

IN THE SUPREME COURT OF PAKISTAN
(APPELLATE JURISDICTION)

PRESENT: MR. JUSTICE MIAN SAQIB NISAR, HCJ
MR. JUSTICE MANZOOR AHMAD MALIK
MR. JUSTICE IJAZ UL AHSAN

SUO MOTU CASE NO.1 OF 2010

(Action taken by HCJ regarding excessive fee structure of private medical colleges)

AND

**CIVIL MISC. APPLICATIONS NO.2878-L
OF 2017, 1-L, 2-L, 17-L AND 25-L OF
2018**

(Applications for impleadment)

AND

HUMAN RIGHTS CASE NO.27813-P/2017

(Action taken by HCJ on an appeal published in daily Jang regarding exorbitant fees charged by private medical colleges)

AND

**CIVIL MISC. APPLICATIONS NO.3020-L
OF 2017 AND 3-L OF 2018**

(Applications for impleadment)

In attendance:

Mr. Ashtar Ausaf Ali,
Attorney General for Pakistan
Ms. Ayesha Hamid, ASC
Mian Abdul Rauf, A.G. Islamabad
Mr. Shakeel-ur-Rehman Khan, AG, Punjab
Mr. Shehryar Qazi, Addl.A.G. Sindh
Mr. Mujahid Ali Khan, Addl.A.G. KPK
Dr. Salman Shahid, Addl. Secy. Health
Punjab
Mr. M. Zakriya Sheikh, DAG
Ch. Imtiaz Elahi, Asstt.A.G.P.

Malik Qamar Afzal, ASC
Mr. Bakhtiar Ali, SO (Health), KPK

Mr. Azhar Siddique, ASC
Dr. Salman Kazmi, Secy., YDA

Mr. M. Zafar Iqbal Kalanori, ASC

Mr. M. Akram Sheikh, Sr. ASC
Mr. Sharjeel Adnan Sheikh, ASC
(For PMDC)

Syed Ali Zafar, ASC
(For PAMI)

ATTESTED


Senior Court Associate
Supreme Court of Pakistan

Mr. Munawar-us-Salam, ASC
(For Hamid Latif Hospital)

Dr. Waseem Hassan Hashmi, Registrar
PMDC
Ms. Sara Rubab Nasir, Chief Legal Officer
PMDC
Professor Dr. Shabbir Ahmed Lehri,
President PMDC

Mrs. Anjum Hameed, Advocate

Dr. Shabbir Chaudhry, Jinah Hospital

Prof. Dr. Faisal Masood, VC UHS

Prof. Rukhsana Rehman, Principal, Fatima
Memorial Medical College

Dr. Javed Asghar, CEO KHR M&DC a/w
Mr. Mehmood Afzal, Partner

Mr. Khurram Saeed, ASC
a/w Mr. M. A. Rauf, Chairman, University
of Lahore

Prof. Aftab Choudhry, Principal Continental
M&DC

Mr. Shahid Ikram Siddiqui, ASC
Prof. Dr. M. Akram Choudhry, Principal,
Azra Naheed Medical College

Mr. Aftab Ahmed Khan, ASC a/w
Prof. Zahid Bashir, Principal Shalamar
M&DC

Mr. Khurram Saeed, ASC
Prof. M. A. Rauf, University College of
Medicine & Dentistry

Prof. Suhail Chughtai, Central Part Medical
College
Dr. Farooq Farooqui
Dr. Syed Imran Ali
Mr. Waheed Sheikh, Chairman BOG
Avicenna Medical College, Lahore

Mr. Imran Safdar, Deputy Registrar, Lahore
High Court,

Dr. Tajammal Hussain, Principal Sahara for
Life Medical College, Narowal

Mr. Ghulam Murtaza Cheema, CEO
Amna Inayat Medical College

ATTESTED


Senior Court Associate
Supreme Court of Pakistan

Mr. Khalid Jamil, ASC
a/o Prof Dr. Abid Hussain, Principal Pak-
Red Crescent Medical College

