for the parties we deem it appropriate to issue following clarifications with regard to our earlier order dated 18th September, 2014. These clarifications shall be read into the said order as if they were always part thereof:-

1. The order dated 18th September, 2014 shall also apply to cases where colleges or institutions were seeking increase in intake capacity and in the current year have been denied permission to admit students after first or second or third or fourth renewal/inspection. In our view such institutions where Renewal/Inspection with respect to increase in capacity were conducted in the present academic year are also entitled to the benefit under the order dated 18th September, 2014.

2. We also clarify that fees chargeable from the students admitted pursuant to our order dated 18th September, 2014 shall be at the same rates as applicable to the students in Government medical colleges in respective States and such fees shall be at the same levels as that of the Government medical colleges till the students so admitted pass out from the private medical colleges or institutions.

3. Our order shall also apply to all similarly situated institutions irrespective of the fact whether any petitions were or are pending in this Court or in any of the High Courts or even if they had not approached any court at all. This order shall also apply even in cases where there were orders of stay in favour of the Medical Council of India restraining the colleges from admitting students for the current academic session.

4. The order shall not apply to colleges or institutions which have been disqualified by the Medical Council of India and/or the Central Government and have been prohibited from making any admissions for the current academic year 2014-15.

5. In cases where two separate lists are prepared and sent by the State agencies one relating to State quota and the other relating to management quota in private institutions, we clarify that for the current academic year there shall be only one list and that shall be the “State quota” alone. There shall not be any management quota list to be sent to

the private colleges or institutions taking the benefit under our order dated 18th September, 2014. The Management quota shall also be filled through the State list and the fees chargeable for the management quota shall also be charged at the same levels and rates as applicable to State quota list.

6. We further clarify that private institutions taking benefit under our order dated 18th September, 2014 shall have to take students only from the State agencies and at fees chargeable for students in Government medical colleges as stated above, regardless of their status or claim as Minority Institutions or Deemed Universities.”

The Executive Committee noted that action of both the Institute and DMER are contrary to the orders of Hon'ble Supreme Court. This substitution has never been brought to light before, even when the Institute wrote to the Council on 13/01/2015 that the candidate Miss Shaikh R.A. has been discharged.

The Committee further noted that even if that were the case, the substitution of name should have been done by DMER and not by the Institute as the Institute had no authority to substitute any name from the list supplied by DMER as per Hon'ble Supreme Court order.

In view of above, the Executive Committee of the Council decided to reiterate its earlier decision to discharge the student Miss R.A.Shaikh. It was also observed that vide the letter dated 13/01/2015, the Dean has informed that she has already been discharged. The affiliating University also be informed.

OFFICE NOTE: The Committee directed the office to reconfirm from the Institute that the candidate Miss Shaikh R. A. has not been readmitted after discharge on 13/01/2015.

64. Non-Compliance with regard to discharge notice of MBBS course for the Academic Year 2013-14 and 2014-15.

Read: the matter with regard to non-compliance with regard to discharge notice of MBBS course for the Academic Year 2013-14 and 2014-15.

The Executive Committee of the Council decided to defer the matter for the next meeting.

65. Admission of 1st year MBBS students at MKCG Medical College, Brahampur in the academic year 2013-14.

Read: the matter with regard to admission of 1st year MBBS students at MKCG Medical College, Brahampur in the academic year 2013-14.

The Executive Committee of the Council considered the letter of the Principal of the College dated 13/03/2015 and noted that as the candidate Ms. Madhusmita Pradhan falls in PH category for which cutoff marks are 45 % as per notification dt. 15/02/2012, she is eligible. Hence no further action is required in the matter.

66. Recognition/approval of Sri Muthukumaran Medical College, Hospital & Research Institute, Chennai for the award of MBBS degree (150 seats) granted by The Tamilnadu Dr. MGR Medical University, Chennai u/s 11(2) of the IMC Act, 1956.

Read: the matter with regard to recognition/approval of Sri Muthukumaran Medical College, Hospital & Research Institute, Chennai for the

award of MBBS degree (150 seats) granted by The Tamilnadu Dr. MGR Medical University, Chennai u/s 11(2) of the IMC Act, 1956.

The Executive Committee of the Council considered the assessment report (28th April, 2015) along with the compliance verification assessment report (17th April, 2015) and previous assessment report (18th & 19th Feb., 2015) and noted the following:-

1. Deficiency of faculty is 29 % as detailed in the report.
2. Shortage of Residents is 54 % as detailed in the report.
3. OPD attendance was found to be less than shown by the institute. At 12:15 p.m., the number registered was 464 when assessors took the round. Total OPD is shown by the institute as 1,243 at closing time of 4:30 p.m. This shows sudden influx of patients after assessors went to OPD which is unusual.
4. On inspection, it was found that there were only 2 patients in Casualty.
5. On physical verification, bed occupancy was found to be 29 % (i.e. 203 out of 700 beds) as detailed in the report.
6. The O.T. list given by Nursing staff showed only 4 operations on day of assessment. O.T. list of previous day (i.e. 27/04/2015) showed that minor surgeries are being shown as major operations.
7. There was no patient in RICU and only 1 patient in PICU/NICU on day of assessment.
8. Radiology registers had plenty of blank serial numbers allotted in between regular patient names.
9. Some wards were found to be locked as there were no patients in them.
10. Hospital lecture theater was locked and could not be opened.
11. Equipment in Pathology & Microbiology laboratories were having lots of extra dust on them indicating non-functionality.
12. Mammalian laboratory in Physiology department was not having any equipment.
13. Planning permission is not yet available. Contention of the institute that the Ministry of Housing & Urban Development is the highest authority which has accepted recommendations of Member Secretary, CMDA cannot be considered as the Government order is a conditional one which depends upon fulfillment of NOCs from various departments. Even the revised plan rectifying drafting errors is under preparation. Clearance from Competent Authority regarding holding of excess land is not yet available. In this view of matter, it cannot be said that planning permission is obtained by the institute and deficiency remains as it is.
14. Other deficiencies as pointed out in the assessment report.

In view of the above, the Executive Committee of the Council decided to recommend not to recognize/approve Sri Muthukumaran Medical College, Hospital & Research Institute, Chennai for the award of MBBS degree (150 seats) granted by The Tamilnadu Dr. MGR Medical University, Chennai u/s 11(2) of the IMC Act, 1956 and further decided that the Institute be asked to submit the compliance for rectification of the above deficiencies within 01 month for further consideration of the matter.

67. **Establishment of new medical college at Jupudi, Krishna Dist., Andhra Pradesh by Nimra Educational Society, Hyderabad with an annual intake of 150 students under Dr. N.T.R University of Health Sciences, Vijayawada, Andhra Pradesh u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.**

Read: the matter with regard to establishment of new medical college at Jupudi, Krishna Dist., Andhra Pradesh by Nimra Educational Society, Hyderabad with an annual intake of 150 students under Dr. N.T.R University of

Health Sciences, Vijayawada, Andhra Pradesh u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the assessment report (29th April, 15) along with the compliance verification assessment report (16th April, 2015) and previous assessment report (19th & 20th December, 2014) and noted the following:-

1. Deficiency of faculty is 58.33 % as detailed in the report.
2. Shortage of Residents is 77 % as detailed in the report.
3. Bed occupancy is 32.33 % as detailed in the report.
4. Other deficiencies as pointed out in the assessment report.

In view of above, the Executive Committee of the Council decided to return the application for establishment of a new medical college at Jupudi, Krishna Dist., Andhra Pradesh by Nimra Educational Society, Hyderabad under Dr. N.T.R University of Health Sciences, Vijayawada, Andhra Pradesh to the Central Government recommending disapproval of the scheme u/s 10A of the IMC Act, 1956 for the academic year 2015-2016 as there is no provision u/s 10A of the Indian Medical Council Act, 1956 or the regulations framed therein to keep the application pending in the Council office for the next academic year.

68. **Establishment of a new medical college at Dehradun, Uttarakhand by Dr. Jagat Narain Subharti Charitable Trust, Dehradun, Uttarakhand with an annual intake of 150 MBBS students under Hemwati Nandan Bahuguna Uttarakhand Medical Education University, Dehradun u/s 10A of the IMC Act, 1956 for the academic year 2015-16.**

Read: the matter with regard to establishment of a new medical college at Dehradun, Uttarakhand by Dr. Jagat Narain Subharti Charitable Trust, Dehradun, Uttarakhand with an annual intake of 150 MBBS students under Hemwati Nandan Bahuguna Uttarakhand Medical Education University, Dehradun u/s 10A of the IMC Act, 1956 for the academic year 2015-16.

The Executive Committee of the Council noted the letter dated 30/4/2015 from the appointed team of Council Assessors stating therein as under:-

“... we reached the institute at 09.50 a.m. on 30th April, 2015. The letter signed by all assessors mentioning the plan of assessment was given to the Dean.

“At 10.15 a.m. the Dean and Superintendent (also a trustee), refused the assessment, mentioning that the Coordinator had carried out the assessment of Subharti Medical College, Meerut few weeks back and they had raised objections for that assessment with Central Government & MCI. They also said that they have objection of assessment being carried out by a team headed by Dr. Sanjay Bijwe (Coordinator). Immediately, decision regarding refusal for assessment by the institute was informed telephonically to MCI – Dr. Barik.

Contention of the institute that as one of the assessors was also the coordinator of the team of assessors which conducted assessment for recognition of the sister institute – i.e. Subharti Institute at Meerut and against whom complaint has been made by the institute and therefore the present assessment would not be unbiased and give justice cannot be accepted.

It was also observed that the Council has received several complaints from villagers (Shri Man Singh & others) alleging that the land on which the medical college campus is located is their land. A copy of record has also been

attached with these complaints. Legal opinion was sought from the Law Officer of the Council which is reproduced as under:-

“The Council office has received a collective complaint on 06.05.2015 by Sh. Krishan Lal, Sh. Harish Chandra Elawadi, Sh. Ranvir Singh Malik, Sh Ram Deen and Sh. Mangal Singh. In this complaint, they have alleged that during the course of inspection, the applicant trust has played fraud by showing their land as the land of the applicant Trust. Furthermore, the Council office has also received individual complaints dated 05.05.2015 of Sh. Ram Singh, Sh. Ranvir Singh Malik, Sh. Harish Chandra Elawadi and Sh. Maan Singh in which it is alleged that land in respect of Survey No. 369, Village Kotda Santaur, Tehsil Vikas Nagar, Janpath, Dehradun, Uttarakhand belongs to them and it was shown to the MCI assessor during MCI assessment. In all these individual complaints photocopy of extracts of land Revenue Records (Khatuani) have been annexed. There is reference to the same Khasra No. in the certificate dated 16.12.2014 issued by the Tehsildar, Tehsil Vikas Nagar, District Dehradun and therein the land is shown to be registered in the name of one Sri Sri 1008 Narayan Swami Charitable Trust. The applicant Trust has earlier claimed that it is the successor to the Sri Sri 1008 Narayan Swami Charitable Trust and as such owns all the land/properties owned by it. It may also be noted that there is also a Suit pending in the District Court of Dehradun between Sri Sri 1008 Narayan Swami Charitable Trust and the applicant Dr. Jagat Narayan Subharti Charitable Trust.

