

2024:PHHC:162183



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

120

CWP-30203-2024

Date of decision: 04.12.2024

RAMDHARI

.....Petitioner

VERSUS

UNION OF INDIA AND ANOTHER

.....Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: - Mr. S.K. Liberhan, Advocate
for the petitioner.

Mr. Vipul Aggarwal, Senior Panel Counsel
for respondent No.1-Union of India.

Mr. Vivek Saini, Addl. A.G. Haryana.

VINOD S. BHARDWAJ, J. (Oral)

The petitioner has approached this Court seeking directions to respondent No.2 –Deputy Commissioner, Kaithal to take appropriate action on the application/complaint dated 30.05.2024 (Annexure P-1) about the medical negligence by constituting a Medical Board.

Merely the Deputy Commissioner is not a competent authority to take any decision on the said aspect and the Medical Board as per the state instructions is headed at the District level by the Chief Medical Officer-cum-Civil Surgeon.



CWP-30203-2024

-2-

Notice of motion.

Mr. Vipul Aggarwal, Senior Panel Counsel appears and accepts notice on behalf of respondent No.1-Union of India.

Mr. Vivek Saini, Addl. A.G. Haryana accepts notice on behalf of respondent No.2.

In view of the order which this Court proposes to pass, formal reply from the respondent-State would not be required.

Taking into consideration the allegations leveled, the present writ petition is disposed of with a direction to the Chief Medical Officer-cum-Civil Surgeon, Kaithal to treat the present writ petition as a representation and to take appropriate steps to examine the same in accordance with law.

Let the needful action be undertaken by the Chief Medical Officer-cum-Civil Surgeon, Kaithal within a period of 04 months of a receipt of certified copy of this order after granting an opportunity of hearing to the respective parties.

(VINOD S. BHARDWAJ)
JUDGE

DECEMBER 04, 2024
Vishal Sharma

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