

IN THE SUPREME COURT OF INDIA

ORIGINAL WRIT JURISDICTION

I.A. NO. \_\_\_\_\_ OF 2021

IN

WRIT PETITION (CRL) NO. 265 OF 2021

**IN THE MATTER OF:**

SWAMI RAMDEV

...PETITIONER

VERSUS

UNION OF INDIA & ORS.

...RESPONDENTS

AND

**IN THE MATTER OF:**

DELHI MEDICAL ASSOCIATION

DMA-House, Medical Association Road,  
Darya Ganj, New Delhi,  
Delhi-110002

...APPLICANT/PROPOSED INTERVENOR

WITH

I.A. NO. \_\_\_\_\_ OF 2021

**[APPLICATION FOR IMPLEADMENT]**

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ADVOCATE FOR THE PROPOSED RESPONDENT: A. KARTHIK

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...APPLICANT/PROPOSED INTERVENOR

**APPLICATION ON BEHALF OF THE APPLICANT FOR  
INTERVENTION / IMPLEADMENT AS A PARTY  
RESPONDENT AND/OR FOR DIRECTIONS.**

To,

Hon'ble the Chief Justice of India and

His Companion Justices of this Hon'ble Court.

The humble application of the Applicant abovenamed.

**MOST RESPECTFULLY SHOWETH:**

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1. The Applicant, Delhi Medical Association ("DMA"), is an association of doctors in Delhi and is duly registered under the Societies Registration Act, 1860. The Applicant has a membership of more than 15,000 doctors and medical practitioners practicing in Delhi. The Applicant also has a separate wing namely DMA Nursing Homes & Medical Establishment Forum which has a membership of more than 700 medical establishments including hospitals, nursing homes, clinics, diagnostic centers etc. The Applicant is being represented through its President, Dr. G.S. Grewal who is authorized by the resolution dated 27-04-2021 passed by the Governing Body of the Applicant. True copy of the Board Resolution dated 27-04-2021 is annexed hereto and marked as **Annexure A-1 (page 24 to 27)**.
2. The Applicant Association was founded in the year 1914 with, *inter-alia*, the following objectives: -
  - a) To promote and advance medical and allied sciences in all their different branches and to pursue the improvement of public health and medical education.

- b) To maintain the honour and dignity and to uphold the interests of the medical profession and to promote co-operation amongst the members thereof.
- c) To work for the abolition of compartmentalism in modern medical education. Medical services and registration in the country and thus to achieve equality among all members of the profession.

True copy of the Memorandum of Association & Bye Laws of the Applicant is annexed hereto and marked as **Annexure A-2 (page 28 to 69).**

3. The Applicant has learnt that Ramdev has filed the present writ petition seeking, *inter-alia*, the following reliefs: -

- a) that all the complaints/FIR's filed against Ramdev in various states be clubbed and transferred to New Delhi;
- b) that all the complaints/FIR's filed against Ramdev in various states be quashed;
- c) That all Courts and Forums in the Country be restricted from taking cognizance of any complaint/FIR filed against Ramdev;

d) That no further FIR should be registered against Ramdev by any investigation agency;

4. By way of the present application, the Applicant seeks to be impleaded as a party Respondent in order to bring on record certain crucial facts, and also to oppose grant of reliefs sought in the captioned writ petition filed by the Petitioner.

5. It is submitted that the members of the Applicant association, along with the medical practitioners of the entire country, have dedicated their entire lives for the past 15 months to the Nation and have unwaveringly served the Indian public in order to fight against the COVID-19 pandemic. The said doctors have worked every day for approximately 18 hours a day for the past 15 months without a break to not only ensure that the best treatment is provided to the patients suffering from Covid-19 but also prevent emergency situations arising due to COVID-19 leading to shortage of beds, non-availability of medicines and oxygen, etc. Many doctors across the country, including members of the Applicant, have themselves been infected with COVID-19 and several doctors have even died, while fulfilling their oaths to serve the people of this Country.

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6. It is submitted that one of the most difficult challenges faced by Doctors in fighting with COVID-19 was to overcome the rampant misconceptions and false information being spread through various print, electronic and social media against vaccines, treatment options, drugs etc. that not only led to serious mismanagement of the Disease by the patients but also discouraged patients from taking COVID-19 vaccines and correct drugs to treat the deadly disease. These factors also contributed to the rapid increase in the death rate due to COVID-19 in the country.

7. While the entire medical fraternity of the Country was fighting the deadly pandemic in unity and were trying to educate the public about the COVID vaccines and correct course of treatment, Mr. Ramdev, the Petitioner in the aforesaid writ petition shockingly started a false propaganda against COVID-19 vaccines and the treatment protocol for COVID-19 approved by the Central Govt. itself, with the mala fide intent to promote the sale of products namely “*Coronil*” “*Swasari Vati*” and “*Anu Taila*” manufactured by his company “Patanjali Ayurved Ltd. (hereinafter referred to as **“Patanjali”**).

8. The following facts show as to how Mr. Ramdev followed a systematic plan for his propoganda: -

a) In June, 2020, Mr. Ramdev launched a product in the name of “Coronil” and falsely claimed in a press conference that his company “patanjali” has found the “cure” for COVID-19. Ramdev, through its statements and advertisements, made false and baseless statements that “Coronil” has a recovery rate of 100% and death rate of 0% against Covid-19. It is pertinent to mention herein that Ramdev not only made false claims about Coronil but also mischievously sold “Coronil” in the form of a “Corona Kit” which included two more products namely “*Swasari Vati*” and “*Anu Taila*” to maximize profits. It is pertinent to mention herein that there was no scientific report or basis whatsoever to supports the claims of Ramdev that Coronil, Swasari Vati and Anu Taila cures Covid. However, as a result of the misleading and false claims of Ramdev, the sale of the aforesaid products increased exponentially and Ramdev’s company i.e. patanjali sold 25 Lakhs “Coronil Kits” worth Rs. 250 Crores in just the first four months of

its launch. True Copy of the News Article published on Moneycontrol.com on 02 November 2020 showcasing Patanjali selling over 25 Lakh Coronil Kits is annexed here to and marked as **Annexure A-3 (page 70 to 76)**. True Copy of the Article Published on India.com on 02 November showing that Patanjali Sells more than 2.5 Million Coronil Kits in four months and profit cross Rs. 250 Crore is Annexed hereto and marked as **Annexure A-4 (page 77 to 79)**.

b) The false and misleading claims made by Ramdev about “Coronil” “Swasari Vati” and “Anu Taila” invited stern objections from thousands of medical practitioners and experts on virology across the country who had questioned the authenticity of such claims. The false and misleading claim made by Ramdev also drew the attention of the Ministry of AYUSH, which directed Pantanjali to provide the detailed chemical composition of these alleged medicines and medical data and scientific study reports to support the claims of Patanjali and Ramdev. In addition to the same, the Company was also asked to stop

advertising/publicizing such claims till the issue is duly examined. True copy of a news article published in the Indian Express in this regard is enclosed herewith as **Annexure-A-5 (page 80 to 87).**

c) However, in 19.02.2021, just around the onset of the second-wave of COVID-19, Ramdev once again started his false and misleading campaign to sell “Coronil” by falsely claiming that now the same has been approved and certified by Drugs Controller General of India (“**DCGI**”) and the World Health Organization (“**WHO**”). This once again invited protests by medical practitioners across the country. The claims of Ramdev were once again found to be false as WHO confirmed that it never approved Coronil or any other product of Patanjali. True Copy of the New Article Published in the News Daily “The Hindu Business Line” on 21 November 2021 confirming that DGCI or WHO never approved Coronil as a Covid medicine is annexed hereto and marked as **Annexure A-6 (page 88 to 93).** True Copy of the similar Article published in Business today on 16 June 2021 once again confirming that WHO never

certified or approved Coronil as a Covid Medecine is annexed hereto and marked as **Annexure A-7 (page 94 to 101)..**

d) Ramdev was well aware that Coronil, Swasari Vati and Anu Taila never got the license from the Central Drugs Standard Control Organisation (“**CDSCO**”) or by The Indian Council of Medical Research, (“**ICMR**”) to be marketed as a “Cure for Corona” and were granted a license only as an “immunity booster”. In fact, in its response dated 12-03-2021 to an RTI application filed by the Indian Medical Association, CDSCO confirmed that CDSCO has not issued any certificate or permission for use of Coronil as a Covid medicine. However, despite knowing this fact Ramdev continued to propagate these medicines as “cure for corona” and on the basis of such misleading advertisement, earned crores of Rupees in revenue. True copy of the said RTI response dated 12-03-2021 is annexed hereto and marked as **Annexure-A-8 (page 102 to \_\_\_\_\_).**

e) Believing the fraudulent and false claims regarding Coronil, thousands of people started lining in queue to buy

Coronil/Coronil Kits thereby, resulting into skyrocketing the revenue of Pantajali within the span of just 2-3 days. It is relevant to note herein that the demand for the “Coronil” was so high that Pantanjali was selling around 10 lakhs packs of Coronil every day. The total revenue earned by Patanjali from the sale of Coronil/Coronil Kits alone is believed to be in excess of Rs. 1,000 Crores.

- f) After the protest by the Medical fraternity against the false claims of Ramdev, Ramdev appeared on several platforms and TV channels and made false and baseless averments against the treatment and medicines prescribed by the Ministry of Health, ICMR as well as AIIMS for Covid-19 treatment and stated that such treatment and medicines are ineffective in controlling or treating Covid-19. He further referred to doctors/practitioners of Modern medicine as “agents of pharmaceutical companies” and “drug mafia” who are killing patients.
- g) Ramdev, who is a businessman clad as a “yog guru”, does not have any degree or license to practice Ayurveda and prescribe medicines. However, he started claiming himself

to be an expert practitioner of “Ayurveda” and started insulting allopathy and allopathic doctors at various forums. Ramdev, referred the modern medical system i.e. allopathic science as “*Tamasha*” and “*Stupid Science*”. He further made comments that the doctors who are treating Covid patients don’t know anything and claimed that even without a degree, he is a better Doctor than qualified doctors. He also stated that even doctors having double shots of Covid vaccines could not save themselves, thereby, discouraging people from even taking Covid vaccines.

h) By insulting allopathy and allopathic doctors, Ramdev attempted to create a false narrative that Ayurveda is a better science than allopathic science and instigated people to disregard “allopathic” vaccines and COVID treatment protocols issued by the Central Govt. The intent behind creation of this artificial divide/rivalry between “allopathy” and “ayurveda” was to cast a doubt in the minds of people against the effectiveness of COVID vaccines and treatment protocols and encourage them to buy “Coronil Kit” which Ramdev falsely propagated as “Ayurvedic preparations”. It

is pertinent to mention herein that the Applicant has immense respect for medical practitioners from all fields including Ayurveda and Homeopathy and acknowledges and applauds the efforts of each and every medical practitioner, who has served the public in these difficult times.

