

**102 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CWP-26641-2018(O&M)
Date of decision-15.07.2019**

Vijay Kumar

...Petitioner

Vs.

Union of India and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Inderjit Sharma, Advocate for the petitioner(s).

Ms. Sunint Kaur, A.A.G., Punjab.

JITENDRA CHAUHAN, J.

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ, in the nature of mandamus seeking direction to respondent Nos.1 to 3 to initiate and conduct detailed and elaborated enquiry against respondent Nos.7 & 8 regarding the medical rashness and negligent act while treating patient Madhu Bala (now deceased) and further direct respondent Nos.2 & 3 to consider and decide the representation dated 26.05.2018 (Annexure P-8).

Learned counsel for the petitioner states that at this stage, he would be satisfied, if a direction is issued to respondent No.3-Registrar, Punjab Medical Council, Mohali to consider and decide the complaint dated 06.05.2018 expeditiously, which in turn was referred by respondent No.2-Medical Council of India to respondent No.3 for appropriate decision in the matter vide letter dated 05.06.2018 (Annexure P-7).

Heard.

A complete set of paperbook has been handed over to Ms. Sunint Kaur, A.A.G., Punjab.

In view of the above, without adverting to the merits of the case, the present petition is disposed of with a direction to respondent No.3-Registrar Punjab Medical Council, Mohali to consider and decide the complaint dated 26.05.2018 (Annexure P-8) forwarded vide Annexure P-7 in accordance with law within eight weeks from the receipt of the certified copy of the judgment after affording opportunity of hearing to the parties. In case, on consideration, the competent authority reaches to the conclusion that the request made by the petitioner is admissible, in such eventuality, the consequential relief be allowed to him, within a period of eight weeks thereafter. However, in case the competent authority feels that the request made by the petitioner is not admissible, in that case, a speaking order be passed in the matter.

15.07.2019

ps-I

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No