Thus, on the basis of complaints made by Sh. Ram Singh, Sh. Ranvir Singh Malik, Sh. Harish Chandra Elawadi and Sh. Maan Singh it appears to me that there is prima facie substance in their allegations and as such thereby the land on which the applicant Trust is claiming ownership is not undisputed. In such circumstances, complaints dated 05.05.2015 where allegations has been made by the above-named persons that their land has been shown to be the land of the applicant trust, needs to be taken note of and the application may be, if required disapproved on this ground. Further, it would also be appropriate to forward these complaints to the State Government for an action as deemed appropriate by the State Authorities in the matter.

In view of above, as the assessment was refused by the institute, the Executive Committee of the Council decided to return the application for establishment of a new medical college at Dehradun, Uttarakhand by Dr. Jagat Narain Subharti Charitable Trust, Dehradun, Uttarakhand with an annual intake of 150 MBBS students under Hemwati Nandan Bahuguna Uttarakhand Medical Education University, Dehradun to the Central Government recommending disapproval of the scheme u/s 10A of the IMC Act, 1956 for the academic year 2015-2016 as there is no provision u/s 10A of the Indian Medical Council Act, 1956 or the regulations framed therein to keep the application pending in the Council office for the next academic year.

The Committee further decided to send the land documents submitted by the college along with the complaints to the appropriate authority in the State Govt. for verification.

69. Establishment of new medical college at Marikavalasa, Vishakhapatnam, Andhra Pradesh by Gayatri Vidya Parishad Society, Andhra Pradesh with an annual intake of 150 students under Dr. NTR University of Health Sciences, Vijayawada u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to establishment of new medical college at Marikavalasa, Vishakhapatnam, Andhra Pradesh by Gayatri Vidya Parishad

Society, Andhra Pradesh with an annual intake of 150 students under Dr. NTR University of Health Sciences, Vijayawada u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the assessment report (28th April, 15), compliance verification assessment report (10th April, 2015), previous assessment report (19th & 20th December, 2014) alongwith representations of the college authorities dated 29/04/2015, 02/05/2015 & 06/05/2015 and noted the following:-

1. Deficiency of faculty is 21.66 % as detailed in the report.
2. Shortage of Residents is 53.33 % as detailed in the report.
3. At 10: 30 a.m., there were hardly 15-20 patients were seen at the registration counter. After the assessors visited OPD, many persons came and registered in OPD.
4. Bed occupancy was 42 % on the day of assessment. Many patients were admitted for trivial reasons and their hospital stay was unnecessarily prolonged.
5. There were only 7 major operations out of which 4 were Cataract operations, leaving only 3 major operations amongst all other surgical branches combined and 4 Minor operations on day of assessment.
6. There was NIL Normal delivery or Caesarean section on day of assessment. The entries in delivery register did not match as per the statements of Junior Residents.
7. Histopathology & Cytopathology registers are forged by adding fake entries of surgeries which did not take place. For the period from 01/04/2015 to 28/04/2015, 231 entries are shown in the register out of which only 48 were True samples as identified by the Professor of pathology of the institute, leaving 183 as forged entries. Similarly, Cytopathology register showed 27 entries during the same period out of which only 2 were genuine. The Professor of Pathology has admitted the same and signed the register.
8. Wards are not as per MSR Regulations. Most of the wards did not have Doctors' duty room, Treatment room, Demonstration room, Store room, Pantry. Some of the wards were rooms with 4 beds which is not as per norms.
9. ICUs: There was NIL patient in ICU. Patients in MICU & SICU were noncritical not warranting admission in ICU.
10. Videography was not provided in spite of repeated requests.
11. Other deficiencies as pointed out in the assessment report.

In view of above, the Executive Committee of the Council decided to return the application for establishment of a new medical college at Marikavalasa, Vishakhapatnam, Andhra Pradesh by Gayatri Vidya Parishad Society, Andhra Pradesh under Dr. NTR University of Health Sciences, Vijayawada to the Central Government recommending disapproval of the scheme u/s 10A of the IMC Act, 1956 for the academic year 2015-2016 as there is no provision u/s 10A of the Indian Medical Council Act, 1956 or the regulations framed therein to keep the application pending in the Council office for the next academic year.

70. **National Institute of Medical Sciences & Research, Jaipur – Renewal of Permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.**

Read: the matter with regard to National Institute of Medical Sciences & Research, Jaipur – Renewal of Permission for admission of 5th Batch of MBBS

students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the assessment report (5th & 6th May, 2015) and noted the following:-

1. No information is provided by the institute regarding conduct of workshops on Medical Education Technology or regarding MEU itself.
2. No information is provided by the institute regarding CME programmes held by the institute.
3. No information is provided by the institute regarding College Council.
4. Infrastructure facilities of the college and hospital could not be assessed as the college authorities verbally refused further continuation of assessment after 6:15 p.m.
5. OPD: Separate registration counters for males/females are not available.
6. Wards: There is only 1 Demonstration room amongst all wards which is grossly inadequate.
7. Clinical Material: No data were provided by the institute, either of previous days or of day of assessment.
8. O.T.: At 11:30 a.m. there were no patients in O.T. even though a list of 20 operations was shown to the assessors. At 01:30 p.m., 2 Major operations in General Surgery, 1 Minor operation in Orthopaedics & 2 Cataract operations were in progress. Ophthalmology O.T. had 2 tables which is not as per norms.
9. Central Clinical; Laboratory is under independent control of HODs of Biochemistry, Pathology & Microbiology which is not as per norms.
10. AERB approval letter was not provided.
11. PNDT approval letter was not provided.
12. Data of Nursing staff & paramedical staff were not provided.
13. Attempts were made by the institute the management to force the assessors by intimidatory tactics to accept Declaration Forms of Residents & some faculty members who had not signed attendance sheet during the stipulated period. When the assessors refused to comply to the demand of college authorities, they verbally informed us that they did not want to continue with assessment any further. They were then requested to give it in writing their demand for calling off further assessment which they refused to do. Due to hostile attitude of management, no further assessment could take place. Hence verification of faculty & Residents could not be completed and deficiency could not be computed.
14. There were large proportions of patients in Paediatrics, Orthopaedics, General Medicine, Skin & VD & General Surgery which were non-genuine, fake patients who did not merit admission. For example, in General Surgery there were very few post-operative patients. In Orthopaedics, a large number of patients were complaining of Joint pain & Backache. As Videography was not provided by the institute in spite of repeated requests, the photographs of such patients were taken on mobile cameras of assessors.
15. Registers in wards show blank space in between admitted patients indicating manipulation of data. Photographs taken on mobile phones have been attached with the report.
16. On conversation with the Residents it was found that some doctors were also working in other organizations and a makeshift arrangement was done to fulfill MCI requirement.
17. It was observed that Dr. Polu Venkata Satyanarayana, Warangal (Co-ordinator), Dr. Asha N. Shah, Ahmedabad and Dr. Pradeep Garg, Rohtak, assessors for this institute for previous assessment in February 2015 vide letter dated 12.02.2015 have stated as under:-

“The assessors team consisting of the undersigned, Dr. Asha N Shah and Dr. Pradeep Garg reached the above mentioned institute at 9.45 a.m. on 12.2.15 and handed over the schedule of inspection to the Principal, NIMS. After accepting the inspection schedule of MCI, the college authorities including the Chairman did not co-operate in getting the inspection done and tried deliberately to delay the proceedings and even pressurized the team to accede to their request. When the team requested them not to interfere in the assessment process then they have a letter requesting not to conduct the inspection as schedule by MCI, the copy of which is enclosed. The team was forced to return back without conducting the assessment.”

18. Other deficiencies as pointed out in the assessment report.

In view of the above, the Executive Committee of the Council decided to recommend to the Central Govt. not to renew the permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 100-150 in respect of National Institute of Medical Sciences & Research, Jaipur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

71. Increase of seats in MBBS course 60 to 150 at St. John’s Medical College, Johnnagar, Sarjapur Road, Bangalore u/s 10A of the IMC Act, 1956.

Read: the matter with regard to increase of seats in MBBS course 60 to 150 at St. John’s Medical College, Johnnagar, Sarjapur Road, Bangalore u/s 10A of the IMC Act, 1956.

The Executive Committee of the Council observed that at its meeting held on 20.11.2014, it was decided as under:-

“The Executive Committee of the Council observed that the Essentiality Certificate issued by the State Government of Karnataka is deficient and not as per the prescribed format in as much as it is a conditional certificate as under:

“Issuance of Essentiality Certificate and Feasibility Certificate subject to strictly adopt and adhere to the State policy on admission of students and charging of fee to medical colleges stipulated from time to time.

The issue of this essentiality and Feasibility Certificate is subject to decision of W.P. No. 40331/2014 W.P. No. 40777-40865/2014 of the Hon’ble Court of Karnataka.”

It was also observed by the Committee that year-wise Time Bound is not enclosed with the application.

In view of above, the Executive Committee of the Council decided to return the application to the Central Government recommending disapproval of the scheme for increase of seats in MBBS course from 60 to 150 at St. John’s Medical College, Johnnagar, Sarjapur Road, Bangalore as the Qualifying criterion 3.2 of Opening of a New or Higher Course of Study and Increase of Admission capacity in any Course of Study Regulations, 2000 pertaining to having an Essentiality Certificate in the prescribed format is not fulfilled.”

The Committee further considered the letter of the Central Govt. dated 28.04.2015 forwarding representation dated 23.04.2015 of the Dean, St. John’s

Medical College. The Central Govt. has requested the Council to review/assess the schemes as per the specific recommendations of the hearing committee and compliance documents submitted by the colleges/applicants and furnish its recommendations accordingly to the Ministry immediately.

The Committee further perused the legal opinion of the Law Officer of the Council which reads as under:-

“The file of St. John’s Medical College for increase of seats in MBBS from 60 to 150 has been referred for my opinion in context of letter dated 28.04.15 of the Central Government wherein the Central Government has recommended for review by MCI as the new EC (Essentiality Certificate) issued by Government of Karnataka seems in order.