- i) Ramdev also came on a news channel namely News India 18 and stated that "*Immunity from vaccine would only work for 6 months or a year. The immunity developed from yoga would be permanent.*" He then went on to state that "*he will not take Covid vaccine as he does not need it.*"
- j) Furthermore, in many interviews and conferences, Ramdev referred to doctors and Indian Medical Association as "*drug mafia*" associated words like "*medical terrorism*" with them.
- k) By his hateful speeches and comments, Ramdev created a hysteria among Covid patients against Doctors and frontline workers, Covid vaccines as well as the treatment prescribed and approved by the Central Govt. As a result of Ramdev's statements, many people started avoiding vaccinations.

Furthermore, many patients lost their lives by not taking appropriate Covid treatment on the advice of Ramdev.

l) By his actions, Ramdev endangered the lives of thousands of patients who were suffering from Covid-19 by discouraging them from taking vaccines and appropriate treatment in accordance with the Govt. approved protocols but also instigated people against Doctors and front line warriors who are risking their lives every day to treat Covid patients. As a result of such instigation, several instances of aggression and violence have surfaced against Doctors, nurses and other medical staff across the Country.

m) Ramdev not only cheated and defrauded the entire country, but also showed his arrogance and utter disregard of law while responding to demands made by medical practitioners to initiate criminal prosecution against Ramdev for his actions by stating (in Hindi) that “*arrest to kisi ka baap bhi nahi kar sakta Swami Ramdev ko*” (translated to “even their father cannot arrest Swami Ramdev”).

9. A table quoting the statements given by Ramdev at various forums with the intent to defraud and mislead innocent people is

annexed hereto and marked as **Annexure-A-9 (page 103 to 107)**. The Applicant reserves its rights to submit the original videos referred to in the said table in a Compact Disc/pendrive if so directed by this Hon'ble Court.

10. It is pertinent to mention herein that Ramdev has no degree from a recognized institute in either allopathic system of medicine or under Indian System of Medicine. Ramdev also does not have any license under the National Medical Commission Act, 2019 (“**NMC Act**”) or the Indian Medicine Central Council Act, 1970 (“**IMCC Act**”) to practice medicine.

11. It is submitted that no person can practice medicine and prescribe medicines to patients without having the prescribed qualifications under either Modern system of Medicine or Indian system of Medicine and without obtaining a license to practice under the NMC Act or IMCC Act. Any person, who prescribes medicines to patients without being qualified and licensed to do so is treated to be a “quack” and is liable to be punished under the relevant provisions of the NMC Act/IMCC Act as well as IPC.

12. Shockingly, Ramdev has been seen on multiple channels and videos prescribing medicines manufactured by Patanjali for

“curing” various diseases and conditions, including COVID-19, low blood oxygen levels, severe cough etc.. This fact itself shows as to how Ramdev has been indulging into quackery and defrauding people across the country with the intent to boost his own profits. The seriousness of Ramdev’s action may be gauged from the fact that to a patient suffering from serious condition of low blood oxygen levels, rather than advising him to rush to a hospital for appropriate treatment, Ramdev advised the patient to apply a Balm manufactured by Patanjali. In another instance, Ramdev can be seen advising patients suffering from breathlessness and low blood oxygen levels to do “anulom vilom” and other breathing exercises.

13. As may be seen from the aforesaid facts, Ramdev has cheated and defrauded an entire country by claiming Coronil as a “cure” for Covid for his personal gains. He has not only insulted and humiliated doctors and frontline workers but has also shown scant respect to the Rule of Law by openly stating that no one can arrest him for his crimes. He referred to doctors as “drug mafia” doing “medical terrorism”. He has also mocked patients dying due to oxygen shortage. He has openly discouraged people from taking

Covid-19 vaccines and treatment protocols approved by AIIMS, ICMR as well as the Govt. of India. He also attempted to create an rivalry between allopathy and Ayurveda (even though he himself is not certified to practice either) with the intent to promote sales of Coronil and other products of Patanjali.

14. Due to the aforesaid conduct of Ramdev, several complaints have been filed against him in various States. Even the Applicant and its members have initiated legal proceedings against Ramdev under various Statutes. In fact, the aforesaid writ petition itself reference of the Civil Suit being CS (OS) No. 269 of 2021 titled as “Delhi Medical Association Vs. Ramdev” filed by the Applicant against Ramdev before the Hon’ble Delhi High Court. In addition, one of the members of the Applicant has also filed criminal complaints dated 22-05-2021 and 24-06-2021 against Ramdev under various provisions of IPC as well as other Statutes in the Darya Ganj Police Station, Delhi. The Applicant is also contemplating to take further legal action against Ramdev as available to it and its members under statutes other than IPC. True copy of the Civil Suit being CS (OS) No. 269 of 2021 is annexed hereto and marked as **Annexure A-10 (page 108 to 146)**. True

copy of the Police Complaints dated 22-05-2021 and 24-06-2021 filed in Darya Ganj Police Station, Delhi are annexed hereto and marked as **Annexure -A-11 (page 147 to 149)** and **Annexure A-12 (page 150 to 164)**.

15. It is humbly submitted that since the Applicant has also taken steps to initiate legal proceedings against Ramdev for his aforesaid actions, any order passed in the present writ petition would directly impact the proceedings initiated by the Applicant. The Applicant, being an affected party, is, therefore, a proper party and ought to be impleaded as a Respondent in the present writ petition.

16. Even otherwise, being an association of medical practitioners who are aggrieved by the actions of Ramdev, including insulting comments made by Ramdev on their competence and knowledge and making fun of the doctors who lost their lives to COVID-19, the Applicant ought to be granted an opportunity to represent the medical fraternity of Delhi before this Hon'ble Courts and to assist this Hon'ble Court in arriving at a just and fair decision in the matter.

17. It is submitted that Covid-19 pandemic has been declared as an “epidemic” under the Epidemics Act, 1897 by the Central Government. Treating Covid-19 pandemic as an epidemic, the Central Govt. has issued several Guidelines and protocols for prevention, control and treatment of the deadly virus. These include Advisory to take Covid vaccines and protocols for treatment of Covid by specifying the drugs and procedures that are to be used by doctors to treat Covid patients.

18. In addition to the protocols, guidelines and advisories issued by the Central Govt., many State Governments have issued Regulations under the Epidemics Act, 1897 which are applicable only in that particular State. For instance, the Delhi Govt. has issued “*The Delhi Epidemic Diseases, COVID-19 Regulations, 2020*” that, *inter-alia*, lays down various requirements to be followed by public at large. Some of the important provisions of the said Regulations are reproduced herein below: -

“6. *No person/ institution/ organization will use any print or electronic media for information regarding COVID-19 without prior permission of the Department of Health & Family Welfare, Govt. of NCT of Delhi. This is to avoid spread of any*

*rumour or unauthenticated information regarding COVID-19.*

*In case any person/ institution / organization is found indulging in such activity, it will be treated as a punishable offence under these regulations.*

xxx      xxx      xxx

*15. All advisories issued/to be issued by the Government of India on COVID-19 will ipso-facto be treated as directions under this Act in NCT of Delhi.*

xxx      xxx      xxx

*18. Penalty: Any person /institution/organization found violating any provision of these regulations shall be deemed to have committed an offence punishable under section 188 of Indian Penal Code (45 of 1860). Principal Secretary/Secretary, Health & Family Welfare or District Magistrate of a District may penalize any person/ institution/ organization if found violating provisions of these regulations or any further orders issued by Government under these regulations. ”*

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True copy of The Delhi Epidemic Diseases, COVID-19 Regulations, 2020 is annexed hereto and marked as **Annexure A-13 (page 165 to 168).**

19. The aforesaid actions of Ramdev amount to an offence as per Section 3 of the Epidemic Diseases Act, 1897 read with various Regulations issued by the State Governments. It is submitted that since separate State Regulations/legislations would be attracted in each FIR, it may not be possible to club all the FIRs and hold a single trial as prayed from by the petitioner. The writ petition is liable to be quashed on this ground alone.

20. In the circumstances, it would be in the interest of justice if the Applicant is ordered to be impleaded as a party Respondent in the present Writ Petition.

21. The Applicant and its members would suffer grave and irreparable loss and prejudice if an order as prayed for herein is not made. On the other hand, no prejudice would be caused to any of the parties in the writ if the prayers made in the present application are allowed by this Hon'ble Court.

22. This application is made bonafide and in the interest of justice.

21

**PRAYER**

In the circumstances, it is most humbly prayed that this Hon'ble Court be pleased to:-

- [A] Allow the present Application and pass an order impleading the Applicant as a party Respondent in the aforesaid writ petition (Crl.) No. 265/2021;
- [B] Pass such further or other order or direction that this Hon'ble Court may deem fit in the facts and circumstances of the case.

AND FOR THIS ACT OF KINDNESS AND JUSTICE, THE  
PETITIONER SHALL AS IN DUTY BOUND, EVER PRAY.

DRAWN BY

ASHISH KOTHARI  
E-mail: [ashish@ksandk.com](mailto:ashish@ksandk.com)  
Contact No. 9971969135



FILED BY:

**A. KARTHIK**  
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A005.Yamuna Apartments, Alakhnanda,  
New Delhi – 110019  
Mo. No. 8447364669

DATE: 02-07-2021  
PLACE: NEW DELHI

22

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Delhi-110002

...APPLICANT/PROPOSED INTERVENOR

**AFFIDAVIT**

I, Dr. G.S. Grewal, aged about 68 years S/o Sh. M.S. Grewal, Presently President of the Delhi Medical Association, DMA House, Medical Association Road, Daryaganj, New Delhi-110002 do hereby solemnly

affirm on oath and state as under:-



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1. That I am at present serving as the president of the Applicant/proposed intervenor in the captioned matter and I am well aware of the facts of the case and competent to swear this Affidavit.
2. That the accompanying application for intervention/Impleadment has been drafted by my counsel under my instructions. The contents of the same are true and correct as per my knowledge. The contents of the accompanying application may kindly be read as part of this affidavit as the contents of the application are not repeated herein for the sake of brevity.
3. The contents of the documents annexed with the accompanying application are also true and correct to my knowledge and belief.



