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

\+ **W.P.(CRL) 235/2018**

RAMESH DUTT SHARMA ..... Petitioner

Through Mr T. Singhdev, Mr Tarun Verma,
Mr Abhijit Chakravarty, Ms Arunima Pal,
Ms Sumangla, Advocates.

versus

MEDICAL COUNCIL OF INDIA & ORS ..... Respondents

Through Mr Rajesh Mahajan, ASC for State.
SI Anuj Kumar, P.S. Lajpat Nagar.
Mr Praveen Khattar, Advocate with Mr Bapi Das,
Advocate for R2.

CORAM:
HON'BLE MR. JUSTICE VIBHU BAKHRU

O R D E R

% 22.10.2019

CRL.M.A. 38974/2019

1. This is an application filed on behalf of the Delhi Medical Counsel seeking modification of the order dated 19.09.2019.

2. Mr Khattar states that the first sentence of paragraph 7 of the said order records the submission that neither the MCI nor the DMC can render an expert opinion for the purposes of registering a criminal case. He states that the said submission was made only on behalf of MCI and not on behalf of the Delhi Medical Council (DMC). He further contends that as far as DMC is concerned, it has always maintained that it can render an expert opinion as otherwise held by this Court.

3. In view of the above, the first sentence of paragraph 7 of the order dated 19.09.2019 is rectified to read as under:-

> "Mr T. Singhdev, learned counsel appearing for MCI submits that MCI cannot render any expert opinion for the purposes of registering a criminal case in view of the Indian Medical Council Act, 1956 and the Rules made thereunder."

4. The application is disposed of.

VIBHU BAKHRU, J

OCTOBER 22, 2019
pkv