2. It may be noted that the time-schedule for application for increase in admission capacity in MBBS is same as that laid down in the Establishment of Medical College Regulations, 1999 and as per that the last date for Council to make its recommendation to the Central Government is 15th May. In order to make its recommendations, the Council firstly scrutinizes the application; and secondly, if the application is found in order physical verification of facilities is carried out by conducting assessment; and thirdly, if required compliance verification assessment is carried out. This whole exercise commences from 1st of October onwards. Therefore, at this juncture, when the application processing schedule has reached completion processing of an application afresh, i.e., the process that ought to have started on 01.10.2014 is not advisable. Hence, the Executive Committee may consider informing the Central Government that in view of the time-schedule laid down in Regulations and the carrying out of the processing involved therein to make recommendations; it is not possible to process the application of the College for this academic year. It may in accordance with the requirement of Regulations apply afresh for the next academic year within the prescribed time-limit.”

The Committee also perused the following judgment passed by the Hon’ble High Court of Delhi in LPA 224/2015&CM No. 6871/2015 (stay) filed by MCI Vs Amma Chandravati Education and Charitable Trust and Ors. and other connected matters:-

“.....36. Be that as it may, the fact remains that though the petitioners failed to submit the mandatory documents along with their applications, the same were submitted after 31.08.2014 but before 30.09.2014. No material could be placed before this court by the Central Government with regard to the actual date on which the applications of the petitioners were considered by it in terms of Section 10A(2) of the MCI Act nor the plea of the petitioners that their applications were taken up by the Central Government for consideration only after the deficient documents were furnished, is disputed. Therefore, the only question that requires consideration is whether the Central Government is justified in refusing to consider the documents subsequently submitted by the petitioners merely on the ground that they failed to enclose the same to their respective applications.

37. The provisions of the MCI Act as well as the Regulations made thereunder mandate the reference of the scheme/application for the recommendations of the Council only where the scheme/application is complete in all respects. Further, the Regulations themselves provide that the documents in question i.e. the Essentiality Certificate and the Certificate of Affiliation shall be submitted along with the application seeking permission under Section 10A of the MCI Act. Therefore,

admittedly the applications of the petitioners were incomplete by the date of their submission and even by 31.08.2014, i.e., the cut-off date prescribed under the Schedule for receipt of applications by the Central Government.

38. In the light of the mandatory provisions of the MCI Act and the Regulations made thereunder, it cannot be held that the Central Government is bound to give an opportunity to the applicants to submit the deficient documents and for the said purpose the consideration of the applications under Section 10A(2) shall be kept pending till the cut-off date, i.e. 30.09.2014. Such interpretation would undoubtedly render the time schedule unworkable and impracticable.

39. However, when the deficient documents are available with the Central Government as on the date of consideration of the applications for reference to the MCI for their recommendations, it appears to us that nothing precludes the Central Government to consider the applications on merits. Rejection of the applications in such circumstances merely on the ground that the said documents were not submitted along with the applications may not be proper since such pedantic approach does not serve any purpose. Therefore, we too agree that the Central Government in appropriate cases may exercise the discretion in favour of the applicants and consider the applications which are complete in all respects by the date of consideration under Section 10A(2) of the MCI Act. Such consideration in our considered opinion cannot be found fault with since the same would not affect the adherence to the statutory time schedule. However, the question with which we are concerned in the present case is whether the failure of the Central Government to exercise such discretion can be held to be erroneous and contrary to law and whether a positive direction can be issued by this court to consider the applications of the petitioners particularly at the fag end of the statutory time schedule.

40. As noticed above, the learned Single Judge in the order under appeal directed that the Central Government shall now forward the applications of the petitioners to MCI and that the MCI shall consider the same and make its recommendations within a period of four weeks thereafter. It may be pointed out that though the writ petitions were filed in November, 2014, the same could be disposed of only now and the order under appeal came to be passed on 08.04.2015, at the fag end of the statutory schedule. Only two steps, i.e. recommendation of the MCI for Letter of Permission which has to be done on or before 15.06.2015 and the issuance of Letter of Permission by the Central Government before 15.07.2015 remain under the schedule as of today. The time prescribed for recommendations of the Medical Council of India after making due inspections for examining the sufficiency of the facilities proposed in the scheme, expired long back on 31.12.2014.

41. The learned senior counsel appearing for the MCI, while placing reliance upon **State of Kerala v. T.P. Roshana**, (1979) SCC 580, **MCI v. State of Karnataka**, (1998) 6 SCC 131 and **Dr. Preeti Srivastava v. State of M.P.**, (1999) 7 SCC 120 and emphasising the importance of the maintenance of highest standards of medical education and the responsibility of the MCI to ensure that the standards are satisfied in all respects by the proposed institutions, submitted that making the recommendations to Central Government for issue of Letter of Intent is a time consuming process. The learned counsel points out that even under the statutory schedule, three months time is given to the MCI to make its recommendations.

42. It may be true that there is need for additional medical assistance in our country and that the infrastructure created and the investment made by the petitioners for training a significant number of doctors would remain unutilized for one year if their applications for the Academic Session 2015-16 are not considered. However, in our considered view, the same cannot be a ground to issue directions at this stage to consider their applications at the fag end of the Schedule fixed for the Academic Year 2015-16. As a matter of fact, the schedule for the Academic Year 2016-17 is also about to commence from 01.08.2015. That being so, the implementation of the directions issued by the learned Single Judge far behind the statutory time schedule is impracticable and also does not serve any public purpose.

43. In **Educare Charitable Trust v. Union of India and Anr.**, (2013) X AD (SC) 485, the Supreme Court in identical circumstances held that no relief can be granted to the applicant therein observing as under:-

"8. As per the aforesaid time-schedule, the applicant-college desirous of increasing the admission capacity is to submit the application from 1st August to 30th September. This was done by the petitioner. However, what was found that the petitioner was not meeting the qualifying criteria as on that date because with respect to existing admission capacity, it had not been recognized so far. The applications are to be forwarded by the Central Government, once they are found to be in order and meeting the qualifying criteria laid down in Regulation 19, by 31st October in respect of BDS course. This time was extended upto 31st December in this year. After an application is forwarded to the DCI, DCI is supposed to evaluate the scheme for increasing admission capacity as per the procedure laid down in Regulation 21 which lays down that the DCI is required to ascertain the LPA 224/2015 & connected matters desirability and prima facie feasibility for increasing the admission capacity at the Dental College. It is also required to satisfy itself about the capability of the Dental College to provide necessary resources and infrastructure for the scheme. DCI is even required to conduct physical inspection of the college before forming an opinion as to whether the applicant satisfies the condition of feasibility of increasing the admission capacity. This process, naturally, is time consuming. As per the time-schedule referred to above, time upto 15th June is given for the DCI to make recommendation to the Central Government. Such a report containing its recommendation is to be given in terms of Regulation 22. Thereafter, Central Government is required to go into the said recommendation and if it is found that applicant-college deserves the permission to increase the admission capacity, Letter of Permission is to be issued by 15th July. This time frame is to ensure timely admissions of students.

9. Having regard to the above, it is not possible to accede to the request of the petitioner to change the time-schedule when the last date for admitting the students, which was July 15, 2013, expired long ago. If the Central Government forwards the application to the DCI at this juncture, DCI shall hardly have any time to look into the feasibility of the scheme as per the requirements contained in Regulation 21. We have to keep in mind that in the schedule annexed to the Regulations 2006, six to eight months time is given to the DCI for this purpose. We are, thus, of the view that the High Court did not commit any error in holding that in the given circumstances mandamus could not be issued to the Central Government to exercise its discretionary powers in a particular manner to modify the time-schedule. Sanctity to the time-schedule has to be attached. It is too late in the day, in so far as present academic session is concerned, to give any direction. - This Court has highlighted the importance of cut off date for starting the LPA 224/2015 & connected

matters professional courses, particularly medical courses, and repeatedly impressed upon that such deadline should be tinkered with. (See: Priya Gupta Vs. State of Chhattisgarh (2012) 7 SCC 433 and Maa Vaishno Devi Mahila Mahavidyalaya Vs. State of U.P. (2013) 2 SCC 617)."

44. For the aforesaid reasons, we are unable to uphold the directions issued for processing the applications of the petitioners and, therefore, we are constrained to set aside the same.

45. In the result, the order under appeal is set aside and the appeals shall stand allowed.

48. In the facts and circumstances of the case, there shall be no order as to costs."

In view of above, the Executive Committee of the Council decided to accept the legal opinion and return the application to the Central Government recommending disapproval of the scheme for increase of seats in MBBS course from 60 to 150 at St. John's Medical College, Johnnagar, Sarjapur Road, Bangalore u/s 10A of the IMC Act, 1956 for the academic year 2015-2016 as there is no provision u/s 10A of the Indian Medical Council Act, 1956 or the regulations framed therein to keep the application pending in the Council office for the next academic year.

72. NSCB Medical College, Jabalpur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 140-150 for the academic session 2015-16.

Read: the matter with regard to NSCB Medical College, Jabalpur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 140-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (05.05.2015), assessment report (4th & 5th February, 2015) alongwith an undertaking of the Principal Secretary, Medical Education, Govt. of Madhya Pradesh dated 13.05.2015 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 140-150 of NSCB Medical College, Jabalpur under Rani Durgavati Vishlaya, Jabalpur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

73. Patliputra Medical College, Dhanbad – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 50-100 for the academic session 2015-16.

Read: the matter with regard to Patliputra Medical College, Dhanbad – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 50-100 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (05.05.2015) along with assessment report (29th & 30th December, 2014) and noted the following:-

1. Deficiency of faculty is 52.2 % as detailed in the report.
2. Shortage of residents is 72.4 %. None of the Senior Residents reside in the campus.
3. Teaching beds are short as under:
 - (a) General Medicine: 7;
 - (b) Paediatrics: 6;
 - (c) Tb & Chest: 8;
 - (d) Psychiatry: 24 &
 - (e) General Surgery: 24.

- Deficiency remains as it is.
4. Bed occupancy is 56 % on day of assessment.
 5. OPD: Teaching areas are small. Plaster room & Plaster cutting room is common. Deficiency remains as it is.
 6. Wards: Nursing station is not available in the wards of General Medicine, Ophthalmology, ENT. No patients are admitted in Ophthalmology & ENT departments.
 7. Laboratory Investigations: Workload is inadequate.
 8. Histopathology & Cytopathology workload is inadequate.
 9. Casualty: Only 1 CMO is available.
 10. ICUs: There is NIL patient in SICU & only 1 patient in NICU on day of assessment.
 11. Deficit of static X-ray machines (Two in number) remains as it is.
 12. Radiodiagnosis department: Only 1 USG is functional. CT room is closed. There is no Radiologist. Workload remains very low. Deficiency remains as it is.
 13. Nursing staff: Only 85 Nurses are available which are inadequate.
 14. MEU: No workshop on MET was conducted during the year. Deficiency remains as it is.
 15. Residents' hostel is under renovation.
 16. MRD: ICD X classification of diseases is not followed. Medical Records Officer & Statistician are not available. Deficiency remains as it is.
 17. Intercom is available in college building but not in hospital building.
 18. Other deficiencies as pointed out in the assessment report.