DEPONENT

### VERIFICATION

I, the above-named Deponent do solemnly verify at New Delhi on this 02<sup>nd</sup> day of July 2021 that contents of Para 1 to 3 of this affidavit are true and correct, and nothing material has

been concealed therefrom.

**ATTESTED**  
S. Saxena  
**NOTARY PUBLIC**



DEPONENT

02 JUL 2021

# ANNEAUX -A-1

Extract of the Minutes of Meeting of the Governing Body  
held on 27<sup>th</sup> April, 2021 through Video Conferencing.

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“RESOLVED FURTHER THAT Dr. G. S. Grewal, The President of the Delhi Medical Association is hereby authorised to sign, verify, institute and file suits/complaints/petitioners/proceedings/applications before Courts, Tribunals, quasi-judicial authorities, arbitrators and/or other governmental authorities, local authorities and/or any other authorities for and on behalf of the Delhi Medical Association with any legal proceedings(s) by or against the Association and do all lawful acts necessary to pursue and/or defend the case(s)

*Attested by*

Dr. Ajay Gambhir  
Hony. State Secretary  
Delhi Medical Association



*Attested by*

*Grewal*  
Dr. G. S. Grewal

President  
DELHI MEDICAL ASSOCIATION

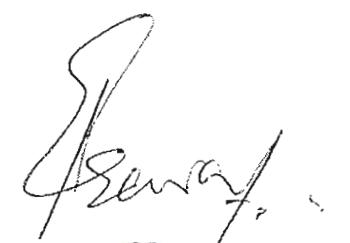
*Attested by*

Hony. State Secretary  
Delhi Medical Association  
DMA House, Dr. Subhash Bhargava  
Marg, Darya Ganj, New Delhi-2

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*Hony. Secretary*

**Hony. State Secretary  
Delhi Medical Association  
DMA House, Daryaganj  
New Delhi-110002.**

  
**President**  
**DELHI MEDICAL ASSOCIATION**



26

*J. Feeney*

President  
NEW JERSEY MEDICAL ASSOCIATION



27

*King Smoker*

Hony. State Secretary  
Delhi Medical Association  
DMA House, Daryaganj  
New Delhi-110002.



ANNEXURE-A-2 28

**MEMORANDUM & BYE LAWS RULES  
DELHI MEDICAL ASSOCIATION  
Delhi State Branch**



of

**INDIAN MEDICAL ASSOCIATION  
(Registered under Societies Act XXI 1860)  
As Amended on December 1998**

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## PART I

### MEMORANDUM

#### Article 1

##### **NAME**

The name of the Association is the **DELHI MEDICAL ASSOCIATION**. It is the State Branch of the Indian Medical Association hereinafter called the Association.

#### Article 2

##### **OFFICE**

The Office of the Association will be situated in Delhi at D.M.A. House Medical Association Road, Daryaganj, New Delhi-110002. The Jurisdiction of the Association shall extend to all areas within the territory (Union or State) of Delhi.

#### Article 3

##### **OBJECTS**

The Objects for which the Association is established are:-

- a) To promote and advance medical and allied sciences in all their different branches and to pursue the improvement of public health and medical education.
- b) To maintain the honour and dignity and to uphold the interests of the medical profession and to promote co-operation amongst the members thereof.
- c) To work for the abolition of compartmentalism in modern medical education. Medical services and registration in the country and thus to achieve equality among all members of the profession.

#### Article 4

##### **METHODS**

For the attainment and furtherance of these objects, the Association may :-

- a) Hold periodical meetings and conference of the members of the Association and the medical profession in general.
- b) Arrange from time to time congresses, conferences, lectures, discussions and demonstrations on any aspect of the medical and allied sciences.
- c) Publish and circulate a journal or bulletins which shall be the official organ of the Association of a character specially adopted to the needs of the medical profession of India which shall undertake publicity and propaganda work of the Association through its columns and publish other literature in accordance with the objects of the Association.
- d) Maintain a Library and an Association Office.
- e) Publish from time to time transactions and other papers embodying medical researches conducted by the members or under the auspices of the Association.
- f) Encourage research in Medical and allied sciences with grants out of the funds of the Association, by the establishment of scholarships, prizes or rewards, and in such other manner as may from time to time be determined upon by the Association.
- g) Conduct educational campaign among the people in the matter of public health and sanitation by cooperating whenever necessary with different public bodies working with same object.
- h) Organise medical corps for providing medical relief during epidemics and in times of emergency.
- i) Consider and express its views on all questions and the laws of India or proposed legislation affecting public health, the medical profession and medical education, and initiate or watch over or take such steps and adopt such measures from time to time regarding the same as may be deemed expedient or necessary.
- j) Purchase, take lease of or otherwise acquire, hold manage, let, sell, exchange, mortgage or otherwise dispose of movable or immovable property of every description and all rights or privileges necessary or

convenient for the purpose of the Association and in particular any land, building, furniture, household or other effects, utensils, books, newspapers, periodicals, instruments, fitting, appliances, apparatus, conveyances and accommodation and when deemed necessary or desirable in the interest of the Association, sell, let, hireout, mortgage, transfer or otherwise dispose of the same.

- k) Erect, maintain, improve or alter and keep in repair any building for the purpose of the Association.
- l) Borrow or raise money of the Association in such manner as the Association may think fit and collect subscriptions and donations for the purpose of Association.
- m) To act as Treasurer and distributors of any benevolent fund or funds which may be contributed by members or others for assisting necessitous members and widows and children or other dependants, kindred of deceased members and to take any contribution out of the surplus assets or income of the Association from time to time to any such benevolent fund or funds, if necessary.
- n) Invest any money of the Association not immediately required for any of its objects in such manner as may from time to time be determined by the Association.
- o) Assist, subscribe to, or cooperate or affiliate or be affiliated to, any other public body whether incorporated, registered or not, and having altogether or in part objects similar to those of the Association.
- p) Do all such other things as are cognate to the objects of the Association or are incidental or conducive to the attainment of the above objects.

### **Article 5**

Any alteration, addition or deletion or amendment to any article of the memorandum or rules of the association can be done only in **ANNUAL GENERAL MEETING**.

## **PART II**

### **RULES OF THE ASSOCIATION**

#### **Article 1**

The Association shall consist of members whose names are on the register of members of the Association at the time, when these revised rules come into operation and of subsequent members, who shall be those persons who being eligible, shall after the date of adoption of these revised rules of the Association, be duly elected in such manner and upon such conditions as may be prescribed from time to time whether through a local branch of DMA in Delhi or directly to DMA under the category "Direct Members".

#### **Article 2**

#### **REGISTRATION OF MEMBERSHIP**

There shall be a "REGISTRATION OF MEMBERSHIP" in which names of all the members of the association shall be entered along with their qualifications, addresses, branch, specimen signatures and photograph. These shall be maintained, branch wise and direct members shall be entered under a separate head.

#### **Article 3**

#### **LOCAL BRANCHES**

- 3(a) All local existing branches within the area of Delhi, already approved by IMA & those formed in future, shall be constituent units, of the association. List attached (App.1,)

1. Delhi North Zone
2. West Town Branch
3. Karol Bagh Branch
4. Janakpuri Branch

5. East Delhi Branch
6. South Delhi Branch
7. New Delhi Branch
8. Central Delhi Branch
9. Lady Harding, Sadar, Paharganj Branch
10. Rohini Zone
11. Outer West Branch
12. Dwarka Branch
13. Direct Members

3(b) Each local branch shall have an area of jurisdiction recommended by DMA (State Executive Committee) and approved by I.M. A.

3(c) The formation of a local branch shall be governed by the rules and regulations of IMA vide IMA Bye-Laws No. 26 page No.45(1998) Application for the formation of local branches. The number of persons and their eligibility shall be as per Rule 12 and who reside, practise or are employed in a place or its neighbourhood may form themselves into a local branch of the Association by a resolution passed at a General Meeting of such persons, convened for the purpose. The resolution with the names of the office bearers of the new branch and the signed M.A. forms, H.F.C. as per Bye-Laws shall be sent to the State or Territorial Branch who shall consider the resolution and forward its recommendations alongwith a copy of the resolution, the names of the office bearers, the M.A. Forms and the Headquarters quota of H.F. C. to the headquarters for final approval of the Branch by the Working Committee, at its next meeting. As Per IMA Rules.

**THE FORMATION OF ANY LOCAL BRANCH IN DELHI WOULD BE VALID ONLY IF ITS APPLICATION IS ROUTED THROUGH D.M.A.**

3(d) Local branches shall be free as per their internal management is concerned but their rules, regulations and bye-laws shall not contravene any rules/regulation/bye-laws of DMA or IMA.

Copies of branch rules and bye-laws and all subsequent changes therein shall be submitted in duplicate to the State office for approval by the State Executive committee and IMA Headquarters, if required.

3(e) The local branches shall be guided by State Branch in all matters and State office shall be the medium of all communications between local branches and IMA Headquarters. In case of difference of opinion on any matter the local branches any appeal to the Central Council or Working Committee of IMA.

3(f) Local branches shall refer all matter pertaining to Delhi State and/or Govt. of India to the Delhi Medical Association which in turn shall refer matter pertaining to Central Govt. to IMA for further action.

3(g) The State Branch shall not be liable for any of the debts/liabilities of any of the local branch under its jurisdiction, nor shall the local branches be liable for any of the debts /liabilities of the State Branch.

3(h) In event of the dissolution of any local branch in Delhi, after meeting all the liabilities, assets in excess, if left over, shall vest with Delhi Medical Association.

3(i) All correspondence to local branches shall be addressed to both the President and Secretary, except in specified circumstances.

3(j) All the correspondence to the Branches or their office bearers shall be sent on the last available address in DMA. If there is any change in any address, it shall be the duty of Branch to inform DMA Office for necessary change in the record.

**Article 4**

**MEMBERSHIP**

**a) Eligibility**

Any person possessing medical qualifications as defined in the Indian Medical Degrees Act 1916 (Act VII of 1916) and duly registered under the Indian Medical Council Act as

amended in 1956 in any one of the State Medical Council in India, will be eligible for membership.

