

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition for Special Leave to Appeal (C) No. 8799/2020

(Arising out of impugned final judgment and order dated 09-12-2019 in CWJC No. 8384/2018 passed by the High Court of Judicature at Patna)

MUKESH KUMAR

Petitioner(s)

VERSUS

THE STATE OF BIHAR & ORS.

Respondent(s)

(IA No.67246/2020-EXEMPTION FROM FILING O.T.  
IA No. 67246/2020 - EXEMPTION FROM FILING O.T.)

Date : 07-11-2022 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.R. SHAH  
HON'BLE MR. JUSTICE M.M. SUNDRESH

For Petitioner(s) Ms. Rachitta Rai, AOR

For Respondent(s) Mr. Abhinav Mukerji, AOR  
Ms. Pratishtha Vij, Adv.  
Ms. Bihu Sharma, Adv.  
Mr. Akshay C. Shrivastava, Adv.

Mr. Zoheb Hossain, AOR

UPON hearing the counsel the Court made the following  
O R D E R

The issue involved in the present Special Leave Petition is with respect to fake pharmacists in the State of Bihar.

From the impugned order, it appears that at the relevant time, the Pharmacy Council of India/Bihar State Pharmacy Council constituted a fact finding committee and its report was already forwarded to the State Government. Nothing is on record what further steps are taken by the State Government to stop the fake pharmacists functioning in the State. It cannot be disputed that by permitting the fake pharmacists to run the medical stores and/or

contd..

functioning, it will be playing with the life of the citizens. The State ought to have been vigilant to curb and stop the fake pharmacists.

At the request of learned counsel appearing on behalf of the State, to place on record by way of counter affidavit, what steps are taken to stop the fake pharmacists from functioning and more particularly, on the basis of the report submitted by the fact finding Committee constituted by Pharmacy Council of India/Bihar State Pharmacy Council, put up on 21.11.2022.

Leave to join the Bihar State Pharmacy Council as respondent is granted.

Issue notice, so far as Bihar State Pharmacy Council is concerned, returnable on 21.11.2022.

Dasti service, in addition, is permitted.

(NEETU SACHDEVA)  
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)  
ASSISTANT REGISTRAR