In view of the above, 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 against the increased intake i.e. from 50-100 of Patliputra Medical College, Dhanbad under Vinoba Bhave University, Hazaribag u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

74. Jawaharlal Nehru Medical College, Ajmer– Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Jawaharlal Nehru Medical College, Ajmer– Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (05.05.2015) along with assessment report (20th & 21st January, 2015) and representation dated 10/5/2015. from the Principal & Controller, Jawahar Lal Nehru Medical College and Associated Group of Hospital, Ajmer and undertaking received from the Principal Secretary, Govt. of Rajasthan Department of Medical Education alongwith an undertaking of the Principal Secretary, Medical Education, Govt. of Rajasthan dated 13.05.2015 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 100-150 of Jawaharlal Nehru Medical College, Ajmer under Rajasthan University of Health Sciences, Jaipur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

75. Govt. Medical College, Srinagar – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Govt. Medical College, Srinagar – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (07.05.2015) along with assessment report (24th & 25th March, 2015) along with an undertaking of the Commissioner Secretary to Government of Jammu & Kashmir, Srinagar, dated 13.05.2015 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 100-150 of Govt. Medical College, Srinagar under Kashmir University, Srinagar u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

76. Jawaharlal Nehru Medical College, Bhagalpur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 50-100 for the academic session 2015-16.

Read: the matter with regard to Jawaharlal Nehru Medical College, Bhagalpur – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 50-100 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (05.05.2015) along with assessment report (2nd & 3rd March, 2015) and noted the following:-

1. Deficiency of faculty is 31.9 % as detailed in the report.
2. Shortage of Residents is 37.25 % as detailed in the report.
3. ICUs: SICU has only 4 beds against 5 required.
4. Only 3 mobile X-ray machines are available against requirement of 4. Deficiency remains as it is.
5. Only 3 static X-ray machines are available against requirement of 5. Deficiency remains as it is.
6. CT Scan is not available. Only 3 mobile X-ray machines are available against requirement of 4. Deficiency remains as it is.
7. ETO Sterilizer is not available. Deficiency remains as it is.
8. Central Library: Available area is 465 sq.m. against requirement of 1,600 sq.m. Seating capacity of Reading room (Outside) & Reading room (Inside) is 75 & 50 respectively against requirement of 100 each. Capacity of staff reading room is only 10. Librarian is not available. Deficiency remains as it is.
9. MRD: Separate MRD is not in existence. ICD X classification of diseases is not followed. Deficiency remains as it is.
10. Anatomy department: Space is inadequate. Band saw & Mortuary chamber are not available. Deficiency remains as it is.
11. Forensic Medicine department: Cold storage facility is not available. Deficiency remains as it is.
12. Other deficiencies as pointed out in the assessment report.

In view of the above, 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 against the increased intake i.e. from 50-100 of Jawaharlal Nehru Medical College, Bhagalpur under Aryabhatta Knowledge University, Patna u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

77. Govt. Medical College, Jammu – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Govt. Medical College, Jammu – Renewal of Permission for admission of 3rd Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (07.05.2015) along with assessment report (2nd & 3rd March, 2015) alongwith an undertaking from the Commissioner Secretary to Government of Jammu & Kashmir, Srinagar, dated 13.05.2015 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 100-150 of Govt. Medical College, Jammu under Jammu University, Jammu & Kashmir u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

78. Recognition/Approval of Pt. Jawahar Lal Nehru Memorial Medical College, Raipur, Chhattisgarh for the award of MBBS degree granted by Ayush University of Health Sciences, Raipur, Chhattisgarh against the increased intake i.e. from 100-150 seats u/s 11(2) of the IMC Act, 1956.

Read: the matter with regard to recognition/approval of Pt. Jawahar Lal Nehru Memorial Medical College, Raipur, Chhattisgarh for the award of MBBS degree granted by Ayush University of Health Sciences, Raipur, Chhattisgarh against the increased intake i.e. from 100-150 seats u/s 11(2) of the IMC Act, 1956.

The Executive Committee of the Council considered the compliance verification assessment report (30.04.2015) along with assessment report (11th & 12th December, 2013 and 02.03.2015) and noted the following:-

1. Deficiency of faculty is 31.16 % as detailed in the report.
2. Shortage of Residents is 43.16 % as detailed in the report.
3. Lecture Theater of capacity 350 is not available. Deficiency remains as it is.
4. Central Library: Expansion area of 1,200 sq.m. is not yet functional. Deficiency remains as it is.
5. Other deficiencies as pointed out in the assessment report.

In view of the above, the Executive Committee of the Council decided to recommend not to recognize/approve Pt. Jawahar Lal Nehru Memorial Medical College, Raipur, Chhattisgarh for the award of MBBS degree granted by Ayush University of Health Sciences, Raipur, Chhattisgarh against the increased intake i.e. from 100-150 seats u/s 11(2) of the IMC Act, 1956 and further decided that the Institute be asked to submit the compliance for rectification of the above deficiencies within 01 month for further consideration of the matter.

79. Govt. Siddhartha Medical College, Vijayawada – Renewal of Permission for admission of 4th Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Govt. Siddhartha Medical College, Vijayawada – Renewal of Permission for admission of 4th Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (05.05.2015) along with assessment report (10th & 11th November, 2014) representation dated 11/05/2015 from the Principal, Siddhartha Medical College, Vijayawada furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report alongwith an undertaking of the Special Chief Secretary, Deptt. of Medical & Health, Govt. of Andhra Pradesh, dated 13.05.2015 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 100-150 of Govt. Siddhartha Medical College, Vijayawada under Dr. NTR University of Health Sciences, Vijayawada u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

80. Recognition/Approval of Nalanda Medical College, Patna for the award of MBBS degree granted by Aryabhatta Knowledge University, Patna, Bihar against the increased intake i.e. from 50-100 seats u/s 11(2) of the IMC Act, 1956.

Read: the matter with regard to recognition/approval of Nalanda Medical College, Patna for the award of MBBS degree granted by Aryabhatta Knowledge University, Patna, Bihar against the increased intake i.e. from 50-100 seats u/s 11(2) of the IMC Act, 1956.

The Executive Committee of the Council considered the compliance verification assessment report (06.05.2015) along with assessment report (14th & 15th January, 2014 and 26.02.2015) and noted the following:

1. Deficiency of faculty is 14 % as detailed in the report.
2. Shortage of Residents is 18.4 % as detailed in the report.
3. CT scan is non-functional. Deficiency remains as it is.
4. There are only 2 mobile X-ray machines against requirement of 6 and 3 static X-ray machines against requirement of 5. Deficiency remains as it is.
5. Auditorium is under construction. Examination hall is very small than required.
6. Lecture Theater of capacity 250 is not available. Deficiency remains as it is.
7. Central library: Available area is 1,144 sq.m. against requirement of 1,600 sq.m. Deficiency remains as it is.
8. Intercom is not available. Deficiency remains as it is.
9. Other deficiencies as pointed out in the assessment report.

In view of the above committee decided to recommend to the Central Government not to recognise/approval of Nalanda Medical College, Patna for the award of MBBS degree granted by Aryabhatta Knowledge University, Patna, Bihar against the increased intake i.e. from 50-100 seats u/s 11(2) of the IMC Act, 1956 and further decided that the institute be asked to submit the compliance for rectification of the above deficiencies within 01 month for further consideration of the matter.

The Executive Committee of the Council considering the undertaking of the Secretary Health Deptt., Govt. of Bihar, dated 13.05.2015 also decided to recommend to the Central Government to renew the permission for admission of fresh batch of 100 MBBS students at Nalanda Medical College, Patna for the academic year 2015-2016.

81. Recognition/approval of Subharti Medical College, Meerut for awarded of MBBS degree granted by Swami Vivekanand Subharti University, Meerut against increased intake i.e. from 100 to 150 seats u/s 11(2) of the IMC Act, 1956.

Read: the matter with regard to recognition/approval of Subharti Medical College, Meerut for awarded of MBBS degree granted by Swami Vivekanand Subharti University, Meerut against increased intake i.e. from 100 to 150 seats u/s 11(2) of the IMC Act, 1956.

The Executive Committee of the Council perused the letter dated 30.04.2014 of the team of and observed as under:-

“ ----we have gone for compliance verification assessment of the physical and the other teaching facilities available for recognition/approval of Subharati Medical College, Meerut under Swami Vivekanand Subharti University, Meerut u/s 11(2) of the IMC Act, 1956 for the award of MBBS degree against the increased intake i.e. from 100 to 150 seat on 30.04.2015. But college authorities did not allow us to carry out compliance inspection and stated that the inspection will not be carried out till the matter is decided by the Hon'ble Supreme Court of India.”

In view of above, the Executive Committee of the Council decided to reiterate earlier decision to recommend to the Central Government not to recognize/approve Subharti Medical College, Meerut for the award of MBBS degree granted by Swami Vivekanand Subharti University, Meerut against increased intake i.e. from 100 to 150 seats u/s 11(2) of the IMC Act, 1956 and apply clause 8(3)(1)(c) of Establishment of Medical College Regulation (Amendment),2010(Part II), dated 16th April, 2010 which reads as under:-

8(3)(1).....

(c) Colleges which are already recognized for award of MBBS degree and/or running postgraduate courses

If it is observed during any regular inspection of the institute that the deficiency of teaching faculty and/or Residents is more than 10% and/or bed occupancy is <80%, such an institute will not be considered for processing applications for postgraduate courses in the Academic year and will be issued show cause notices as to why the recommendation for withdrawal of recognition of the courses run by that institute should not be made for undergraduate and postgraduate courses which are recognized u/s 11(2) of the IMC Act,1956 alongwith direction of stoppage of admissions in permitted postgraduate courses.”

In view of above, it was decided not to consider the Institute for processing applications for postgraduate courses in the current Academic year (2015-16) and to issue show cause notice as to why the recommendation for withdrawal of recognition of the courses run by that institute should not be made for undergraduate and postgraduate courses which are recognized u/s 11(2) of the IMC Act,1956 alongwith direction of stoppage of admissions in permitted postgraduate courses.

The Executive Committee of the Council further decided to intimate the Postgraduate Section of application of clause 8(3)(1)(c) for this Institute for information and further necessary action.