**b) Classification**

- i) Ordinary member through local branches: Eligible persons who have enrolled through a local branch on yearly subscription.
- ii) Life Member through Local Branch : Eligible person who has paid life membership fee in lump-sum as per rules of IMA through local branch.
- iii) Direct Life Member : Those members who had enrolled themselves as life member of IMA through DMA before these rules came into the operation (1983) by paying life membership fee in lump-sum as per rules of IMA.
- iv) Hon. Life Member : It shall be conferred on all members, who have had the honour of serving Indian Medical Association as its President. It may also be conferred on persons of high scientific eminence or on a member who has rendered outstanding services to the association after their consent. Such a member shall not be liable to pay any subscription but enjoy all privileges of any ordinary member other than those of voting, holding any office or representing the association in any capacity or any other body.
- v) Ordinary Direct Members : Members of IMA through DMA or through local branches, having completed 15 years continuous membership or doctors who have qualified for more than 20 years shall have the option to get themselves enrolled as Direct Members of Delhi Medical Association. However, direct members of all types will not have any office bearers of their own, nor shall enjoy any privilege of a local branch collectively. They shall be under DMA State office for all administrative purpose, but shall be entitled to elect their representative to State Executive Committee as per Article 13 A & Central Council if IMA as per IMA rule and take part in all election of DMA & IMA.

**Article 5**

**TERMINATION OF MEMBERSHIP**

Membership of the Association of a member may be terminated in any of the following ways :-

- a) If he ceases to hold qualification as provided in Article No.4, of part II (Rules)
- b) On erasure of his name from any of the medical register, due to misconduct and as punishment (except when his name is removed for non-payment of renewal registration fee )
- c) He being found guilty by a Court of Justice for any offence which involves moral turpitude.
- d) By default of receipt of payment of subscription directly or through local branch as the case may be.
- e) If he submits his resignation by giving 30 days notice in writing to the Secretary and has paid all the claims of the Association against him.
- f) In the event of becoming insane.
- g) By death

**(B) REINSTATEMENT**

A member whose name has thus been removed under Articles No. 5 (a to d) may be readmitted on the expiry of two years or thereafter provided his application for re-enrollment is supported by ten members of the Association testifying to his good conduct during the intervening period. He must also submit a written apology acceptable to the Executive Committee and also to the General House.

**Article 6**

Any one, ceasing to be a member of the Association, shall not, nor shall his representative have any claim upon, or interest in the assets of the Association excepting in so far as he may have made any advances towards the funds of the Association. But

nothing in this clause shall prevent the Association from realising any dues from a member at the time of his ceasing to be the member, or from his representatives and estate.

### Article 7

#### **ASSOCIATION YEAR & FINANCIAL YEAR**

The Association & financial year of the Association will be from 1st of April of each year to 31st March of the next year.

### Article 8

#### **FINANCES**

The income and the property of the Association whosoever derived, shall be applied solely towards the promotion of the objects of the Association as set forth in the memorandum and rules of the Association and no portion thereof shall be paid or transferred, directly or indirectly by way of dividend, bonus or otherwise whatsoever by way of profit to the members of the Association, provided that nothing herein contained shall prevent the payment of remuneration in good faith to any officer or servant of the Association or to pay any member of the Association or other persons in return for any services actually rendered to the Association nor prevent the payment of interest on moneys borrowed from any members or other persons.

### Article 9

All money of the Association shall be deposited with a scheduled bank/banks approved by the State Executive committee.

### Article 10

The books of accounts shall be kept at DMA office. They shall be properly maintained. Monthly income and expenditure statement shall be prepared and scrutinized by the State Executive Committee. Any member of the Association can inquire about any aspect of state finances in writing. It shall be binding on the state Executive Committee to reply the member in writing within one month of the receipt of his letter.

Internal auditor may be appointed by the State Executive Committee for scrutinising the account of the Association at periodical intervals.

Accounts shall be audited every year by the competent auditors appointed by the General House and shall be presented at the time of Extra Ordinary General Body Meeting for approval in May every year but not later than 31st May every year.

### Article 11

#### **SUBSCRIPTION**

Amounts mentioned below are likely to change from time to time in future. Changes enforced in future, shall be applicable to all concerned accordingly as per IMA Rules.

- a) Branch Members : The Branch members shall pay their subscription to the concerned branch according to scale fixed by the branch. The branch, however, shall pay H.F.C. contribution to the State Headquarters as per rate fixed by Central Council of IMA from time to time.
- b) The H.F.C. shall become payable on 1st April every year and shall be paid in the case of all existing members in one lump sum for the full year not later than the following 30th April.
- C) The local branch which does not pay its H.F.C. in full on the date mentioned above is liable to be suspended with regard to privileges of membership as per laws of IMA. The local branch shall forward to the State Office a list of valid members in duplicate as on 30th April along with H.F.C. Local

branches shall be held responsible for payment of H.F.C. on yearly basis in respect of members in the aforesaid lists of members. Non submission of the list shall make a branch liable for payment of H.F.C. on behalf of all the members existing in the previous list submitted by the branch except those whose name have been suspended and intimated to State Headquarters in proper time.

- d) In case of husband and wife (couple member) both becoming members through one branch, the branch shall pay one and half time the amount as applicable to the single member. The couple members shall be entitled to receive only one copy of all communication and journal of the Association but enjoy all other privileges of membership independently.
- e) Distribution of H.F.C. (State share, Hqrs Share, IMA Journal, Apka Swasthya, your health and IMA Benevolent Fund etc.) shall be guided as per rules of IMA.

### DISTRIBUTION:

	Single Member(Rs.)	Couple Members(Rs.)
Headquarter	75.00	130.00
State/Territorial	70.00	123.00
Journal Office	70.00	70.00
IMA Benevolent Fund	8.75	13.00
“Your Health”	5.00	7.50
“Apka Swasthya”	5.00	7.50
IMA News	5.00	7.50
International Activities	5.00	7.50
Special Fund Contribution	6.25	9.00
<b>Total</b>	<b>250.00</b>	<b>375.00</b>

- g) If a branch member leaves a branch he must clear all the dues of previous branch before joining the new branch.
- h) Life Member : Life members through DMA or through a local branch shall not be required to pay any yearly subscription.
- i) Direct ordinary member under article 4 (b) (v) shall pay yearly subscription as under :

	Single (Rs.)	Couple (Rs.)
Headquarter	75.00	130.00
State/Territorial	70.00	123.00
Journal Office	70.00	70.00
IMA Benevolent Fund	8.75	13.00
“Your Health”	5.00	7.50
“Apka Swasthya”	5.00	7.50
IMA News	5.00	7.50
International Activities	5.00	7.50
Special Fund Contribution	6.25	9.00
<b>Total</b>	<b>250.00</b>	<b>375.00</b>

If paid after 30th April - Single Member - Rs. 270/-  
 Couple Member - Rs. 400/-

**THE TARIFF WILL BE REVISED AS PER IMA RULES PREVAILING FROM TIME TO TIME.**

**Article 12**

**MANAGEMENT OF THE ASSOCIATION**

The General Control, management, direction of the policy and affairs of the association shall be vested in the General Body of the Delhi Medical Association, comprising of all the members (Direct or through local branches) for day to day management, the executive authority of the Association shall vest in " State Executive Committee".

**Article 13**

**COMPOSITION OF STATE EXECUTIVE COMMITTEE**

a) President, President elect and Two Vice-Presidents.  
 b) Elected members from various branches including direct members. Each branch shall be entitled to elect members to State Executive Committed according to its numerical strength based on H.F.C. paid on 31st March as per scale below:

- i) 20-50... - One member
- ii) 51-100... - Two members
- iii) On subsequent hundred - One

or its part

For example :

1.....	50....	1
51....	100...	2
101...	200...	3
201...	300...	4 and so on.

- c) Ex-Officio members
- d) Co-opted members : Shall have no voting right.
- e) Nominated members : Shall have no voting right
- f) Hony. Ex-Officio- members of the State Executive Committee.

**Ex-Officio members :**

- i) Two immediate past President - DMA
- ii) Retiring Honorary Secretary - DMA
- iii) Members of DMA on Working committee of IMA
- iv) Director of Studies & Secretary - IMA College of General Practitioners- (Delhi State Faculty)
- v) Chairman & Secretary- IMA Academy of Medical Specialties -( Delhi State Chapter)
- vi) Chairman & Secretary- Nursing Home Forum & Medical Establishment
- vii) Chairman & Secretary- DMA Club
- ix) Chairman, Building Standing Committee.

**OFFICE BEARERS OF THE ASSOCIATION**

The Association shall have the following office bearers :

1. Directly elected by the General House:-

- A) President Elect
- B) Two Vice Presidents

2(a) To be elected from amongst the State Executive Committee members :-

- a) Hony. State Secretary 1
- b) Hony. State Joint Secretary 2

c) Hon. State Asst. Secretaries	3
d) Hon. Finance Secretary	1
2(b) Hon. Editor	}
Hon. Associate Editor	Delhi Medical Journal

One of the above may be from the General membership

2(c)- Associate Editor- DMA News bulletin

**The electoral college for the election of the above mentioned office bearers shall comprises of :**

- a) President
- b) President -Elect
- c) Two Vice-Presidents
- d) Elected executive members from various branches including Direct members
- e) Two immediate Past Presidents of DMA
- f) Retiring Immediate State Secretary- DMA
- g) Members of DMA of Working committee IMA, Director of Studies & Secretary, IMA College of General Practitioners- Delhi State Chapter who have been elected in or before the last Annual General Body Meeting and Chairman & Secretary, IMA Academy of Medical Specialties- Delhi State Faculty, Chairman & Secretary Nursing Home Forum and Chairman & Secretary DMA Club.
- h) Co-opted Members : The President ,may co-opt upto 3 members to attend any particular meeting of the State Executive Committee, if their presence is considered necessary for discussing any topic on the agenda. Co-opted members shall enjoy all the right and privileges of elected members for the particular meeting only for which they have been co-opted. They shall have no voting right.
- i) Nominated Members : The State Executive Committee after assuming the office, may nominate two members from amongst the Strata of profession which appears to the unrepresented in that respective year e.g. Medical Colleges, C.G.H.S., E.S.I. Municipal Corporation, Junior Doctors etc; to the State Executive Committee. Nominated members shall have all the privileges of elected members for that particular year without any voting rights.

