

No.U.12012/134/2015-ME - I [FTS.3114018]

Government of India

Ministry of Health & Family Welfare
(Department of Health & Family Welfare)

Nirman Bhawan, New Delhi-11

Dated the August, 2017.

ORDER

Subject: Establishment of new medical college at Kanpur (Naraina Medical College & Research Centre) by Shree Durga Maa Shiksha Seva Samiti, Kanpur, Uttar Pradesh with an annual intake of 100 MBBS students u/s 10A of the IMC Act, 1956 for the academic year 2017-18.

Whereas the Shree Durga Maa Shiksha Seva Samiti, Kanpur, Uttar Pradesh made application for establishment new medical college at Kanpur in the name & style of Naraina Medical College & Research Centre for the academic session 2017-18 to the Ministry. The Ministry forwarded the application to MCI for evaluation and making recommendation to the Ministry u/s 10 A of IMC Act, 1956 for the academic session 2017-18;

2. Whereas the Medical Council of India (MCI) vide its letter dated 06.09.2016 returned the application recommending the Central Government to disapprove the scheme of establishment of new Medical College at Kanpur by Shree Durga Maa Shiksha Seva Samiti, Kanpur, Uttar Pradesh did not submitted following papers with the application:-

- i. Form-5
- ii. Copy of Balance Sheet for the year ending 31.03.2016

4. Whereas, u/s 10 A (4) of IMC, Act, 1956, the Ministry afforded an opportunity of hearing to the college before a personal hearing committee on 17.10.2016 and the compliance submitted during hearing was sent to the MCI for review as recommended by the Hearing Committee;

5. Whereas, an assessment of College was carried out by the Council's Assessors on 10th & 11th January, 2017. The assessment report (10th & 11th January, 2017) was considered by the Executive Committee at its meeting held on 13.1.2017 and noted the following:-

1. Deficiency of faculty is 96.92 % as detailed in the report.
2. Shortage of Residents is 100 % as detailed in the report.
3. As many as 39 faculty & Residents had signed in the morning but absent in afternoon during head count.
4. OPD attendance was 102 against requirement of 600 as per Regulations.

5. Bed Occupancy was 19 % at 10 a.m. on day of assessment. Even as per claim of Institute, which is inflated, it was only 40 %.
6. There was only 1 Major Operation & 3 Minor Operations on day of assessment.
7. There was NIL Caesarean Section on day of assessment.
8. Radiological & Laboratory investigations workload is grossly inadequate.
9. OPD: Registration counters for OPD/IPD are not separate.
10. Casualty: Separate Casualty for O.G. is not available. Disaster Trolley is not available.
11. ICUs: There was NIL patient in NICU/PICU and 1 patient each in ICCU & SICU on day of assessment. PICU has only 2 beds against 5 required.
12. Blood Bank: Licensing is under process.
13. Anatomy department: Only 25 specimens are available. There are NIL cadavers.
14. MRD: ICD X classification of diseases is not used for indexing of diseases.
15. Central Library: There are NIL Internet Nodes.
16. Central Photographic Section is not available.
17. MEU: It is not available.
18. College Council, Pharmaco Vigilance Committee are not constituted

5. Whereas the MCI vide letter dated 31.01.2017 recommended the Central Government to disapprove the scheme of establishment of new Medical College at Kanpur by Shree Durga Maa Shiksha Seva Samiti, Kanpur, Uttar Pradesh for the academic year 2017-18;

6. Whereas, on request made by the applicant College, the Ministry afforded another opportunity of hearing to the college on 15.03.2017 and the Hearing Committee recommended to accept the recommendation of MCI for disapproval.

7. Whereas the Ministry accepted the recommendation of MCI and disapproved the applications of the college for establishment of new college at Kanpur by Shree Durga Maa Shiksha Seva Samiti, Kanpur, Uttar Pradesh for the academic session 2017-2018 vide letter dated 31.05.2017;

8. Whereas the college filed W.P.(C) 6955/2017 & C.M.Nos.28898/2017, 28899/2017 & 29418/2017 in the Hon'ble High Court of Delhi and the Hon'ble Court on 10.08.2017 directed as under:-

In view of the orders passed by the Apex Court on 01.08.2017, 04.08.2017 & 10.08.2017 wherein also the petitioner institutes were similarly placed like the present petitioners, this Court is of the view that the order dated 08.08.2017 passed by the Apex Court in W.P.(C) Nos.657/2017 & 658/2017 is not a hurdle for the petitioners to be heard by respondent No. 1 as that order passed on 08.08.2017 was on non-entertainment of those petitions under Article 32 of the Constitution of India; necessary implication as pointed out by the learned counsel for the petitioners being that the petitioners were not heard on merits and it was a simplicitor dismissal; had it been an order on merits, the second line of the order that the Apex Court was not inclined to entertain these petitions under Article 32 of the Constitution of India would not have been contained in the said order.

9. Now, therefore, in compliance with the above direction of Hon'ble High Court, the Ministry granted hearing to the college on 29.08.2017. The Hearing Committee after considering the record and submission of the college submitted its report to the Ministry with the following findings:-

Glaring deficiencies of faculty, residents, clinical material and infrastructure has been pointed out in the MCI assessment. The college claims that 39 faculty/residents who had signed in the morning and others who had gathered at the appointed time were not considered by the assessors in an arbitrary manner. However, even during hearing the college could not produce necessary documents such as Form-16, bank statement etc in support of their claim.

The clinical material as reflected in OPD and IPD figures is also very low. Committee observed that the majority of the cases on the day of assessment were new cases. There were hardly any follow up cases which is unusual.

There was nothing in the submissions made by the college to confront the findings of the assessment report.

In view of the acute deficiencies, the Committee agrees with the decision of the Ministry to disapprove the college for the academic year 2017-18.

10. Accepting the recommendations of the Hearing Committee, the Ministry reiterates its earlier decision dated 31.05.2017 to disapprove the scheme of establishment of new Medical College at Kanpur by Shree Durga Maa Shiksha Seva Samiti, Kanpur, Uttar Pradesh for the academic year 2017-18;


(D V K Rao)

Under Secretary to the Govt. of India
Telefax: 011-23062959

To

The Chairman/Secretary,
Shree Durga Maa Shiksha Sewa Samiti,
E-50, Panki Mandir Road,
Panki, Kanpur,
Uttar Pradesh-208020.

Copy to:

1. The Principal Secretary,(Health & FW), Department of Health & Family Welfare, Govt. of Uttar Pradesh, 5th Floor, Room No.516, Vikas Bhawan, Lucknow-226001 (Uttar Pradesh).
2. The Secretary, Medical Council of India, Pocket-14, Sector-8, Dwarka, New Delhi-75.
3. The Registrar, CH. Charan Singh University, Meerut, Uttar Pradesh.
4. The Director General, Medical Education, Government of Uttar Pradesh, Lucknow, U.P.
5. The ADG (ME), Dte.GHS, Nirman Bhawan, New Delhi