CENTRAL COUNCIL OF INDIAN MEDICINE  
NEW DELHI

MINUTES OF 115th MEETING OF EXECUTIVE COMMITTEE HELD ON 14.2.2003 AT NEW DELHI

PRESENT

1. Vaidya Shriram Sharma, President, CCIM  
   Chairman
2. Vaidya SKS Chhangani, Vice-President (Ayurved)  
   Member
3. Prof. (Hakim) Abdul Mobin Khan, Vice-President(Unani)  
   Member
4. Dr. V Arunachalam, Vice-President (Siddha)  
   Member
5. Vaidya Devender Kumar Triguna  
   Member
6. Dr. Madan Sarup Gupta  
   Member
7. Dr. PK Jain  
   Member
8. Dr. Sivanandam  
   Member
9. Vaidya Raghunandan Sharma  
   Member
10. Hakim Ved Prakash Sharma  
    Member
11. Dr. MA Kumar  
    Member
   Vaidya PR Sharma  
    Secretary

Special Invitee

11. Vaidya SK Mishra, Chairman, Education Committee (Ayurved)
12. Vaidya GL Chanana, Chairman, Finance Committee

Agenda Item No.1  
Confirmation of 114th meeting of Executive Committee held on 21.9.2002

It was noted that the minutes of 114th meeting of Executive Committee held on 21.9.2002 were circulated to all the members of Executive Committee vide this office letter No.5-1/2002-EC(114) dated 4.10.2002. It was requested that addition/deletion if any in the same may kindly be suggested to this office within 21 days from the date of issue of the same.

No comments were received from the members of the Committee. Therefore, the Committee confirmed the minutes of the same.
Agenda Item No.2  Ratification of the minutes of the Joint meetings of the members of the Committee Chairmen and Vice-Chairmen of all the Committees held on 29.10.2002 and 19.12.2002

It was noted that Joint meetings of members of Executive Committee, Chairmen & Vice-Chairmen of other Committees were held on 29.10.2002 and 19.12.2002 to consider the Visitation Report of various colleges and other matter related thereto.

The minutes of Joint meeting of members of Executive Committee & Chairmen & Vice-Chairmen of other Committees held on 29.10.2002 were considered and ratified.

The Committee while ratifying the minutes of Joint meeting held on 19.12.2002 noted that Dr. Sivanandam had submitted an amendment in the minutes of meeting held on 19.12.2002. The Committee considered the comments of Dr. Sivanandam and was of the opinion that as Government of India has already amended the IMCC Act, 1970 and in view of the amended Act necessary action to consider the proposal of remaining Colleges could not taken up. The Committee ratified the minutes of Joint meetings.

Agenda Item No.3  Adoption of Audit Report of the accounts of the Council, for the year 2001-2002

It was noted that the audit of the accounts of the CCIM for the year 2001-2002 was conducted by the Auditors of Director General of Audit Central Revenues, New Delhi.

In this connection, it was further noted that audit report for the year 2001-2002 was to be submitted for laying on the Table of both the Houses of Parliament as usual. Therefore, the same was submitted to the Govt. of India, Ministry of Health & Family Welfare, Deptt. of ISM&H after taking the order of the President, CCIM.

The Committee after going through the Audit report adopted the same. Further, it was decided that the Audit objections should be placed before the Executive Committee in future regularly.

Agenda Item No.4  Ratification of the minutes of Selection Committee/Departmental Promotion Committee to be held on 14.2.2002

It was noted that a meeting of Selection Committee of the CCIM was held on 14.2.2003 at 12.00 (Noon) to select the suitable candidate for the vacant post of Lower Division Clerk.

It was further noted that Shri Santosh Kumar has been selected by the Selection Committee for the post of Lower Division Clerk. The Executive Committee ratified the same.
Agenda Item No.5 Ratification of the minutes of Departmental Promotion Committee to be held on 14.2.2003

It was noted that a meeting of Departmental Promotion Committee was held on 14.2.2002 to consider the Assured Career Progression Scheme for the employees of the Central Council.