#### **Article 14**

#### **RESOLUTION**

Honorary State Secretary shall inform the local branches under the jurisdiction of Delhi Medical Association i.e. DMA on any date after 31st December each year but not later than 15th January by a written notice intimating the branch Secretaries as well as by publishing in the DMA News Bulletin regarding the entitlement of their seats in the DMA Executive as per records available in the State Office i.e. DMA as on 31st December in the respective year. The notice will be given only to those branches whose HFC has been received in DMA Office on or before 31st December every year.

On receipt of the Election Notice from the State Secretary, the local branches shall initiate the process and will complete the same and shall inform the election results on or before 28th February. If the results are not received in the DMA office by 1st March the seats would be taken as vacant. Any seat falling vacant or remaining unfilled shall be filled by a similar procedure after the State Secretary has intimated the respective Branch/Banches where the seats remained unfilled or vacant.

## **Article 15**

### **ELECTION OF PRESIDENT ELECT AND TWO VICE PRESIDENTS**

#### **Election Commission**

The State Executive Committee shall appoint Election Commission comprising of Seven members, one of which shall act as Chairman of the commission and Hon. Secretary as the convenor. Any body who is contesting shall not be the part of the Commission. The Chairman, Election Commission shall on or before 10th January each year call the nomination through DMA News Bulletin from the valid members as on 31st December of Previous year.

- a) For the post of President Elect
- b) Two Vice Presidents

#### **Criteria for the Candidature :**

- a) President elect and Vice Presidents
- i) Minimum 5 years of continuous membership of the association either direct or through a local branch or through both.
- ii) Must enroll himself as life member of IMA.
- ii-(a) Any member seeking election to the above mentioned elective posts of DMA should have been either a member of the State Executive for 3 years or should have held any post of DMA as Office bearers for at least one year.
- iii) A candidate who polls less than 5% of total votes polled shall not be eligible to contest for any of the above for next 3 years.

#### **Code of Conduct**

- i) One cloth Banner measuring 3 meter outside DMA Building on the adjacent road is allowed to each candidate. The banner shall be outside the Polling area decided by the Chairman of the election.
- ii) Press advertisement, Press release & Press conference for election purpose shall be banned.
- iii) Communication to the voters by the candidate or candidates is allowed through DMA News bulletin on payment of maximum of two pages in one issue, duly approved by Election commission. No other communication is permissible.
- iv) Any contravention or violation of electoral Rules & Bye Laws will be taken as election dispute and dealt accordingly. if the contravention or violation is proved the defaulter will be disqualified for four years including the year of election in which violation has been committed.

The nomination in sealed envelop must reach the office of the Election Commission i.e. DMA by 3 pm on 25th Jan. every year. Nomination paper shall bear the endorsement from the Branch Secretary verifying that the candidates, proposer and seconder have paid their membership subscription by 31st December. In case the endorsement of payment has not been made by the branch secretary, the nomination paper shall stand valid only if DMA records confirm that the signatories have paid dues upto to 31st December. Nomination shall be accepted only on nomination paper/s issued by DMA Office.

The nominations shall be opened in the meeting of State Executive on 25th Jan., every year. The valid nominations will be communicated to Presidents/Secretaries of all branches by post (UPC) and would also be displayed on DMA Notice Board.

The last date of withdrawal will be upto 3 PM, 30th January every year. Withdrawal must be submitted in sealed envelopes, which shall be opened in the Executive Committee on the same day. Withdrawal papers once submitted cannot be withdrawn. After the withdrawals only, the name of the valid candidate will be circulated through DMA News Bulletin. They will also communicated to all concerned.

The voting shall be held in five zones of Delhi on Sunday 9.00 a.m. to 5.00 p.m. after having given a clear time of 10 days for canvassing but not later than 15th Feb every year. The local branches shall vote as follows in various zones.

Central zone : Central Delhi Branch, LHSP branch, Direct Members

East zone : East Delhi Branch

South zone : South Delhi , New Delhi branch

West zone: Karol Bagh, Westown Branch, Janakpuri Branch, Outerwest Branch, Dwarka Branch

North zone : Delhi North zone and Rohini Branch.

Venue of election for each zone shall be decided by DMA office. One member of Election-commission shall be responsible for the conduct of election in each zone with the help of professional team.

No member of DMA except for the member of election commission shall have any role in conduct of election.

Member of election commission appointed to a particular zone will not be a member of either of the branches voting at the centre.

Each candidate shall be entitled to send one representative to each centre as an observer.

No voter without a photo identity proof shall be allowed to cast his/her vote.

After the polling, member election commission of that zonal centre shall seal the ballot boxes in presence of the Observers of all the candidates. The details of number of ballots issued at that centre shall be provided to the observers at the centre itself.

The sealed ballot boxes shall be taken to DMA house for counting to be undertaken on same day. All the arrangements for the election shall be made by DMA. Local branches shall have no role in conduct of election.

No other election can be tied up with DMA elections.

The executive committee of any local branch through a resolution can request DMA to cast its vote at any of the zonal centres.

#### **Election Process**

- i) The election shall be held by secret ballot (at the time of polling) issued to all members on the rolls of association on whose behalf H.F.C. has been deposited by 31st December along with a list of valid members on whose behalf HFC has been deposited. The valid list shall also be displayed on the notice board of DMA and same will be sent to the branch Secretaries by 10th January of every year.
- ii) Ballot papers shall bear the seal of the association and signature of any two members of the Election Commission for this purpose. No envelope shall be necessary for the Ballot Paper.

Ballot papers will be delivered to the Chairman, Election Commission at least 48 hours before the Polling date.

- iii) The ballot paper shall be issued by the polling Officer to the valid members against the signature after establishing the identity through one of the means- identity card issued by DMA or IMA, driving license, ration card, if he or she is the head of the family identity card issued by Government agencies, pass port or verification of signatures from the membership allocation Form. In no case any member shall be issued ballot paper in absence of aforementioned criteria unless until his/her identity is verified by all concerned in writing on the ballot paper.
- iv) Each member shall be issued separate ballot paper for post of President elect and two Vice- Presidents.
- v) The ballot box shall be sealed in presence of President/Vice President, one of the Secretaries, Presiding Officer/Election Commission and Candidates or his observer for the election.
- vi) The Ballot Box shall be kept in the custody of the Presiding Officer during the Polling time and shall be kept in the office under the key which shall remain with Chairman, Election Commission.

The Chairman shall open the ballot box before the Scrutinizers and the candidates or their Observer nominated by them, and hand over the ballots to the Scrutinizers. The Ballot papers would be counted and if any discrepancy between ballots issued and recovered from the box is found, it shall be recorded and signed by the Chairman and the Scrutinizers.

vii) The Scrutinizers will count the votes before the candidates or their observers nominated by them, criteria for invalidating a vote would be mentioned on the ballot paper and the same shall act as guidelines for the Scrutinizers.

The ballot papers shall be sorted out separately for the President elect, Vice Presidents and counted accordingly.

viii) For each category the scrutinizers shall record the votes polled in the names printed on the ballot papers.

ix) These results shall be signed by all the scrutinizers and submitted to the President, who shall place these results before the State Executive Committee within 2 days of receiving it. Among the Vice Presidents, candidate polling maximum votes shall be the Senior Vice President. For any post candidate/s securing votes in order of merit shall be decided depending upon the number of seats vacant.

The result shall be displayed on the Notice Board and published in DMA News Bulletin and communicated to all elected candidates and branches by post (U.P.C.)

### **ELECTION DISPUTES**

a) **Election Dispute of Local Branch:** In the event of a dispute regarding elections of any local branch the following procedure shall be adopted to settle event:

- (i) In event of election dispute, a written complaint addressed to the State President must be received within 3 weeks of declaration of result by the Branch. Such a complaint must be routed through the local branch concerned. However a direct copy of the complaint may be sent earlier. It would be the duty of every branch to send the complaint within seven day of its being received in branch office.
- (ii) On receipt of such a complaint, State President shall appoint a Committee to go into the nature and try to settle it by mutual agreement within 7 days and report back to him. If a settlement is reached it must bear signatures of all parties concerned.
- (iii) In case of failure in arriving at negotiated settlement, State President shall appoint an Election Tribunal comprising of State President and two immediate past Presidents. The tribunal will send notices to all parties concerned by registered A/D Post at the last available addresses in the records of the Association and publish the same in the newsletter. The date of hearing shall not be less than 7 days from the date of posting. The tribunal shall give its decision within 10 days of its first meeting by even-holding day-to-day hearings if required. The decision of the tribunal shall be final and binding. The decision of the tribunal shall be communicated to all parties concerned and I.M.A. (Hqrs.) for information and published in D.M.A. News Bulletin. This shall also be displayed on the D.M.A. Notice Board.

(b) **Election Dispute at State Level**

In the event of any complaint about any election at State level the following procedure shall be followed:

- (i) The written complaint giving exact nature of grievance/ irregularities or any such action be given to State Secretary within 15 days of completion of election.
- (ii) The matter shall be placed before an Emergent Meeting of State Executive Committee, which shall appoint a Committee of 3 senior members of the profession for achieving amicable settlement.
- (iii) The Committee shall discuss the matter with all concerned and try to solve the matter and report back within 15 days to the State Executive. In the event of settlement being reached, it must bear signatures of all parties concerned.
- (iv) In case the matter is not resolved the same shall be referred to I.M.A. (Hqrs.) for necessary action according to I.M.A. Rules and By-laws.

### **Article 16**

### **ELECTION OF OFFICE BEARERS OTHER THAN PRESIDENT & VICE PRESIDENTS**

The election of the office bearers other than President elect and Vice Presidents as mentioned in Article (13) shall be held from amongst the members of newly constituted

State Executive committee in a meeting specially called for the purpose and in any case before the Annual General Body meeting. For each post, nomination shall be invited on the floor by the Chair. The member proposed for any office, must be present in the said meeting or his consent in writing be available before the same shall be considered. The election shall be conducted by show of hands or by secret ballot.

The election of various offices shall be conducted in the following order :

a) Hon. State Secretary	1
b) Hon. Joint Secretaries	2
c) Hon. Asstt. Secretaries	3
d) Hon. Treasurer	1
e) Hon. Editor (DMA Journal)	1
f) Hon. Associate Editor	1
g) Associate Editor	1

(DMA News Bulletin)

One of the two may be from the  
State Executive committee.

The election of one office shall be completed before taking up election of next office. The result shall be declared then and there. The result shall also be circulated in DMA News bulletin along with its being displayed on DMA notice board.

