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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

CNR No. DLHC010263822026

+ **W.P.(C) 8295/2026 with CM APPL. 39143/2026 and CM APPL. 39145/2026**

NARESH CHAWLA

.....Petitioner

Through: Mr. Yasharth Shukla, Mr. Amogh Shukla, Ms. Taha Yasin and Mr. Naman Shukla, Advocates.

versus

GOVT OF NCT OF DELHI & ORS.

.....Respondents

Through: Mr. Shiven Varma, Advocate for R-1 & 2 along with Mr. L.D.S. Uppal, DMC Official.
Mr. H.S. Kohli, Ms. Pushp Gupta, Ms. Mannat Kohli, Ms. Rishika and Mr. Raghav Kaushik, Advocates for R-4 to 8 & 10 (through VC)

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

% **19.08.2026**

1. The present writ petition has been filed seeking the following reliefs:

- a. Issue a writ, order or direction in the nature of Certiorari, or any other appropriate writ, order or direction, quashing and setting aside the election results declared on 01.06.2026 in respect of the elections conducted for the Delhi Medical Council; and/or



- b. Issue a writ, order or direction in the nature of Mandamus, or any other appropriate writ, order or direction, directing the Respondents to conduct fresh elections to the Delhi Medical Council strictly in accordance with law and after putting in place adequate electoral safeguards to ensure a free, fair, transparent and credible electoral process; and/or
- c. Issue a writ, order or direction in the nature of Mandamus, or any other appropriate writ, order or direction, directing the Respondents to conduct fresh elections to the Delhi Medical Council under the supervision of an independent Observer appointed by this Hon'ble Court, preferably a retired Judge of this Hon'ble Court, so as to ensure a free, fair, transparent and credible electoral process; and/or

2. Notice in the writ petition was issued by the Vacation Bench on 22nd June, 2026.

3. Counsel appearing on behalf of the respondents no.1 and 2 has drawn the attention of the Court to Section 3 (7) of the Delhi Medical Council Act, 1997 (the 'DMC Act'), which is set out below:

"3. Constitution, functions and powers of the Council.– Constitution and incorporation of the Council –

...

(7) Where any dispute arises regarding any election of a member or of the President or Vice-President, it shall be referred to the Government, and the decision of the Government shall be final."

4. Counsel for the respondents no.1 and 2 submits that in the present case, no reference has been made to the Government with regard to the election results of the Delhi Medical Council dated 1st June, 2026.

5. Counsel for the petitioner submits that he is willing to make a reference to the respondent no.1/GNCTD with regard to the disputes raised by him.

5.1 He further submits that that the present writ petition may be treated as a reference under Section 3 (7) of the DMC Act.



6. Accordingly, the present writ petition is disposed of while directing the respondent no.1/GNCTD to treat the present writ petition as a representation/reference under Section 3(7) of the DMC Act and take a decision on the said representation within four (4) weeks from today.

6.1. The petitioner shall be granted a hearing before passing an order on the said representation.

7. Records of the election shall be preserved by the respondents.

8. Pending applications stand disposed of.

AMIT BANSAL, J

AUGUST 19, 2026

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