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

+ **W.P.(C) 10013/2024, CM APPL. 40974/2024**

ASSOCIATION OF MEDICAL PHYSICISTS OF INDIA

.....Petitioner

Through: Mr. Neeraj Yadav, Mr. Sidharth
Arora and Mr. Kamal Rathi,
Advocates.

versus

NATIONAL MEDICAL COMMISSION AND ANRRespondents

Through: Mr. T. Singhdev, Mr. Bhanu Gulati
and Ms. Anum Hussain, Advocates
for R-1.

CORAM:

HON'BLE MR. JUSTICE SANJEEV NARULA

ORDER

22.07.2024

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1. Petitioners are aggrieved by the 'Teachers Eligibility Qualifications in Medical Institutions Regulations, 2022' issued by the National Medical Commission to the extent it omits 'Radiological Physics' as a teaching subject for three Medical Specialties, i.e. 'Radiation Oncology', 'Radio-Diagnosis' and 'Nuclear Medicine'. Counsel for the Petitioner, at the outset, draws the attention of this Court to email communication dated 30th September, 2022 whereby the National Medical Commission had given a response to the Petitioner's representation which reads as follows:



Fri, 30 Sept. 2022 at 9.52 am

Aujender Singh
From: aujender.singh@nic.in
To: manojsemwal@yahoo.co.in
Cc: sdsbarc@gmail.com, ampisecretary2021@gmail.com

Dear Sir,

As of now it is not possible to indicate a clear timelines in this regard NMC is considering all such request which needs to be incorporated in the TEQ and as the process of any amendment is t through giving public notice of at least 30 publication of the draft amendment for public comments it will take around 45 days.

Thanks and Regards

Aujender Singh
Deputy Secretary
Post Graduate Medical Education Board, National Medical Commission
Pocket 14 Sector-8. Dwarka, New Delhi-110077
Ph-91-11-25367033 25367035 25367036 Ext 561

2. Counsel for the Petitioner, states that the Petitioner's representation to the NMC seeking restoration of 'Radiological Physics/Medical Physics' as a teaching subject has not reached the final stage.
3. In the opinion of the Court, at the first instance, Respondent No.1 must take a decision on the Petitioner's representation. Let the instant writ petition be treated as a representation and Respondent No.1 is directed to consider the same and give their response within six weeks from today.
4. With the above directions, the present petition is disposed of along



with pending application. It is clarified that the Court has not examined the merits of the case and all rights and contentions of the parties are left open.

SANJEEV NARULA, J

JULY 22, 2024

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