### **Article 17**

Any vacancy among the office-bearers during the term of the Executive Committee shall be filled up, till the next Annual General Meeting at a meeting of the Executive Committee from its members except in case of office of President or Hon. Secretary, if falling vacant at any time, the Vice-President and the Hon. Joint Secretary respectively will hold these offices for the rest of the term.

### **Article 18**

Any resignation submitted by any of the President/President elect/Vice President shall only be discussed in specially called meeting of Executive Committee within 7 days of the receipt of letter of resignation. In case the Executive committee fails to resolve the crisis, then an Extra Ordinary General Body meeting shall be convened with 7 days of Executive Committee meeting, the decision taken in the Extra Ordinary General Body meeting shall be final.

In case of resignation by any other office bearer, other than President/President elect/Vice Presidents; An urgent meeting of the Executive Committee shall be called within 7 days of receipt of letter. The whole issue shall be discussed in especially convened meeting and its decision would be final.

### **VOTE OF 'NO CONFIDENCE' AGAINST**

a) **President/Vice Presidents :** A resolution clearly stating the reasons for vote of no confidence against the respective office bearer signed by a minimum of 1/10 of total membership (clearly stating name, M.R. No. & signature) has to be submitted. On receipt of the same a special Executive meeting shall be convened to discuss the matter within 7 days of the receipt of the letter & refer to an Extra Ordinary General Body meeting to be convened within 15 days of the executive meeting clearly stating the agenda. A minimum of 1/8th of total membership shall have to be present in the said meeting out of which part of members who have requested for the meeting shall have to be present. A vote of no confidence shall be applicable only if 3/4th of the

members present shall vote in favour of 'No Confidence motion'. In absence of quorum the motion of no confidence shall stand annulled.

**b) Any other office bearers :** A minimum of 3/4th of the Executive members excluding coopted, nominated and Honorary members shall have to submit a resolution clearly stating the reasons. An urgent executive meeting shall be held within 7 days of the receipt of requisite notice. A minimum of 5/6th of the Executive members shall have to be present where this resolution shall be discussed and voted. A vote of No confidence shall be applicable only if 3/4th from the present members vote in favour of No Confidence Motion.

### **POWERS AND FUNCTIONS OF THE EXECUTIVE COMMITTEE**

The Executive Committee shall be the Executive authority and as such shall exercise all such powers to carry into effect the policy and programme of the Association as laid down by the Association and shall remain responsible to the general body. The Executive Committee shall have the right :—

- a) to make regulations and issue instructions for the proper working of the Association and for the maintenance and administration of the Association room, library and properties and for the organisation and maintenance of its publications and institution of various awards and prizes etc.
- b) (i) to appoint Committees, Sub-Committees, Ad-Hoc Committees and when necessary elect the Chairman.
- (ii) The President shall preside in all such Committees as & when present.
- c) to represent any matter in which they consider the interests of the Association or the medical profession or the public health are affected, before Government or other public bodies or any properly constituted authority.
- d) (i) To consider and scrutinise the applications for membership from the branches and to be forwarded to IMA Hqrs for further action.

**Suspension of the Member :** Suspension of members and question of taking such disciplinary action as it may deem fit against any member for misconduct, willful neglect of default : opinion of Branch Executive Committee shall be sought in such matter (if a member is enrolled through a local branch). Suspension of any member by a local branch would be operative only after its being approved by the State Executive committee. Disciplinary committee of past 12 presidents of which 7 should be present in each meeting should be formed for the suspension of the members for taking any disciplinary action and the decision of the committee will be binding on every body which will be conveyed to the Executive Committee and Extra Ordinary General Body Meeting specially convened for this purpose.

- e) To write off the whole or part of the unrealizable arrears of subscription of members or the branch or other outstanding dues of the Association or its publications, if considered desirable and these shall be submitted for endorsement by Annual General Meeting.
- f) To appoint or remove salaried officers and servant of the Association.
- g) To consider all day to day matter and make necessary recommendations as far as possible to the Association.
- h) To appoint one or more Sub-Committees out of themselves and entrust them any of their powers and duties or any specific job matter concerning the affairs of the Association. Such sub-Committees will have power to co-opt any member of the Association to it subject to approval of the President. One of the Secretaries should be a member of all such Sub- committees and will act as its convener and Secretary. **All Sub-Committees shall function under State Executive.**

- i) To give effectual release and receipt for all moneys payable to the Association or claims against the Association.
- j) To deposit the funds of the Association in any bank or banks and make withdrawals from time to time for meeting the expenses for running the business of the Association.
- k) Of power to make, amend or repeal Bye-laws as they may deem necessary or convenient for the proper conduct and management of the affairs of the Association, provided nothing in them is contrary or repugnant to the rules of Indian Medical Association vide rules of IMA.
- l) To consider suspension of Branch on whose behalf HFC has not been received in DMA for last six months alongwith list of valid membership. The Executive Committee shall give notice by registered post addressed to the Secretary of the branch for paying all the dues within 15 days of the issue of the notice. In case the HFC is not received by DMA office within stipulated period, Executive Committee shall recommend its suspension to the IMA (Hqrs). The DMA shall stop all privileges of membership to the members of the suspended branch from the day of its recommendations to IMA till the suspension is revoked on receipt of arrears due. Suspension shall not effect any type of Life Members except Direct Hon. Life Members (special). The news that a branch has been suspended shall be printed in DMA News Bulletin.
- m) The Executive Committee shall compiled true account to be kept of all sums of money received and expended by the Association and of all matters in respects of which such receipt and expenditure taken place and of the assets, credits and liabilities of the Association.

### **Article 19**

#### **STANDING COMMITTEES**

##### **Formation of Finance Standing Committee :**

- 1) Finance Standing Committee shall consist of Six members, out of which two would retire every year and would be replaced by newly elected members. Term of each member shall be three years. One of the members shall act as Chairman, from amongst the members each years.
- 2) The Finance Secretary shall be ex-officio member and Convenor of the Committee.
- 3) The President & Secretary shall be ex-officio members.
- 4) The Secretary of IMACGP (DSF) and IMA AMS(DSC), Secretary, DMA Club, Secretary, DMA NH & MEF, Secretary, DMA Group Housing Society, Editor, DMA journal shall be co-opted members only in those meetings where finances shall be discussed in relation to respective faculties.
- 5) President/Secretary of previous year shall also be invited members of Finance Standing Committee.
- 6) President Elect shall also be the invited member.
- 7) It shall hold its meeting as and when required but at least once a month.
- 8) Budget shall be approved by the Finance Standing Committee before placing it before the Executive Committee and General House.
- 9) It shall deliberate on all the financial matters of the Association.
- 10) Any extra expenditure other than the budgeted has to be approved by Finance Standing Committee before incurring it.

**b) Community Services Standing Committee :**

A Community Services Standing committee to be formed for three years on following lines:

- 1) The community services standing committee shall consist of nine members, out of which three members would retire every year and would be replaced by newly elected members. Terms of each member shall be three years except in first two years of the formation of the standing committee where three members shall retire after one year and three would retire after two years. One of the members shall act as chairman amongst the members each year with the option of being re-elected for the next consecutive year as well.
- 2) One of the secretaries shall be the ex-officio member and convenor of the committee.
- 3) The President and the Hony. State Secretary shall be the ex-officio members.
- 4) It shall hold its meetings as and when required but at least once a month.
- 5) It shall deliberate on all the matters relating to providing services to the community as well as members of DMA i.e. Social Security Scheme, benevolent fund recommendation, senior members of health insurance scheme etc.
6. The Chairman of the committee shall be an ex-officio member of the state executive committee.
7. Its budget and accounts shall be approved by the community services standing committee members before placing it before executive committee and General House.

**C) Building Standing Committee :**

**Objectives**

- 1) To maintain and look after the existing building.
- 2) To undertake any lease deed of formalities for renting the building.
- 3) To recommend any changes or alterations from time to time.

**Composition**

- 1) Committee should consist of 6 members who will elect their chairman among themselves.
- 2) The term of each member should be three years and two members will retire each year and in lieu of them two members should be elected every year in AGBM.(for first two years the terms of members can be one year or two years which can be decided by the lottery)
- 3) Term of Chairman should be one year and the election of the chairman should be held in first meeting of the committee after the AGBM.
- 4) The Standing Committee should meet at least five times in a year. However in case of emergency meeting can be held with a requisition of four members at the notice of 24 hours.

Ex-officio : President, DMA

Hony. State Secretary, DMA

Hony. Finance Secretary, DMA

One joint secretary of DMA who is incharge of building, will be the convenor also.

The Chairman of the standing committee should be ex-officio member of state executive committee.

**d) Panel Standing Committee :**

**Objectives**

1) To negotiate with various firms or companies and Govt. agencies for securing the interests of DMA Members.

2) To look after the problem of the members from time to time with various companies.

### **Composition**

Committee should consist of 6 members who will elect their chairman among themselves.

The term of each member should be 3 years and 2 members will retire each year and in lieu of them 4 members should be elected every year in AGBM. (For first two years the terms of members can be one year or two years which can be decided by the lottery)

Term of Chairman should be one year and the election of the chairman should be held in first meeting of the committee after the AGBM. The standing committee should meet atleast five times in a year. However in case of emergency meeting can be held with a requisition of four members at the notice of 24 hours.

Ex-officio : President, DMA

Hony. State Secretary, DMA

Hony. Finance Secretary, DMA

One Joint Secretary of DMA who is incharge of Quackery shall act as the convenor.

### **e) Standing Committee for Eradication of Quackery :**

#### **Objectives**

1) To sensitize members and public about the problems of quackery

2) To liaise with Govt. Agencies to adopt and implement anti quackery measures.

3) To liaise with NGOs and other voluntary organisation for eradication of quackery.

4) To take any other measure(s) for eradication of quackery.

#### **Composition**

Committee should consist of 6 members who will elect their chairman among themselves .The term of each member should be 3 years and 2 members will retire each year and in lieu of them 4 members should be elected every year in AGBM. (For first two years the terms of members can be one year or two years which can be decided by the lottery)

Term of Chairman should be one year and the election of the chairman should be held in first meeting of the committee after the AGBM. The standing committee should meet atleast five times in a year. However in case of emergency meeting can be held with a requisition of four members at the notice of 24 hours.

Ex-officio : President, DMA

Hony. State Secretary, DMA

Hony. Finance Secretary, DMA

One Joint Secretary of DMA who is incharge of Quackery will be convenor also.