82. Bharati Vidyapeeth Deemed University's Medical College, Sangli – Renewal of Permission for admission of 4th Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Bharati Vidyapeeth Deemed University's Medical College, Sangli – Renewal of Permission for admission of 4th Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (05.05.2015) along with assessment report (8th & 9th December, 2014) and noted the following:-

1. Deficiency of faculty is 12.96 % as detailed in the report.
2. Shortage of Residents is 25.17 % as detailed in the report.
3. Workload of special investigations like Ba, IVP is NIL on day of assessment.
4. Histopathology workload is NIL on day of assessment.
5. Wards: Nursing stations are outside the wards. There is no side laboratory, pantry in several wards. Signboards indicating department or Unit are not available.
6. Tb & Chest and ENT departments are not properly separated.
7. Microbiology investigation workload appears to be inflated.
8. Number of Major operations are only 10 on the day of assessment.
9. Other deficiencies as pointed out in the assessment report.

In view of the above, 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 against the increased intake i.e. from 100-150 of Bharati Vidyapeeth Deemed University's Medical College, Sangli under Bharati Vidyapeeth Deemed University, Pune u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Committee further observed that the Residents deficiency is 12.65% for 100 MBBS admissions and accordingly decided to apply clauses 8(3)(1)(c) of Establishment of Medical College Regulation (Amendment), 2010 (Part II) dated 16th April, 2010 which reads as under:-

"8(3)(1).....

- (c) Colleges which are already recognized for award of MBBS degree and/or running postgraduate courses

If it is observed during any regular inspection of the institute that the deficiency of teaching faculty and/or Residents is more than 10% and/or bed occupancy is <80%, such an institute will not be considered for processing applications for postgraduate courses in the Academic year and will be issued show cause notices as to why the recommendation for withdrawal of recognition of the courses run by that institute should not be made for undergraduate and postgraduate courses which are recognized u/s 11(2) of the IMC Act, 1956 alongwith direction of stoppage of admissions in permitted postgraduate courses."

In view of above, it was decided not to consider the Institute for processing applications for postgraduate courses in the current Academic year (2015-16) and to issue show cause notice as to why the recommendation for withdrawal of recognition of the courses run by that institute should not be made for undergraduate and postgraduate courses which are recognized u/s 11(2) of the IMC Act, 1956 alongwith direction of stoppage of admissions in permitted postgraduate courses.

The Executive Committee of the Council further decided to intimate the Postgraduate Section of application of clause 8(3)(1)(c) for this Institute for information and further necessary action.

- 83. Recognition/Approval of Sikkim Manipal Institute of Medical Sciences, Sikkim for the award of MBBS degree granted by Sikkim Manipal University, Gangtok, Sikkim against the increased intake i.e. from 50-100 seats u/s 11(2) of the IMC Act, 1956.**

Read: the matter with regard to recognition/approval of Sikkim Manipal Institute of Medical Sciences, Sikkim for the award of MBBS degree granted by

Sikkim Manipal University, Gangtok, Sikkim against the increased intake i.e. from 50-100 seats u/s 11(2) of the IMC Act, 1956.

The Executive Committee of the Council considered the compliance verification assessment report (07.05.2015) along with assessment report (10th & 11th March, 2015) and noted the following:-

(A) EXCLUDING STNM HOSPITAL:

1. Deficiency of faculty is 10.94 % as detailed in the report.
2. Shortage of Residents is 34.29 % as detailed in the report.
3. Teaching beds: There is shortage of 196 beds as detailed in the report as only 304 beds are available against requirement of 500.
4. OPD attendance is 618 against requirement of 800.
5. Bed occupancy on the day of assessment in institute's own hospital is only 35.85 % as detailed in the report. In Paediatrics ward, occupancy was only 9 out of 30 beds.
6. There are only 7 Major operations for the whole hospital on day of assessment which is inadequate. There is no list for Minor operations.
7. Radiological investigation workload in the form of Plain X-rays (56 only), USG (11 only), special investigations like Ba, IVP (NIL) is inadequate.
8. Only 4 Mobile X-ray machines are available against requirement of 6 as per Regulations. Deficiency remains as it is.
9. In Ophthalmology department, there is NIL Major operation since 01/05/2015 till day of assessment (i.e. 07/05/2015)
10. Other deficiencies as pointed out in the assessment report.

(B) INCLUDING STNM HOSPITAL:

1. Deficiency of faculty is 7.81 % as detailed in the report.
2. Shortage of Residents is 27.62 % as detailed in the report.
3. Bed occupancy is 58.63 % on the day of assessment which is inadequate.
4. Special investigations like Ba, IVP are not performed.
5. Wards: Wards in STNM Hospital are very crowded and the beds are very closely kept together; the distance between 2 beds is < 1.5 m. teaching area & Pantry are not available.
6. Entire STNM Hospital has very poor hygienic standards.
7. Hospital does not maintain any records for posting, attendance & teaching of UG students except Paediatrics department.
8. Other deficiencies as pointed out in the assessment report.

In view of the above, the Executive Committee of the Council decided to recommend not to recognize/approve Sikkim Manipal Institute of Medical Sciences, Sikkim for the award of MBBS degree granted by Sikkim Manipal University, Gangtok, Sikkim against the increased intake i.e. from 50-100 seats u/s 11(2) of the IMC Act, 1956 and further decided that the Institute be asked to submit the compliance for rectification of the above deficiencies within 01 month for further consideration of the matter.

The Committee further observed that the resident deficiency excluding STNM hospital is 28.57% and after including STNM Hospital is 23.07% for 50 MBBS admissions annually and therefore decided to apply clause 8(3)(1)(c) of Establishment of Medical College Regulation (Amendment), 2010 (Part II) dated 16th April, 2010 which reads as under:-

"8(3)(1).....

- (c) Colleges which are already recognized for award of MBBS degree and/or running postgraduate courses

If it is observed during any regular inspection of the institute that the deficiency of teaching faculty and/or Residents is more than 10% and/or bed occupancy is <80%, such an institute will not be considered for processing applications for postgraduate courses in the Academic year and will be issued show cause notices as to why the recommendation for withdrawal of recognition of the courses run by that institute should not be made for undergraduate and postgraduate courses which are recognized u/s 11(2) of the IMC Act, 1956 alongwith direction of stoppage of admissions in permitted postgraduate courses."

In view of above, it was decided not to consider the Institute for processing applications for postgraduate courses in the current Academic year (2015-16) and to issue show cause notice as to why the recommendation for withdrawal of recognition of the courses run by that institute should not be made for undergraduate and postgraduate courses which are recognized u/s 11(2) of the IMC Act, 1956 alongwith direction of stoppage of admissions in permitted postgraduate courses.

The Executive Committee of the Council further decided to intimate the Postgraduate Section of application of clause 8(3)(1)(c) for this Institute for information and further necessary action.

84. Increase of MBBS seats from 150 to 200 at Prathima Institute of Medical Sciences, Karimnagar, Andhra Pradesh for the academic session 2015-16.

Read: the matter with regard to increase of MBBS seats from 150 to 200 at Prathima Institute of Medical Sciences, Karimnagar, Andhra Pradesh for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (06.05.2015) along with assessment report (12th & 13th March, 2015) and decided to recommend to the Central Govt. to grant Letter of Permission for increase of MBBS seats from 150 to 200 u/s 10A of the IMC Act, 1956 in respect of Prathima Institute of Medical Sciences, Karimnagar, Andhra Pradesh for the academic year 2015-2016.

The Executive Committee of the Council further decided to revoke clause 8(3)(1)(c) of Establishment of Medical College Regulation (Amendment), 2010(Part II), dated 16th April, 2010.

85. Recognition/Approval of Karnataka Institute of Medical Sciences, Hubli for the award of MBBS degree granted by by Rajiv Gandhi University of Health Sciences, Bangalore against the increased intake i.e. from 100-150 seats u/s 11(2) of the IMC Act, 1956.

Read: the matter with regard to recognition/approval of Karnataka Institute of Medical Sciences, Hubli for the award of MBBS degree granted by Rajiv Gandhi University of Health Sciences, Bangalore against the increased intake i.e. from 100-150 seats u/s 11(2) of the IMC Act, 1956.

The Executive Committee of the Council considered the compliance verification assessment report (05.05.2015), assessment report (11th & 12th January, 2014 and 04.03.2015) and noted as following:

1. Deficiency of faculty is 11.7 % as detailed in the report.
2. Shortage of Residents is 14.3 % as detailed in the report.
3. Casualty requires modernization. Deficiency remains as it is.

4. UHC is under dual control of Dean & Dharwad Municipal Corporation which is not permissible.
5. Other deficiencies as pointed out in the assessment report.

In view of the above committee decided to recommend to the Central Government not to recognise/approve of Karnataka Institute of Medical Sciences, Hubli for the award of MBBS degree granted by Rajiv Gandhi University of Health Sciences, Bangalore against the increased intake i.e. from 100-150 seats u/s 11(2) of the IMC Act, 1956 and further decided that the Institute be asked to submit the compliance for rectification of the above deficiencies within 01 month for further consideration of the matter.

The Executive Committee of the Council considering the undertaking of the Principal Secretary Health, Medical Education, Govt. of Karnataka dated 13.05.2015 further decided to recommend to the Central Government to renew the permission for admission of fresh batch of 150 MBBS students at Karnataka Institute of Medical Sciences, Hubli for the academic year 2015-2016.

86. Jawahar Lal Nehru Medical College, Belgaum – Renewal of Permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 150-200 for the academic session 2015-16.

Read: the matter with regard to Jawahar Lal Nehru Medical College, Belgaum – Renewal of Permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 150-200 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (13.03.2015) along with assessment report (16th & 17th October, 2014) 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 150-200 of Jawahar Lal Nehru Medical College, Belgaum under KLE University, (Deemed University), Belgaum u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

87. Rajarajeswari Medical College & Hospital, Bangalore – Renewal of Permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Rajarajeswari Medical College & Hospital, Bangalore – Renewal of Permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (11.04.2015) along with assessment report (25th & 26th November, 2014) and noted the following:-

1. Deficiency of faculty is 8.77 % as detailed in the report.
2. Shortage of Residents is 7.91 % as detailed in the report.
3. Bed occupancy is 54 % on day of assessment.
4. Other deficiencies as pointed out in the assessment report.

In view of the above, the Executive Committee of the Council decided to recommend to the Central Govt. not to renew the permission for admission of 5th Batch of MBBS students against the increased intake i.e. from 100-150 of Rajarajeswari Medical College & Hospital, Bangalore under Rajiv Gandhi

University of Health Sciences, Bangalore u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

88. Father Muller's Medical College, Mangalore – Renewal of Permission for admission of 4th Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

Read: the matter with regard to Father Muller's Medical College, Mangalore – Renewal of Permission for admission of 4th Batch of MBBS students against the increased intake i.e. from 100-150 for the academic session 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report (17.03.2015) along with assessment report (27th & 28th November, 2014) and noted the following:-

1. Deficiency of faculty is 13.87 % as detailed in the report.
2. Shortage of Residents is 20.56 % as detailed in the report.
3. Other deficiencies as pointed out in the assessment report.