It was also noted that the Government of India, Ministry of Health & Family Welfare, Deptt. of ISM & H vide their letter No.V.27020/65/99-Ay.Desk(Pt.) dated 29.3.2001 conveyed the approval of the Government of India, Deptt. of ISM&H for the implementation of ACP Scheme i.e. two financial upgradations to Group A, B, C & D employees of the Council on completion of 12 years and 24 years of regular service in the respective grades subject to condition to ensure that the procedure laid down by DOPT in their OM No.35034/1/97/Estt.(D) dated 9.8.1999 is fully complied with for the purpose of processing the case for grant of benefits under the ACP Scheme w.e.f. 09.8.1999 for the employees of the Central Council.

It was further noted following two employees and one ex-employee of the Central Council have completed their 12/24 years of service on the dates mentioned against their names. Shri VK Mishra and Shri Lal Babu Mahto already availed one financial upgradation/promotion before implementation of A.C.P. Scheme.

Date of completion of 12/24 years

1. Shri VK Mishra
   Asstt.Secretary(Regn) 01.03.2003
2. Shri Lal Babu Mahto
   L.D.C. 29.09.2003
3. Shri SK Gupta
   Retired Accountant ----

The Departmental Promotion Committee considered the eligibility of the above and decided as under:--

1. Shri VK Mishra, Asstt. Secretary (Regn) Consideration deferred till final decision of Ministry of Health & Family Welfare, Department of ISM &H regarding fixation/regularization of his pay scale Rs.2200-4000 as allowed by the Council already without approval of the Ministry.
2. Shri Lal Babu Mahto, LDC
   Consideration deferred for ACP till the final disposal of his Court Case.

3. Shri SK Gupta, Retired Accountant
   The DPC considered the issue in detail and did not agree to grant ACP to Shri SK Gupta.

The Executive Committee approved above recommendations.

**Agenda Item No.6** Framing of Regulations (scheme to establish medical/institution) of ISM and to increase intake capacity in UG/PG and to start new higher course of study and training

It was noted that as per provisions of Indian Medicine Central Council Act, 1970 and as per amended Act every person or any medical institutions shall, for the purpose of establishment of a medical institution or (2) open new or higher Course of study or training, including a Post-graduate Course of study or training (iii) increase its admission capacity in any course of study or training including a Post-graduate course of study or training for the purpose of obtaining the permission in sub-section (i), submit to the Central Government a scheme in accordance with the provisions of sub-section (3) and the Central Government shall refer the scheme to the Central Council for its recommendation. The scheme referred to in sub-section (2), shall be in such form and contain such manner and accompanied with such fee as may be prescribed.

Accordingly, Draft schemes for establishment of a medical institution of Ayurveda, Siddha and Unani Tibbi and open a new or higher course of study or training including Post-graduate study or training and to increase its admission capacity in any course of study or training including a Post-graduate Course as required under the provision of Clause (ga) of Section 36 of IMCC, 1970 (Amendment) 2002 were considered.

Committee discussed the following points and was of the opinion that these draft Regulations be circulated to all the members of the Council for their perusal and suggestions within 15 days from the date of the circulation of the same to enable the Central Council for its consideration in its 33rd meeting to be held on 23.3.2003 at New Delhi.

(i) Instead of Indian Systems of Medicine, we should write as Ayurveda, Siddha and Unani Tibb.
(ii) The minimum bed strength of 100 may be 50 to start with to be increased beds in second and third year so that in two years the total minimum bed strength will be 100.

**Agenda Item No.7. Fixation of dates for the annual meeting of CCIM and its main Committees**

It was noted that Annual meetings of CCIM and its main Committees are to be convened before 31st March, 2003.

The Committee fixed the dates for convening the meetings of Central Council and its various Committees from 21st to 23rd March, 2003 at New Delhi.

**Addl. Agenda Item No.1. Permission for admission of new students in First Profession of Kamil-e-tib-o-Jarahat course during the year at New Delhi 2000-2001 onwards**

It was noted that a letter of Taj Tibbia College & Rasheedia General Hospital, Nagpur asking permission for the session 2000-2001, 2001-2002, 2002-2003 has been received. In this regard following points were noted:

1. The college was visited on 10.5.2000 to assess the available facilities of teaching and practical training for conducting Kamil-e-Tib-o-Jarahat Course. The visitation report was considered by the 45th meeting of Education Committee and Committee agreed to grant permission for the session 2000-2001 with intake capacity of 40 students. The same was ratified by the Executive Committee in its meeting held on 10th July 2000. However, letter was not issued by the Council to this effect. In the meantime Shri TC Benjamin, Secretary to Government of Maharashtra, Mumbai vide his letter dated 7.7.2000 informed that the Taj Tibbia College & Rasheedia General Hospital, Nagpur has faced acute shortage of required infrastructure facilities and deserve to be closed down and requested the Council to issue necessary instructions so that the college which is running without infrastructure facilities is not allowed to conduct courses.