### **Article 20**

### **DUTIES AND POWERS OF THE OFFICE BEARERS**

#### **THE PRESIDENT :**

- a) Shall be the Chief Executive of the Association and guide and control the activities of the Association.
- b) Shall preside over all meetings of Association.
- c) Shall regulate the meetings and his rulings on all constitutional points related to the procedure of holding and or conducting the meeting shall be binding on the members.

- d) The President shall be guided by the majority view of the State Executive Committee in the functioning of the association. On any matter, if he differs from the majority views of the State Executive, he may call extra ordinary general body meeting to place concerned, matter before it. The decision of the General House on the matter shall be final.
- e) Shall have powers to call the meetings of the Executive Committee and all General Meetings.
- f) Shall be the ipso facto member of all Committees.
- g) Shall, if he deems it necessary, co-opt or invite any member of the Association to any meeting of the Executive Committee such Co-opted or invited member shall have the privileges to participate in the discussions at the meetings but the invited member shall have no voting rights.
- h) May, in his discretion, nominate any medical man or scientist as Chairman for any Scientific Lecture.
- i) Shall in addition to his ordinary vote, have a casting vote, in case of equality of votes.

### **Article 21**

#### **VICE PRESIDENTS**

Vice President and Senior Vice President shall look after all the duties and exercise the powers of the President in the event of President being absent from the meeting or when asked by the President in his illness or in the event of going out of station. In case the Senior Vice-President not being available or present, the next Vice President shall discharge the duties of the President, if all the Vice Presidents are not available, then the President Elect shall discharge the duties of the President.

### **Article 22**

#### **THE HONORARY SECRETARY**

- a) Shall be incharge of the Delhi Medical Association's office.
- b) Shall conduct all correspondence.
- c) Shall have general supervision of accounts, pass all the bills for payment and sign cheques.
- d) Shall get prepared by the Hony. Finance Secretary statement of monthly and annual accounts and get them duly approved by Finance Standing Committee and audited by the Auditor for adoption by the Executive Committee and finally present it at Extra Ordinary Committee specially convened for this purpose.
- e) Shall prepare a Budget in consultation with the Finance Standing Committee to be presented to the Executive Committee and then for approval at the Annual General Meeting.
- f) Shall organise, arrange and convene meetings, conferences, lectures, seminars, symposia and demonstrations,
- g) Shall attend meetings of the Executive Committee and keep proceeding thereof.
- h) Shall be an ex-officio member of all standing committees.
- i) Shall maintain a correct and up-to-date register of all members of the Association.
- j) Shall bring any matter, which he considers necessary and in the interest of the Association to the notice of the Executive committee for guidance, with the approval of the President.

### **Article 23**

#### **THE HONY. JOINT AND ASSISTANT SECRETARY**

- a) The Hony. Joint Secretary and the Hony. Assistant Secretary of the Association shall help the Hony. Secretary in all his work in looking after the Office, in conducting correspondence, in preparation of agenda of meetings in preparing statement of accounts, etc.
- b) Hony. Joint Secretary shall act as the Hony. Secretary in his absence-One of the Asstt. Secretary shall look after library and supervise its working as per direction of Executive.

### **Article 24**

#### **THE HONY. FINANCE SECRETARY**

- a) Shall collect all money of the Association and deposit the same in a bank or banks approved by the Executive Committee to the credit of the Association and to be operated jointly by the Finance Secretary and Hon. Secretary or Joint Secretary.
- b) Shall be responsible for the collection of all subscriptions and contributions due to the Association.
- c) Shall dispose off the bills for payments as authorized by the Hon. Secretary.
- d) Shall be responsible for keeping upto date the Accounts of the Association with the Accounts books posted up to date.
- e) Shall prepare monthly statement of Accounts to be placed before the Finance Standing Committee.
- f) Shall along with the Hon. Secretary prepare the Annual Statement of Accounts and a Balance Sheet showing the financial position of the Association and get it audited by the auditors appointed by the Association.

### **Article 25**

#### **MEETINGS OF THE ASSOCIATION**

There shall be four kind of meetings:

**A. Ordinary General Meeting** - e.g. Scientific, Social and Cultural meeting as per decision of **State Executive**.

#### **B. Extra Ordinary General Meeting**

An Extra Ordinary General Meeting may be called at the instance of the President or by the Executive Committee whenever they think necessary and shall consider election of representation to various bodies or any other business as the Committee may place before it.

It shall be called on a requisition of 150 members or 5% of total membership for requisition meeting of the Association. A meeting convened by requisition shall be fixed for a date not later then three weeks from the date of the receipt of requisition at the Association Office. The requisition shall specify the business of the meeting and no other business shall be transacted at such a meeting

The notice of an Extra Ordinary General Meeting shall contain explicitly the nature of business to be transacted at the meeting. A notice of seven days shall be necessary for an Extra Ordinary General Meeting.

#### **C. Requisitioned Meeting**

It shall be called on a requisition of 150 members or 5% of total membership for requisition meeting of the Association. A meeting convened by requisition shall be fixed for a date not later then three weeks from the date of the receipt of requisition at the Association Office. The requisition shall specify the business of the meeting and no other business shall be transacted at such a meeting

#### **D. Annual General Body Meeting**

The Annual General Meeting shall be held every year after the elections are over but not later than 31st March next year.

All members of DMA whether direct or through local branches on whose behalf HFC has been received upto 31st December shall be entitled to participate in the Annual General Meeting and State Medical Conference.

#### **AGENDA :**

Agenda to be taken in the Annual General Meeting shall be as under :

The President and President elect shall take charge of the office. The new Office Bearers, the new State Executive Committee shall also take charge simultaneously.

- a) To elect Chairman if necessary in the event of President or Vice President being absent.
- b) To adopt the Annual Report of the association approved by Executive Committee and presented by the Hon. State Secretary.
- c) To fix a date for Special Extra Ordinary General Body meeting to consider the following :
  - i) Audited Accounts of the Preceding financial year (to be presented by Hon. Finance Secy.)
  - ii) To appoint Auditors for the next year.
  - iii) To appoint an Hon. Legal Adviser for the next year.
  - iv) To sanction the budget for the ensuing financial year (to be presented by the Secretary).

The said meeting shall be held not later than 31st May of each year.

- d) To consider any business that may be laid before the meeting by the Executive Committee provided the Honorary Secretary has given notice of such business to the members seven days before the meeting.
- e) To consider any other proposal or proposals by a member or members provided the proposer has given a three weeks notice in writing thereof clearly stating his proposal to the Honorary Secretary and also provided such proposals have been circulated to the members seven days before the date of Annual General Meeting.
- f) To add, alter or repeal rules and bye-laws provided due notice has been given as under section (e) and (f) above. These amendments should only be effective if carried by the 3/4 of the majority of the members present and voting.
- g) Suggestions by the members about the constitutional amendments shall be asked in writing 2 months of the date of Annual General Meeting. The suggestions in writing shall have to reach the DMA office 30 days prior to the date of Annual General Meeting.
- h) All amendments to the constitution shall be circulated to all the members in writing 15 days before the date of meeting.
- i) Any amendments to the constitution shall be considered in Annual General Meeting in verbatim. No modification shall be allowed at the time of their being passed or rejected.
- j) To appoint Finance Standing Committee.
- k) Election of members to the Working Committee IMA, if not taken place earlier.
- l) The President and President elect shall take charge of the office. The new office bearers along with the new State Executive Committee shall also take charge of the office.
- m) Address of the out going President.
- n) Address of the Incoming President.

### **Article 26**

A notice of 4 weeks shall be necessary for the Annual General Meeting . All such notices may be given either by letter posted to the address of every member as registered with the Association or by circulating notices to them individually or through news bulletin.

In case the Annual General Meeting is postponed for any reason, a notice of 15 days shall be necessary for convening the postponed Annual General Meeting.

### **Article 27**

Annual General Meeting once started must continue from day to day unless adjourned with consent of general house till the entire agenda is covered. Announcement for the next meeting will be made at the end of each meeting. No other notice as such, will be necessary.

### **Article 28**

The minutes of the Annual General Meeting shall be confirmed at an Extra Ordinary General Meeting prior to state conference but not later than 31st May every year.

### **Article 29**

#### **QUORUMS OF MEETINGS**

- A) Ordinary meeting : No Quorum
- B) Extra Ordinary General Meeting /Requisitioned Meeting : 150 members
- C) Annual General Meeting : 150 members
- D) if quorum is not present in Extra Ordinary General meeting or Annual General Meeting within half an hour of the time of the meeting announced, the meeting shall be adjourned. The adjourned meeting shall have no quorum.
- E) The requisitioned meeting shall stand annulled if there is no quorum at the time specified.

### **Article 30**

Any general meeting can be adjourned by the Chairman with the consent of the house. Business other than or the original meeting cannot be transacted at the adjourned meeting. The date and time of the next meeting shall be declared at the time of adjournment. No new notice shall be circulated for the same.

### **Article 31**

Any question submitted in any general body meeting shall be decided by show of hands. If 1/4 of the members present at the time of meeting, demands a poll by secret ballot, the same would be held. In case of votes being equal either on show of hands or by a ballot, the Chairman shall have a casting vote. Result of the poll shall deem to be the decision of meeting for which the poll was conducted.

### **Article 32**

#### **RECORD OF THE PROCEEDINGS OF THE MEETINGS**

- a) The minutes of all Extra Ordinary General Meetings shall be recorded by the Secretary. These minutes shall be placed before the subsequent meeting of the Executive Committee for verification, within seven days of Extra Ordinary General meeting. The same shall be communicated to all branch Presidents and Secretaries by post (UPC) and members through DMA New letter.
- b) The minutes of the Annual General Meeting shall be recorded by Secretary functioning at the meeting. Same shall be forwarded to extra ordinary general body meeting for verification.

### **Article 33**

#### **MEETING OF THE EXECUTIVE COMMITTEE**

- a) The Executive Committee shall meet at least once every month to examine the accounts and for the conduct of all current business of the Association.
- b) A meeting of the Executive Committee shall be called by the Honorary State Secretary.
- c) (i) A special meeting will be called within a week by the Hon. State Secretary on a written requisition signed by at least 8 members of the State Executive Committee.
- (ii) In the absence of the quorum, such a requisitioned meeting will stand annulled.
- d) A written notice of minimum one week shall be required for any meeting of executive committee except in case of Article 33(c). The notice shall state the agenda of the meeting.
- e) No business shall be transacted in any meeting of the State Executive Committee unless quorum is present. The quorum shall be 12 members present in person, at least 7 of which shall not be office bearers. In absence of quorum the meeting shall stand adjourned to another date decided by the

members present. In the adjourned meeting no quorum shall be necessary and those present will transact the business for which original meeting was called.