In view of the above, 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 against the increased intake i.e. from 100-150 of Father Muller's Medical College, Mangalore under Rajiv Gandhi University of Health Sciences, Bangalore u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

89. Renewal of permission for MBBS course for 3rd batch (100 seats) of Indian Institute of Medical Sciences and Research, Jalna, Maharashtra under Maharashtra University of Health Sciences, Nashik u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to renewal of permission for MBBS course for 3rd batch (100 seats) of Indian Institute of Medical Sciences and Research, Jalna, Maharashtra under Maharashtra University of Health Sciences, Nashik u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (08th May 2015) alongwith previous assessment report (23rd & 24th Feb., 2015) and decided to recommend to the Central Govt. to renew the permission for admission of 3rd batch (100 seats) of Indian Institute of Medical Sciences and Research, Jalna, Maharashtra under Maharashtra University of Health Sciences, Nashik u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

90. Renewal of permission for MBBS course for 3rd batch (100 seats) of Govt. Medical College, Bettiah, West Champaran, Bihar under Aryabhata Knowledge University, Patna, Bihar u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to renewal of permission for MBBS course for 3rd batch (100 seats) of Govt. Medical College, Bettiah, West Champaran, Bihar under Aryabhata Knowledge University, Patna, Bihar u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (05th May 2015) alongwith previous assessment report (29th & 30th January, 2015) and noted the following:-

1. Deficiency of faculty is 76.4 % as detailed in report. No Professor was available till 1 p.m. No one from the departments of General Medicine & Surgery departments was available during the morning assessment round.
2. Shortage of Residents is 89 % as detailed in the report.
3. Only 1 Unit is available in paediatrics against 2 required. There are only 2 Asst. Prof. and no SR/JR. Deficiency remains as it is.
4. There was only 1 Major operation for the whole hospital on day of assessment.
5. Histopathology & Cytopathology workload was NIL on day of assessment.
6. O.T.: Only 3 Major O.T.s are available against requirement of 4 and 1 Minor O.T. is required against requirement of 2. Central Oxygen is not available. Monitoring & Resuscitation equipment is inadequate as detailed in the report. Deficiency remains as it is.
7. ICUs: They are still non-functional and without any patients. No Central Oxygen or Suction available. Air-conditioning is not available.
8. Radiodiagnosis department: No mobile X-ray machine is available. 2 static X-ray machines are available out of which 1 is non-functional. Only 1 USG is available against requirement of 2. Deficiency remains as it is.
9. Special investigations like Ba, IVP are not carried out.
10. CSSD is not available. Deficiency remains as it is.
11. Speech Therapy is not available. Recruiting of services of Speech therapist from Red Cross society does not fulfill the requirement.
12. Nursing staff: Only 25 Nurses are available against requirement of 175 as per Regulations.
13. Central Library: Available area is only 80 sq.m. against requirement of 1,600 sq.m. It is not air-conditioned. Capacity of Reading Room (Outside) & Reading Room (Inside) is 5 each against requirement of 100 each. Staff reading room is not available. Only 1,195 books are available against requirement of 1,400. Journals are not available. Internet nodes are not available. Staff is inadequate. Deficiency remains as it is.
14. Central Photography section is not available. Deficiency remains as it is.
15. Students' Hostels: Accommodation is available only for 173 students against requirement of 225. Visitors' room, A.C. study room with computer & Internet is not available. Deficiency remains as it is.
16. Residents' Hostel: No separate hostel is available for Residents. Accommodation is provided for only 10 Residents against requirement of 82. Ancillary facilities are inadequate. Deficiency remains as it is.
17. Nurses' Hostel: Ancillary facilities are inadequate. Deficiency remains as it is.
18. Residential Quarters: Total 30 quarters are available for faculty & non-teaching staff combined against requirement of 23 for faculty & 36 for non-teaching staff. Deficiency remains as it is.
19. Recreation facilities are not available. Deficiency remains as it is.
20. MRD: It is manual. ICD X classification of diseases is not followed for indexing of diseases. Medical Records Officer / Statistician are not available. Deficiency remains as it is.
21. Central Clinical Laboratory: Separate sections are not available. Deficiency remains as it is.
22. Paramedical staff: 94 paramedical staff are available against requirement of 101.
23. Anatomy department: There are no specimens in the museum. Dissection hall is very small with only 2 Dissection tables against requirement of 250 sq.m. Students' lockers are not available.

Audiovisual aids are not available in the Demonstration room. Deficiency remains as it is.

24. Departments of Pathology, Microbiology, Pharmacology & Forensic Medicine are not fully functional. Laboratories & Museum are yet to be set up.
25. Other deficiencies as pointed out in the assessment report.

In view of the above, the Executive Committee of the Council decided to recommend to the Central Govt. not to renew the permission for admission of 3rd batch (100 seats) of Govt. Medical College, Bettiah, West Champaran, Bihar under Aryabhatta Knowledge University, Patna, Bihar u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

91. Renewal of permission for MBBS course for 2nd batch (50 seats) of Govt. Medical College, Idukki, Kerala under Kerala University of Health Sciences, Thrissur, Kerala u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to renewal of permission for MBBS course for 2nd batch (50 seats) of Govt. Medical College, Idukki, Kerala under Kerala University of Health Sciences, Thrissur, Kerala u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (05th May 2015) alongwith previous assessment report (29th & 30th December, 2014) and noted the following:-

1. Deficiency of teaching faculty is 74.67 % as detailed in report.
2. Shortage of Residents is 92.19 % as detailed in report.
3. Teaching Beds: Deficiency of 41 teaching beds still persists; Even out of the 259 beds claimed, actually only 168 beds are available. Hence shortage of Beds is 132. Deficiency remains as it is.
4. Only 1 static X-ray machine is available against requirement of 2. Deficiency remains as it is.
5. OPD: There are only 3 Examination rooms available for each department against requirement of 4. In Ophthalmology OPD, Dressing room / Minor procedure room is not available. Deficiency remains as it is.
6. Workload of Plain X-rays is only 14 on day of assessment which is inadequate. Special investigations like Ba, IVP are not performed. Deficiency remains as it is.
7. Workload of laboratory investigations is inadequate. Deficiency remains as it is.
8. There was only 1 Major operation & 4 Minor operation for the whole hospital on day of assessment.
9. Histopathology & Cytopathology workload is NIL on day of assessment.
10. Hospital is under the control of Director of Health Services & not under the control of Dean or Director of Medical Education.
11. O.T.: Only 2 Major O.T.s are available against requirement of 4. Deficiency remains as it is.
12. MRD: It is manual. Statistician is not available. Deficiency remains as it is.
13. Lecture Theaters: Only 1 lecture theater is available. Deficiency remains as it is.
14. Central Library: Capacity of Reading room (Outside) & Reading room (Inside) is still inadequate. Deficiency remains as it is.
15. Central photography section is not available.
16. Students' Hostel: A.C. study room is not available.
17. Residents' Hostel: Available accommodation is for only 12 Residents against requirement of 35. Deficiency remains as it is.

18. Audiometry & Speech Therapy are not available.
19. Intercom is installed but not working.
20. Nursing staff: Only 43 Nurses are available against requirement of 175. Deficiency remains as it is.
21. Paramedical staff: Only 63 paramedical staff are available against requirement of 99. Deficiency remains as it is.
22. Other deficiencies as pointed out in the assessment report.

In view of the above, the Executive Committee of the Council decided to recommend to the Central Govt. not to renew the permission for MBBS course for 2nd batch (50 seats) of Govt. Medical College, Idukki, Kerala under Kerala University of Health Sciences, Thrissur, Kerala u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

92. Renewal of permission for MBBS course for 2nd batch (150 seats) of Sri Padmavathi Medical College for Women, Tirupati, Andhra Pradesh under Dr. NTR University of Health Sciences, Vijayawada, Andhra Pradesh u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to renewal of permission for MBBS course for 2nd batch (150 seats) of Sri Padmavathi Medical College for Women, Tirupati, Andhra Pradesh under Dr. NTR University of Health Sciences, Vijayawada, Andhra Pradesh u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (07th May 2015) alongwith previous assessment report (05th & 06th January, 2015) alongwith an undertaking of the Special Chief Secretary, Deptt. of Medical & Health, Govt. of Andhra Pradesh, dated 13.05.2015 and decided to recommend to the Central Govt. to renew the permission for MBBS course for 2nd batch (150 seats) of Sri Padmavathi Medical College for Women, Tirupati, Andhra Pradesh under Dr. NTR University of Health Sciences, Vijayawada, Andhra Pradesh u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

93. Establishment of new medical college at Faridabad, Haryana by Employees State Insurance Corporation, New Delhi with an annual intake of 100 students under Pt. B.D Sharma University of Health Sciences, Rohtak, Haryana u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to establishment of new medical college at Faridabad, Haryana by Employees State Insurance Corporation, New Delhi with an annual intake of 100 students under Pt. B.D Sharma University of Health Sciences, Rohtak, Haryana u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (05th May 2015) alongwith previous assessment report (17th & 18th December, 2014) and noted the following:

1. Deficiency of faculty is 53.7 % as detailed in the report.
2. Shortage of Residents is 33.3 % as detailed in the report.
3. ICU: MICU, SICU, PICU/NICU are not available in the institute's own hospital.
4. Recreational facilities are not available.

5. OPD: Separate registration counters for OPD/IPD are not available. 4 Examination rooms for each department as required are not available. Teaching areas are not available. In Ophthalmology OPD, Dressing room / Minor procedure room is not available. Deficiency remains as it is.
6. Audiometry & Speech Therapy are not available. Deficiency remains as it is.
7. Wards: Demonstration rooms are not available. Deficiency remains as it is.
8. MRD: ICD X classification of diseases is not followed for indexing. Statistician is not available. Deficiency remains as it is.
9. Anatomy department: Specimens, cadavers are not available.
10. Other deficiencies as pointed out in the assessment report.

In view of above, the Executive Committee of the Council decided to return the application for establishment of a new medical college at Faridabad, Haryana by Employees State Insurance Corporation, New Delhi under Pt. B.D Sharma University of Health Sciences, Rohtak, Haryana to the Central Government recommending disapproval of the scheme u/s 10A of the IMC Act, 1956 for the academic year 2015-2016 as there is no provision u/s 10A of the Indian Medical Council Act, 1956 or the regulations framed therein to keep the application pending in the Council office for the next academic year.

94. Recognition/approval of Fathima Institute of Medical Sciences, Kadapa, Andhra Pradesh for the award of MBBS degree (100 seats) granted by Dr. NTR University of Health Sciences, Vijayawada, Andhra Pradesh u/s 11(2) of the IMC Act, 1956.

