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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(C) 1843/2019 & C.M.Nos.8617/2019, 15249/2019, 27228/2021**
DR ROHIT JAIN Petitioner

Through: Ms.Mrinmoi Chatterjee, Advocate.

versus

UNION OF INDIA & ORS Respondents

Through: Ms. Monika Arora, CGSC with
Mr.Subhrodeep Saha, Advocate for
for UOI.
Mr.Manish Mohan, CGSC for UOI.
Unmukt Gera, Advocate for Mr.
Gautam Narayan, ASC for GNCTD.
Mr.Neeraj Kumar, Advocate for
National Accreditation Board and
Quality Council of India.

CORAM:

HON'BLE MR. JUSTICE MANMOHAN

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

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27.01.2023

Learned counsel for the petitioner states that the present writ petition survives only for a direction to issue guidelines as prayed for in paragraph 9.45 of the writ petition. She also states that the petitioner has filed a new application being C.M.No.27228/2021 seeking elaboration of the prayers namely for establishment of minimum standards for sample collection/sample collection centres and sample transport policy for medical diagnostic laboratories.

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Since the Court neither has the domain knowledge with regard to sample collection nor it has the jurisdiction to set standards or frame the rules, it disposes of the present writ petition along with pending applications with a direction to the Union of India to consider the petitioner's application being C.M.No.27228/2021 as a representation and to decide the same by way of a reasoned order within twelve weeks after giving an opportunity of hearing to the petitioner. This Court clarifies that it has not expressed any opinion on the merit of the controversy and the said application shall be decided on its own merit. The rights and contentions of all the parties are left open.

MANMOHAN, J

SAURABH BANERJEE, J

JANUARY 27, 2023
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