

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

WEDNESDAY, THE 9TH DAY OF DECEMBER 2015/18TH AGRAHAYANA, 1937

WP(C).No. 37178 of 2015 (V)

PETITIONER :

**DR.P.RAMAKRISHNAN,
S/O.SANKU VAIDYAR, PETTAMANA SANTHIYEKKAL,
ARAKKUPARAMBA P.O, POOTHAVANAM (H), PATTIKKAD (VIA),
MALAPPURAM DISTRICT-679 341**

BY ADV. SRI.S.S.RAJESH

RESPONDENT(S):

- 1. STATE OF KERALA, REPRESENTED BY ITS
SECRETARY TO GOVERNMENT,
HEALTH AND FAMILY WELFARE DEPARTMENT,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-696 001**
- 2. THE REGISTRAR,
TRAVANCORE COCHIN MEDICAL COUNCIL,
NEAR GENERAL HOSPITAL, THIRUVANANTHAPURAM-696 001**
- 3. UNION OF INDIA,
REPRESENTED BY SECRETARY,
MINISTRY OF HEALTH AND FAMILY PLANNING,
NEW DELHI: 110 091**
- 4. DIRECTOR GENERAL OF POLICE,
OFFICE OF THE DIRECTOR GENERAL OF POLICE,
THIRUVANANTHAPURAM-696 001**
- 5. DISTRICT COLLECTOR,
OFFICE OF THE COLLECTOR, MALAPPURAM-676 505**
- 6. DISTRICT MEDICAL OFFICER,
MALAPPURAM-676 505**

**R1, R4 TO R6 BY GOVERNMENT SRI.BIJU MEENATTOOR
R2 BY SRI.N.RAGHURAJ, SC,
R3 BY SRI.N.NAGARESH, ASSISTANT SOLICITOR GENERAL
SMT.S.SUBHALAKSHMY, CGC**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 09-12-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

sts

WP(C).No. 37178 of 2015 (V)

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1: TRUE COPY OF THE CERTIFICATE ISSUED FROM THE BHARATIYA GURUKULAM VIDHYA PEEDOM, DT. 1/9/1996
- EXT.P2: TRUE COPY OF THE CERTIFICATE ISSUED RAJAVAIIDYA GURUKULAM, REGIONAL EDUCATION BOARD, KERALA DT. 15/05/04
- EXT.P3: TRUE COPY OF THE CERTIFICATE ISSUED BY THE SP AYURVEDA HOSPITAL DT. 16/8/2007
- EXT.P4: TRUE COPY OF THE CERTIFICATE DT. 15/6/10 BY AKHIL BHARATIYA PRAKRITIK CHIKITSA PARISGHAD, ALL INIDA NATURE CURE FEDERATION
- EXT.P5: TRUE COPY OF THE CERTIFICATE ISSUED BY THE INDIAN BOARD OF COMPLEMENTARY MEDICINES SYSTEM DT. 27/3/02
- EXT.P6: TRUE COPY OF THE CERTIFICATE DT. 8/5/07 ISSUED BY THE NATIONAL GUILD OF HYPNOTISTS.
- EXT.P7: TRUE COPY OF THE CERTIFICATE SHOWING THE MEMBERSHIP OF THE PETITIONER IN AKHILA KERALA PARAMBARIYA VAIDYA FEDERATION
- EXT.P8: TRUE COPY OF THE REPRESENTATION BY THE PETITIONER DT. 11/12/13 WITHOUT ANNEXURES
- EXT.P9: TRUE COPY OF THE LIST OF EXEMPTION
- EXT.P10: TRUE COPY OF THE HON'BLE KERALA HIGH COURT JUDGMENT REPORTED IN 1969/LAWS (KER) S-2
- EXT.P11: TRUE COPY OF THE NOTIFICATION ISSUED BY TRAVANCORE COCHIN MEDICAL COUNCIL DT. 15/10/12
- EXT.P12: TRUE COPY OF THE JUDGMENT BY HON'BLE SUPREME COURT DT. 28/8/1989
- EXT.P13: TRUE COPY OF THE JUDGMENT DT. 14/2/03 IN SUBHASHIS BAKSHI VS BESTBANGAL MEDICAL COUNCIL

RESPONDENT(S)' EXHIBITS: NIL

/TRUE COPY/

sts

P.A.TO JUDGE

A.MUHAMED MUSTAQUE, J.

W.P.(C).No. 37178 of 2015

Dated this the 9th day of December, 2015

J U D G M E N T

The petitioner is a medical practitioner of Ayurvedic medicines. The petitioner has approached the Government under Section 38 of the Medical Practitioner's Act for seeking exemption and permit the petitioner to practice modern medicine. Ext.P8 is the representation made by the petitioner before the Government.

2. Considering the pendency of Ext.P8, there shall be direction to the 1st respondent to take an appropriate decision on Ext.P8 within a period of two months from the date of receipt of a copy of this judgment.

The writ petition is disposed of as above.

Sd/

**A.MUHAMED MUSTAQUE,
JUDGE**

jm/