Read: the matter with regard to recognition/approval of Fathima Institute of Medical Sciences, Kadapa, Andhra Pradesh for the award of MBBS degree (100 seats) granted by Dr. NTR University of Health Sciences, Vijayawada, Andhra Pradesh u/s 11(2) of the IMC Act, 1956.

The Executive Committee of the Council considered the compliance verification assessment report (06th May 2015) alongwith previous assessment report (26th & 27th February, 2015) and noted the following:-

1. Deficiency of faculty is 76.99 % as detailed in the report.
2. Shortage of Residents is 93.20 % as detailed in the report.
3. Bed occupancy is 21 % on day of assessment.
4. There was only 1 Major & 2 Minor operations on day of assessment.
5. Histopathology workload is only 2 on day of assessment which is inadequate.
6. MRD: It is partly computerized.
7. Other deficiencies as pointed out in the assessment report.

In view of the above, the Executive Committee of the Council decided to recommend not to recognize/approve Fathima Institute of Medical Sciences, Kadapa, Andhra Pradesh for the award of MBBS degree granted by Dr. NTR University of Health Sciences, Vijayawada, Andhra Pradesh u/s 11(2) of the IMC Act, 1956 and further decided that the Institute be asked to submit the compliance for rectification of the above deficiencies within 01 month for further consideration of the matter.

95. Establishment of new medical college at Kanpur, Uttar Pradesh by Shree Durga Maa Shiksha Seva Samiti, Kanpur, Uttar Pradesh with an annual intake of 150 students under Chhatrapati Shahuji Maharaj University, Kanpur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to establishment of new medical college at Kanpur, Uttar Pradesh by Shree Durga Maa Shiksha Seva Samiti, Kanpur, Uttar Pradesh with an annual intake of 150 students under Chhatrapati Shahuji Maharaj University, Kanpur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (07th May 2015) alongwith previous assessment report (23rd & 24th January, 2015) and noted the following:

1. Deficiency of faculty is 25 % as detailed in the report.
2. Shortage of Residents is 42 % as detailed in the report.
3. Bed occupancy is 40 % on day of assessment.
4. Workload of special investigations like Ba, IVP is NIL on day of assessment.
5. Anatomy department: Cadavers are not available.
6. Other deficiencies as pointed out in the assessment report.

In view of above, the Executive Committee of the Council decided to return the application for establishment of a new medical college at Kanpur, Uttar Pradesh by Shree Durga Maa Shiksha Seva Samiti, Kanpur, Uttar Pradesh under Chhatrapati Shahuji Maharaj University, Kanpur to the Central Government recommending disapproval of the scheme u/s 10A of the IMC Act, 1956 for the academic year 2015-2016 as there is no provision u/s 10A of the Indian Medical Council Act, 1956 or the regulations framed therein to keep the application pending in the Council office for the next academic year.

96. Establishment of new medical college at Jodhpur, Rajasthan by Kushal Education Trust, Jaipur, Rajasthan with an annual intake of 100 students under Jodhpur National Univerisity, Jodhpur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to establishment of new medical college at Jodhpur, Rajasthan by Kushal Education Trust, Jaipur, Rajasthan with an annual intake of 100 students under Jodhpur National Univerisity, Jodhpur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (07th May 2015) alongwith previous assessment report (29th & 30th January, 2015) and further perused the letter from assessors dated 07.05.2015 which reads as under:

“....Dean and Medical Superintendent were absent and the college authority has given the letter that they are not ready for the compliance verification assessment for the academic year 2015-16. However, the bed occupancy in entire hospital was 0% and teaching staff and resident doctors deficiency are 100% as no patient or any doctor was available in hospital or college”....

In view of above, the Executive Committee of the Council decided to return the application for establishment of a new medical college at Jodhpur, Rajasthan by Kushal Education Trust, Jaipur, Rajasthan under Jodhpur National Univerisity, Jodhpur to the Central Government recommending disapproval of the scheme u/s 10A of the IMC Act, 1956 for the academic year

2015-2016 as there is no provision u/s 10A of the Indian Medical Council Act, 1956 or the regulations framed therein to keep the application pending in the Council office for the next academic year.

97. Assessment of the physical and other teaching facilities available for recognition/approval of Great Eastern Medical School & Hospital, Ragolu, Srikakulam, A.P. for the award of MBBS degree (100 seats) granted by Dr. NTR University of Health Sciences, Vijayawada u/s 11(2) of the IMC Act, 1956.

Read: the matter with regard to assessment of the physical and other teaching facilities available for recognition/approval of Great Eastern Medical School & Hospital, Ragolu, Srikakulam, A.P. for the award of MBBS degree (100 seats) granted by Dr. NTR University of Health Sciences, Vijayawada u/s 11(2) of the IMC Act, 1956.

The Executive Committee of the Council considered the compliance verification assessment report (05th May, 2015) alongwith previous assessment report (11th & 12th February 2015) and decided to recommend to the Central Government for recognition/approval of Great Eastern Medical School & Hospital, Ragolu, Srikakulam, A.P. for the award of MBBS degree (100 seats) granted by Dr. NTR University of Health Sciences, Vijayawada u/s 11(2) of the IMC Act, 1956.

The Executive Committee further decided that the attention of the institute be drawn to Sections 8(3)(2), 8(3)(3) & 8(3)(4) of the Establishment of Medical Colleges Regulations (Amendment), 2010 (Part II) dated 16th April 2010 and act accordingly at appropriate time, which reads as under:-

8 (3) ...

(2) The recognition so granted to an Undergraduate Course for award of MBBS degree shall be for a maximum period of 5 years, upon which it shall have to be renewed.

(3) The procedure for 'Renewal' of recognition shall be same as applicable for the award of recognition.

(4) Failure to seek timely renewal of recognition as required in sub-clause (a) supra shall invariably result in stoppage of admissions to the concerned Undergraduate Course of MBBS at the said institute."

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

The Committee further decided to obtain a legal opinion on the issue of recommending first batch for the academic year 2015-16 and the matter may be kept pending till the opinion is received. Further, 15th May being the last date for sending the recommendations as per the time schedule the legal section be directed to obtain the legal opinion immediately so that the final decision can be taken in this meeting itself.

The Committee perused the legal opinion of the Ld. Addl. Solicitor General and the operative part of the said opinion is reproduced as under:-

".....In the above-mentioned circumstances prevalent at any such medical college, in my opinion, pending issuance of formal orders / notification by the Ministry of Health, Govt. of India on the recommendations of the MCI for grant of recognition to any such

medical college, it would neither be statutorily proper nor appropriate nor justified to stop / prohibit the college from making admission of fresh batch of students in the MBBS course. In my opinion, under such circumstances, any such college fulfilling all the minimum infrastructural, teaching and other requirements for imparting medical education for all the 5 years and awaiting the issuance of formal notification for grant of recognition – would be entitled to make admission of fresh batch of students in the MBBS course. Any such admission of fresh batch of students in the MBBS course in those circumstances, in my view, would not be on account of renewal of permission but would be the entitlement of the college who has been recommended by the MCI for issuance of formal notification for recognition by the Govt. of India.

I would hasten to add here that whenever any medical college is issued with the formal notification for recognition of the MBBS course, it does not thereafter require any permission and / or annual renewal for admission of fresh batch of students and remains entitled, from year to year, to make admissions in the MBBS course in that college till the time it continues to remain a recognized medical college.

The upshot of the entire discussion above is that:-

- (i) In the event a college imparting medical education to 5th year course of the MBBS students is issued a notice by the MCI under clause 8(3)(1)(b) of the MCI Regulations, as amended on 16.04.10, and*
- (ii) it undergoes compliance verification for the purpose of MCI making recommendation for grant of recognition to this medical college, and*
- (iii) it fulfills the minimum infrastructural, teaching and other requirements for imparting medical education for all 5 years of the MBBS course and the MCI makes recommendation to the Ministry of Health, Govt. of India for issuance of formal notification u/s 11(2) of the Act for recognition of its MBBS degree, then*
- (iv) it becomes entitled to make admission of fresh batch of students in the MBBS course while awaiting the issuance of formal notification of recognition u/s 11(2) of the Act.*

Thus I am of the opinion that if any such institution fulfills the entire infrastructure, teaching faculty and other physical facilities required by statutory provisions, to the satisfaction of the querist, the institution cannot be restrained from making admissions, as it will amount to complete waste of infrastructure since the same shall remain unutilized for one year, as well as, deprive the aspiring students of precious MBSS seats”....

In view of the legal opinion of the Addl. Solicitor General, the Committee decided to recommend to renew the permission for admission of fresh batch of 100 MBBS admissions at Great Eastern Medical School & Hospital, Ragolu, Srikakulam, A.P. for the academic year 2015-2016.

98. **Renewal of permission for MBBS course for 3rd batch (100 seats) of Manyavar Kanshi Ram Ji Govt. Allopathic Medical College, Jalaun, U.P. now known as Rajkiya Govt. Medical College, Jalaun(Orai), Uttar Pradesh under Chhatrapati Shahuji Maharaj Medical University, Lucknow Uttar Pradesh u/s 10 A of the IMC Act, 1956 for the academic year 2015-16.**

Read: the matter with regard to renewal of permission for MBBS course for 3rd batch (100 seats) of Manyavar Kanshi Ram Ji Govt. Allopathic Medical College, Jalaun, U.P. now known as Rajkiya Govt. Medical College, Jalaun(Orai), Uttar Pradesh under Chhatrapati Shahuji Maharaj Medical University, Lucknow Uttar Pradesh u/s 10 A of the IMC Act, 1956 for the academic year 2015-16.

