



CWP-32815-2025

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CWP-32815-2025

Date of Decision:16.01.2026

DR. UMESH MALHOTRA

...PETITIONER

VERSUS

PUNJAB MEDICAL COUNSEL THROUGH ITS CHAIRMAN AND
ORS ...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Bhushan Bhatia, Advocate
for the petitioner through VC.

Mr. H.S. Oberoi, Advocate and
Mr. Ketan Garg, Advocate
for respondents No.1 and 2.

SUVIR SEHGAL, J.(ORAL)

1. By way of present writ petition, petitioner, who is a medical practitioner, has approached this Court *inter alia* for issuance of a writ for setting aside impugned order dated 10.10.2025, Annexure P-1, passed by Punjab Medical Council, which has led to removal of petitioner's name from State Medical Register.

2. While issuing notice of motion on 02.12.2025, this Court had issued notice regarding stay as well.

3. Writ petition has been contested by respondent No.1 by filing a reply, wherein it has been *inter alia* stated that petitioner has a remedy of filing an appeal under Clause 8.8 of Indian Medical Council (Professional Conduct, Etiquette and Ethics) Regulations, 2002.

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4. Counsel for the petitioner states that impugned order has been passed on the basis of a pamphlet, Annexure P-4, which has been circulated by a private hospital over which petitioner does not have any control. He submits that impugned action has been taken as petitioner's qualification has been wrongly mentioned in pamphlet.

5. Counsel for respondent No.1, on the other hand, has made a reference to statement recorded by petitioner before the Ethical Committee to state that there is an admission on the part of petitioner.

6. This Court does not intend to examine the matter on merits. As the petitioner has an alternate remedy, petitioner is relegated to the remedy of filing an appeal before the appellate authority. As the matter has remained pending before this Court and notice regarding stay was also issued, operation of impugned order, Annexure P-1, shall remain stayed during the pendency of the proceedings before the appellate authority, provided petitioner approaches the appellate authority within 30 days from the passing of this order.

7. Writ petition is disposed of.

16.01.2026
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No