Dr. Rashid Latif, owner of Rashid Latif
Medical College

Mr. Zahid Akhtar, D.G. LDA
Mr. Salman Mansoor, ASC
Mr. Waqar A. Sheikh, ASC

Dr. Muhammad Ajmal, Chairperson,
Punjab Health Care Commission

Mian Muhammad Ilyas, President
Mr. Javed Nasir, General Secretary
M. Ashfaq
Mian Maqbool Ahmed
(For Marriage Halls Association)

Mr. Mushtaq Ahmed Mohal, ASC
(CMA No.2-L/2018)

Mr. M. Khursheed Khan, ASC
(CMA No.3-L/2018)

Mr. M. Shafique, in person
(CMA No.17-L/2018)

Mr. M. Riaz Lone, ASC
(CMA No.25-L/2018)


Ms. Tanvir Zahra, ASC
(CMA No.3020-L/2017)

Date of hearing: 6.1.2018

ORDER

Syed Ali Zafar, learned ASC representing Pakistan Association of Medical Institutions has today volunteered for the random inspection to be carried out of the Lahore Medical and Dental College, Jallo Park, which according to him fulfills all the requirements and SOPs prescribed by PMDC for the purposes of recognition and functioning of the Medical Colleges. Keeping that spirit in view, we constitute a Committee for inspection comprising of Mr. Ashtar Ausaf Ali, the learned Attorney General for Pakistan, Mr. Ayesha Hamid, learned ASC, Dr. Faisal Masood, Dr. Javed Gardezi, Dr. Waseem Hashmi, Registrar of PMDC and Dr. Salman

ATTESTED


Senior Court Associate
Supreme Court of Pakistan

Kazmi, Secretary of Young Doctors Association. The report must be submitted within one week.

2. It has been apprised by Ms. Ayesha Hamid, the Commission of the Court that about twenty-two applications have been filed by the parents with UHS about the remand of exorbitant fee and even when UHS sought the reply/response from the private medical colleges, they are not replying. All the private medical colleges to whom UHS shall interact in this behalf are directed to immediately reply within a period of three days, otherwise their Chief Executives should be required to personally present before this Court to explain their position for non-compliance of the order.

3. All the private medical colleges in Pakistan, particularly in Punjab, are directed to provide a list of all those candidates who have applied, finalized and finally been admitted to their respective colleges along with the merit list to this Court within a period of one week.

4. We have already prohibited the admission in any private medical college which was not yet affiliated. However, any admission made in any college which is affiliated after the date when we first took cognizance of this matter, shall be subject to the final decision of the matter.

C.M.A.No.1-L/2018:

5. Notice to PMDC.

C.M.A.No.2-L/2018:

6. Dismissed.

C.M.A.No.26-L/2018:

7. Pursuant to our order dated 28.12.2017, the LDA has filed a report. Mr. Munawar-us-Salam, learned ASC wants time to file a reply thereto. Let the needful be done within three days.

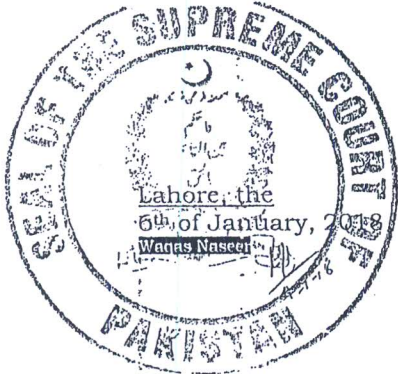
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C.M.A.No.24-L/2018:

8. Mr. Zahid Akhtar, Director General, LDA states that there are many Marriage/Function Halls which have been illegally, unlawfully and unauthorizedly constructed and the LDA intends to take action against such unauthorized construction but they procure stay orders from different courts. Be that as it may, let a notice be issued to the unauthorized Marriage/Function Halls etc. by the LDA and we are sanguine that if any of the aggrieved person to whom notice shall be issued approach any court of law in Pakistan, such court while passing any order particularly granting interim relief shall keep in mind the nature of the present proceedings and that the notices issued by the LDA are with the approval and under the instructions of this Court and after hearing the LDA.

9. Re-list.



Sd/- Mian Saqib Nisar, HCJ .

Sd/-Manzoor Ahmad Malik, J

Sd/- Ijaz ul Ahsan, J

Certified to be True Copy
10/1/18
Senior Court Associate
Supreme Court of Pakistan