2. In view of the letter of Government of Maharashtra, a surprise visitation was carried out by Hon’ble President, CCIM and Vice-President of Ayurved & Unani on 19.8.2000 and were of the opinion that permission for admission in Kamil-e-tib-o-Jarahat Course for the academic session 2000-2001 be
withdrawn. The college again was visited on 28.5.2001 to assess the available facilities of teaching and practical training and to verify the compliance. Considering the visitation report Committee did not agree to grant the permission for the session 2001-2002. The authorities of the college filed the following several Writ Petition/review Writ Petition cases in the Hon’ble High Court of Judicature at Bombay (Nagpur Bench), Nagpur against CCIM decision.

W.P.No.2022/2002  Hon’ble High Court has dismissed the case without giving any relief to the Petitioners.

MCA/156/02  Hon’ble High Court has dismissed the case without giving any relief to the Petitioners.

MCA 56/02  Hon’ble High Court has dismissed the case without giving any relief to the Petitioners.

WP No.3/35/01  Hon’ble High Court has dismissed the case without giving any relief to the Petitioners.

Hon’ble High Court dismissed all the petitions without granting any relief to the petitioners. Now college has requested to grant the permission for the session 2000-2001, 2001-2002, 2002-2003. It is also noteworthy to mention here that college has admitted the students in the session 2000-2001.

Executive Committee considered the same and decided that now the proposal will be considered for the session 2003-2004 as per new regulations.

Addl. Agenda Item No.2. *Appointment of Shri SK Sharma, Advocate as Retainer for the office of CCIM.*

It was noted that in compliance of the decision of 112th meeting of Executive Committee held on 14.02.2002, Shri S.K.Sharma, Advocate, Supreme Court of India was appointed as Retainer for the office of the Central Council of Indian Medicine on the following terms and conditions for the period from 01.02.2002 to 31.01.2003. His Retainership was expired on 31st January, 2003:-

1. Legal advisor will have to pay four visits every month for looking after the entire work of legal importance.
2. Legal advisor will be paid Rs.5,500/- (Rupees five thousand five hundred only) lumpsum as retainership fees.

3. In case of exigency the visit may be increased more than four for which no extra payment shall be made except for conveyance charges.

4. If felt necessary court cases received by the Council in different courts in Delhi shall also be assigned and for that fees etc. shall be negotiated before assignment of the case.

5. If required the court cases outside Delhi may also be assigned for defending the interest of the Council for which the fees TA/DA etc. will be negotiated at the time of assignment.

6. Legal Advisor will be standing counsel for the Central Council of Indian Medicine.

7. Retainership may be terminated at any time without assigning any reason.

His work was found satisfactory during 01.02.2002 to 31.01.2003.

In this connection, it was noted that Shri S.K. Sharma, Retainer of the Council vide his letter No. SC/C/149 dated 11th February, 2003 requested to extend Retainership and increase Retainerhip fee from Rs.5,500/- to Rs.6,500/- per month at par with Central Council of Homoeopathy.

During past few years it has been observed that the Govt. Advocates/Standing Counsels engaged to defend the cases of CCIM are not doing proper follow up and are not taking our cases seriously and CCIM is not receiving any feedback or information regarding day to day hearing/orders or status of its cases pending before different Courts. Presently, there are approximately 147 cases pending before different High Courts in which CCIM is also defending Govt. of India in most of the cases and only few of them have been disposed off.

The Committee considered the issue and agreed to extend the period of Retainer of the Central Council of Indian Medicine from 1.2.2003 to 31.1.2004 and fee for Retainership from Rs.5500 to Rs.6500/- per month w.e.f. 1.2.2003. Regarding to entrust the cases out of Delhi it was decided that each case be examined and be decided on merits.

Meeting concluded with the vote of thanks to the Chair.