The Executive Committee of the Council considered the compliance verification assessment report(5^h May, 2015) along with the previous assessment report(15th & 16th December, 2014) and undertaking dated 11/05/2015 from the Chief Secretary, Government of Uttar Pradesh alongwith an undertaking of the Principal Secretary, Medical Education and training, Govt. of U.P., dated 13.05.2015 and decided to recommend to the Central Govt. to renew the permission for MBBS course for 3rd batch (100 seats) of Manyavar Kanshi Ram Ji Govt. Allopathic Medical College, Jalaun, U.P. now known as Rajkiya Govt. Medical College, Jalaun(Orai), Uttar Pradesh under Chhatrapati Shahuji Maharaj Medical University, Lucknow Uttar Pradesh u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

99. **Renewal of permission for MBBS course for 3rd batch (100 seats) of Govt. Medical College & Super Facility Hospital, Azamgarh, Uttar Pradesh under Chhatrapati Shahuji Maharaj Medical University, Lucknow, Uttar Pradesh u/s 10A of the IMC Act, 1956 for the academic year 2015-2016**

Read: the matter with regard to renewal of permission for MBBS course for 3rd batch (100 seats) of Govt. Medical College & Super Facility Hospital, Azamgarh, Uttar Pradesh under Chhatrapati Shahuji Maharaj Medical University, Lucknow, Uttar Pradesh u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report(5^h May, 2015) along with the previous assessment report(23rd & 24th January, 2015) and undertaking dated 11/05/2015 from the Chief Secretary, Government of Uttar Pradesh furnishing the compliance report for rectification of deficiencies pointed out by the Council assessors in the Assessment report alongwith an undertaking of the Principal Secretary, Medical Education and training, Govt. of U.P., dated 13.05.2015 and decided to recommend to the Central Govt. to renew the permission for MBBS course for 3rd batch (100 seats) of Govt. Medical College & Super Facility Hospital, Azamgarh, Uttar Pradesh under Chhatrapati Shahuji Maharaj Medical University, Lucknow, Uttar Pradesh u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

100. **Establishment of new medical college at Himmatnagar, Gujarat by Gujarat Medical Education & Research Society, Gujarat with an annual intake of 150 students under Hemchandracharya North Gujarat University, Patan u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.**

Read: the matter with regard to establishment of new medical college at Himmatnagar, Gujarat by Gujarat Medical Education & Research Society, Gujarat with an annual intake of 150 students under Hemchandracharya North

Gujarat University, Patan u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the compliance verification assessment report (05th May 2015) alongwith previous assessment report (28th & 29th January, 2015) and decided to recommend to the Central Govt. to issue Letter of Permission for establishment of new medical college at Himmatnagar, Gujarat by Gujarat Medical Education & Research Society, Gujarat under Hemchandracharya North Gujarat University, Patan with an annual intake of 150 students u/s 10A of the IMC Act, 1956 for the academic year 2015-16.

101. Establishment of new medical college at Paripally, Dist. Kollam, Kerala by Employees' State Insurance Corporation, New Delhi with an annual intake of 100 MBBS students under Kerala University of Medical Sciences, Thrissur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

Read: the matter with regard to establishment of new medical college at Paripally, Dist. Kollam, Kerala by Employees' State Insurance Corporation, New Delhi with an annual intake of 100 MBBS students under Kerala University of Medical Sciences, Thrissur u/s 10A of the IMC Act, 1956 for the academic year 2015-2016.

The Executive Committee of the Council considered the letter dated 27/04/2015 from the Medical Commissioner, Employees' State Insurance Corporation, New Delhi, informing therein as under:-

*"... that ESIC Medical College is likely to be taken over by the State Government of Kerala. The decision for takeover by the State Govt. Of Kerala is at the final stage.
In view of the above, it is requested that additional two weeks time may please be granted for submission of compliance in respect of ESIC Medical College at Paripally, Kollam, Kerala.*

The Committee further noted that the Council vide its letter dated 29/04/2015 informed the Dean, ESIC Medical College, Kollam that as per the time schedule prescribed in the Regulations, the Council cannot accept their request dated 27/04/2015 to grant additional two weeks time for submission of compliance at this stage. The College authorities was requested to submit the detailed point-wise compliance with the documentary evidence in reference to MCI's letter dated 30/03/2015, failing which, it will be presumed that the college authorities has no further comments to offer in the matter and the MCI will recommend to the Central Govt. for disapproval of their scheme for the academic year 2015-2016.

The Executive Committee further noted that no response/reply has been received from the college authorities. However, the Council Office has also received DO letter dated 28/04/2015 from Sh. N.K. Premachandran, Member of Parliament, Lok Sabha, Kollam, Kerala requesting for providing at least three months' time for re-inspection of Paripally Medical College at Kollam, Thiruvananthapuram, Kerala.

The Committee further observed that the time schedule prescribed under Establishment of Medical College Regulations with regard to last date prescribed under Establishment of Medical College Regulations, 1999 as amended from time to time reads as under:

No.	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.	30th September
3.	Recommendations of Medical Council of India to Central Government for issue of Letter of Intent	15th December
4.	Issue of Letter of Intent by the Central Government.	15th January
5.	Receipt of reply from the applicant by the Central Government requesting for Letter of permission.	15th February
6.	Receipt of Letter from Central Government by the Medical Council of India for consideration for issue of Letter of Permission.	1st March
7.	Recommendation of Medical Council of India to Central Government for issue of India to Central Government for issue of Letter of Permission.	15th May
8.	Issue of Letter of Permission by the Central Government.	15th June

It was further observed that these Regulations being Statutory Regulations are mandatory and binding in character and are required to be strictly adhered to by all the authorities. The operative part of the order of Hon'ble Supreme Court in Mridul Dhar's case is as under:

"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."*

The relevant operative part of the order of Hon'ble Supreme court in Priya Gupta's case is as under:

30. *Thus, the need of the hour is that binding dicta be prescribed and statutory regulations be enforced, so that all concerned are mandatorily required to implement the time schedule in its true spirit and substance. It is difficult and not even advisable to keep some windows open to meet a particular situation of exception, as it may pose impediments to the smooth implementation of laws and defeat the very object of the scheme. These schedules have been prescribed upon serious consideration by all concerned. They are to be applied stricto sensu and cannot be moulded to suit the convenience of some economic or other interest of any institution, especially, in a manner that is bound to result in compromise of the above- stated principles. Keeping in view the contemptuous conduct of the relevant stakeholders, their cannonade on the rule of merit compels us to state, with precision and esemplastically, the action that is necessary to ameliorate the process of*

selection. Thus, we issue the following directions in rem for their strict compliance, without demur and default, by all concerned.

i) The commencement of new courses or increases in seats of existing courses of MBBS/BDS are to be approved/recognised by the Government of India by 15th July of each calendar year for the relevant academic sessions of that year.

ii) The Medical Council of India shall, immediately thereafter, issue appropriate directions and ensure the implementation and commencement of admission process within one week thereafter.

iii) After 15th July of each year, neither the Union of India nor the Medical or Dental Council of India shall issue any recognition or approval for the current academic year. If any such approval is granted after 15th July of any year, it shall only be operative for the next academic year and not in the current academic year. Once the sanction/approval is granted on or before 15th July of the relevant year, the name of that college and all seats shall be included in both the first and the second counseling, in accordance with the Rules.

iv) Any medical or dental college, or seats thereof, to which the recognition/approval is issued subsequent to 15th July of the respective year shall not be included in the counseling to be conducted by the concerned authority and that college would have no right to make admissions in the current academic year against such seats.

v) The admission to the medical or dental colleges shall be granted only through the respective entrance tests conducted by the competitive authority in the State or the body of the private colleges. These two are the methods of selection and grant of admission to these courses. However, where there is a single Board conducting the state examination and there is a single medical college, then in terms of clause 5.1 of the Medical Council of India Eligibility Certificate Regulations, 2002 the admission can be given on the basis of 10+2 exam marks, strictly in order of merit.

vi) All admissions through any of the stated selection processes have to be effected only after due publicity and in consonance with the directions issued by this Court. We vehemently deprecate the practice of giving admissions on 30th September of the academic year. In fact, that is the date by which, in exceptional circumstances, a candidate duly selected as per the prescribed selection process is to join the academic course of MBBS/BDS. Under the directions of this Court, second counseling should be the final counseling, as this Court has already held in the case of Ms. Neelu Arora & Anr. v. UOI & Ors. [(2003) 3 SCC 366] and third counseling is not contemplated or permitted under the entire process of selection/grant of admission to these professional courses.

vii) If any seats remain vacant or are surrendered from All India Quota, they should positively be allotted and admission granted strictly as per the merit by 15th September of the relevant year and not by holding an extended counseling. The remaining time will be limited to the filling up of the vacant seats resulting from exceptional circumstances or surrender of seats. All candidates should join the academic courses by 30th September of the academic year.

viii) No college may grant admissions without duly advertising the vacancies available and by publicizing the same through the internet, newspaper, on the notice board of the respective feeder schools and colleges, etc. Every effort has to be made by all concerned to ensure that the admissions are given on merit and after due publicity and not in a manner which is ex-facie arbitrary and casts the shadow of favouritism.

ix) The admissions to all government colleges have to be on merit obtained in the entrance examination conducted by the nominated authority, while in the case of private colleges, the colleges should choose their option by 30th April of the relevant year, as to whether they wish to grant admission on the basis of the merit obtained in the test conducted by the nominated State authority or they wish to follow the merit list/rank obtained by the candidates in the competitive examination collectively held by the nominated agency for the private colleges. The option exercised by 30th April shall not be subject to change. This choice should also be given by the colleges which are anticipating grant of recognition, in compliance with the date specified in these directions.

31. All these directions shall be complied with by all concerned, including Union of India, Medical Council of India, Dental Council of India, State Governments, Universities and medical and dental colleges and the management of the respective universities or dental and medical colleges. Any default in compliance with these conditions or attempt to overreach these directions shall, without fail, invite the following consequences and penal actions:-

a) Every body, officer or authority who disobeys or avoids or fails to strictly comply with these directions stricto sensu shall be liable for action under the provisions of the Contempt of Courts Act. Liberty is granted to any interested party to take out the contempt proceedings before the High Court having jurisdiction over such Institution/State, etc.

b) The person, member or authority found responsible for any violation shall be departmentally proceeded against and punished in accordance with the Rules. We make it clear that violation of these directions or overreaching them by any process shall tantamount to indiscipline, insubordination, misconduct and being unworthy of becoming a public servant.

c) Such defaulting authority, member or body shall also be liable for action by and personal liability to third parties who might have suffered losses as a result of such default.

d) There shall be due channelization of selection and admission process with full cooperation and coordination between the Government of India, State Government, Universities, Medical Council of India or Dental Council of India and the colleges concerned. They shall act in tandem and strictly as per the prescribed schedule. In other words, there should be complete harmonisation with a view to form a uniform pattern for concerted action, according to the framed scheme, schedule for admission and regulations framed in this behalf.

e) The college which grants admission for the current academic year, where its recognition/approval is granted subsequent to 15th July of the current academic year, shall be liable for withdrawal of recognition/approval on this ground, in addition to being liable to indemnify such students who are denied admission or who are wrongfully given admission in the college.

f) Upon the expiry of one week after holding of the second counseling, the unfilled seats from all quotas shall be deemed to have been surrendered in favour of the respective States and shall be filled thereafter strictly on the basis of merit obtained in the competitive entrance test.

g) It shall be mandatory on the part of each college and University to inform the State and the Central Government/competent authority of the seats which are lying vacant after each counseling and they shall furnish the complete details, list of seats filled and vacant in the respective states, immediately after each counseling.

h) No college shall fill up its seats in any other manner.