### Article 34

#### **ANNUAL MEDICAL CONFERENCE**

- a) The Annual Medical Conference (Delhi State Medical Conference) shall be held every year not later than 31st May.
- b) The Executive Committee, the President and Secretaries of all branches shall act as members of the organising committee of the conference. The President of the Association shall be the Chairman of the Organising Committee and the State Secretary shall be its Organising Secretary.
- c) The Reception Committee shall consist of :
  - i) All members of Organising Committee
  - ii) Newly- elected office-bearers and State Executive Committee
  - iii) President- elect and Secretary-elect of the local branches if any and duly notified to DMA.
  - iv) Other member of the Association on payment as fixed by the Organising Committee.
- d) Delegates: all the members of the Delhi Medical Association will be delegates to the Conference
- e) Members of the conference : Membership of the Conference shall be open to :
  - i) Delegates
  - ii) All members of the Indian Medical Association.
  - iii) All medical men possessing registrable qualifications under the Indian Medical Degrees Act, 1916 (Act VII of 1916) who are not members of the Association on payment of Registration fee as decided by organising committee.
- f) Right of Members of the Conference : All members of the conference shall have the right to take part in all discussions at the open session. Only delegates will be allowed to vote.
- g) **Visitors** : The following can attend the conference as visitors: -
  - i) Prominent public men who are especially invited by the Reception Committee to attend the Conference without payment of any fees as distinguished visitors.
  - ii) Medical men or other scientist who wish to take part in scientific session only on payment as decided by the State Executive. Foreigners shall pay equivalent to US 30 dollars.
  - iii) Bona-fide medical students with or without payment of fees at the discretion of Reception committee as student visitors.
- h) **Rights of Visitors** :
  - i) Distinguished visitors can speak on any resolution if they wish to do so but shall have no right to vote.
  - ii) Special visitors shall have the right to speak in scientific session only, and can attend the Open Session. But they shall not have the right to vote in the Open Session of the Conference.
  - iii) Student visitors can attend the scientific session and the General session of the Conference, but shall have neither any right to take part in the discussion nor to vote unless permitted by the President.

#### **BUSINESS OF THE CONFERENCE**

The newly installed President shall be Chairman of the Conference.

##### a) Inaugural Session :

- i) Welcome address by President
- ii) Secretary's Report of the activities of the DMA.
- iii) Inaugural address by Chief Guest.

- iv) Vote of thanks.
- b) Scientific Session and Exhibition : Which shall be open to all members and visitors.
- c) Open Session : For consideration of the resolution.

### Article 35

#### **DMA LIBRARY**

- (i) Delhi Medical Association shall maintain a library at DMA House.
- ii) One of the Asst. Secretary shall be the incharge of the library.
- iii) The library shall be open to all members of Delhi Medical Association.
- iv) The Reading Room facility shall also be open to all other members of medical profession and medical students.
- v) A list of books in stock shall be maintained and a proper reference index be kept.
- vi) The book shall be issued only to those members who shall deposit Rs. 500/- as security against library card issued to them. The Security shall be refunded on surrendering the card.
- vii) Security money shall be deposited in a separate saving bank account. Only interest arising out of the deposit may be utilized for betterment of library.
- Viii) Only one book shall be issued at a time for 15 days against library card. A late fee of Rs. 5/- per day shall be charged at the time of returning the book. The book may be re-issued again if there is no pending request for the same.
- ix) If any book be lost or damaged, the members to whom it was issued shall make good such a loops or damage.
- x) Stock checking of the books shall be done once a year.
- xi) Periodicals, Journals and reference books shall not be issued.

### Article 36

#### **DELHI MEDICAL JOURNAL**

All the matters pertaining to the Journal shall be managed by the Journal Committee which shall, through the Editor, report, periodically to the Executive Committee. This composition of the Journal Committee shall be as under:

1. President of the DMA	- Chairman
2. Editor	- Convenor
3. Associate Editor	
4. Hony. Secretary, DMA	- Ex-Officio member
5. Hony. Finance Secy. , DMA	- Ex-Officio Secy.(finance)
6. Five members	- Elected by the State Executive Committee.

#### **Finances for the Journal**

There shall be a separate budget for the Journal prepared by the Journal Committee, recommended by the Executive Committee of the D.M.A. and approved at the Annual General Meeting of the D.M.A. every year. The income shall be derived from the following sources:-

- a) Rs. 5/- per member of DMA
- b) Advertisements

- c) Sale of special publications, if any, compiled from the Journal.
- d) Sale of reprints of the articles published.
- e) Any other source approved by State Executive Committee.
- f) A separate account under the joint signatures of the Hon. Editor/Associate Editor and the Hon. Finance Secretary shall be operated.

### **Function of the Journal Committee**

#### **The Journal Committee:**

- a) Shall be responsible for supervision and regular publication of the Journal under the direction of the Hon. Editor, who will determine the number of copies to be printed & also the interval of publication.
- b) Shall be responsible for the management of the business of the Journal, its printing, securing of advertisement, distribution of the Journal.
- c) Shall have the power to select Editorial Board, referee and collaborators.
- d) Shall reserve upto 2 pages in each ordinary issue of the Journal for propaganda, publicity, organisational matters and other news of the Association to be published at the disposal of the President and Hon. Secretary. D.M.A. In the absence of such matter, this space can be utilized by the Journal Committee for other purposes.
- e) Shall prepare a budget and submit it for consideration to State Executive Committee and sanction at the Annual General Meeting.
- f) Shall prepare a yearly statement of Accounts which shall be audited by the Auditor of the Association alongwith the Accounts of the Association and submit it before the Annual General Meeting.
- g) Shall prepare a quarterly statement of accounts of the Journal to be placed before the Executive Committee.
- h) Shall have power to spend money for various purposes concerned with the Journal upto the amount sanctioned in the budget estimate for the year at the Annual General Meeting. Beyond this limit, it shall have to obtain special sanction of the Executive Committee D.M.A. and later on approval at Annual General Meeting.

#### **Duties & Power of the Editor**

- a) Shall guide the Journal Committee in the regular publication of the Journal and its management.
- b) Shall preside over the meetings of the Journal Committee in the absence of the President.
- c) Shall guide the Journal Committee to scrutinize all articles to be published in the Journal and edit them for publication with the advice of the referees if and when necessary.
- d) Shall guide the Journal Committee to select referees and collaborators.
- e) Shall look after the Journal viz. printing, securing advertisements and distribution of the Journal among the members.

**Associate Editor:** Shall help the Editor in discharging his duties specially assigned to him by Journal Committee and other duties assigned to him by the Journal Committee.

### **Article 37**

#### **AWARDS & TROPHIES**

##### **General Rules and Guidelines for Memorial Awards of Delhi Medical Association**

1. Funds collected should yield an income adequate for the award. The corpus amount should not be less than Rs. 20,000 in any case.
2. Funds shall be invested in a scheduled bank decided by the Executive Committee of the Delhi Medical Association in the long term fixed deposit.
3. The award will be given out from the proceeds of yearly interest received from Fixed Deposit, in cash or in the form of a medal with citation, periodically at the time of Annual Conference of the Delhi Medical Association to a person selected for it by the Selection Committee appointed by the Executive Committee for the purpose.

4. The Selection Committee referred to above, shall be appointed by the Executive Committee.
5. The subject for the award shall be approved by the Executive Committee of the Delhi Medical Association in consultation with the selection committee.
6. The award will be open to all members of the medical profession throughout India, preferably in Delhi.
7. The papers presented by the award winners shall be the property of the Association and will be published in the Journal of the Association.
8. The memorial award shall bear the name of the person in whose memory the endowment has been made.

**Rules and Conditions of Dr. N.C. Joshi Memorial Award**

1. Initial corpus collected for the purpose is Rs. 7000.
2. The funds shall be deposited in scheduled bank in long term fixed deposit decided by the Executive Committee of the Delhi Medical Association.
3. The award will be given every year in out of the proceeds of yearly interest received on in cash or in the form of a medal with a citation at the time of the Annual Conference of Delhi Medical Association to a person selected for it by the Selection Committee appointed by the Executive Committee for the purpose.
4. The subject for the award shall be decided by the Executive Committee of the Delhi Medical Association in consultation with selection committee.
5. The award will be opened to all members of the medical profession throughout India, preferably Delhi.
6. The Selection Committee referred to above, shall be appointed by the Executive Committee and shall consist of medical persons of eminence preferably from amongst the members of the Delhi Medical Association .
7. The paper presented shall be the property of the Association and will be published in its **Journal**.

**Rules and Conditions of Dr. B.L. Kapoor Memorial Award**

1. Initial Corpus collected for the purpose is Rs. 7000/-.
2. The funds shall be deposited in scheduled bank in long term fixed deposit by the Executive Committee of Delhi Medical Association.
3. The award will be given every year in out of the proceeds of yearly interest received on in cash or in the form of a medal with citation at the time of Annual Conference of Delhi Medical Association to a person selected for it by the Selection Committee appointed by the Executive Committee for the purpose.
4. The subject for the award shall be decided by the executive committee of Delhi Medical
5. The award will be opened to all members of the Medical profession throughout India, Preferably Delhi.
6. The Selection Committee, referred to above, shall consist of medical persons of eminence preferably from amongst the members of the DMA.
7. The paper presented shall be the property of the Association and might be published in its **journal**.

**Rules and Conditions of Dr. P.N. Behl Foundation Award for Missionary Medical Services**

1. Initial Corpus donated by Dr. P.N. Behl Foundation is Rs. 20,000.
2. The funds shall be deposited in scheduled bank in long term fixed deposit by the Executive Committee of Delhi Medical Association.
3. The award will be given every year in out of the proceeds of yearly interest received on in cash or in the form of a medal with citation at the time of Annual Conference of Delhi Medical Association to a person selected for it by the Selection Committee appointed by the Executive Committee for the purpose.
4. (a) Selection Committee shall consist of three members. Two members of the medical profession be selected by the Executive Committee of DMA and third be the Director of the Foundation or his nominee.

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(b) Decision of the Selection Committee shall be final.

5. The award shall be opened to all the members of the medical profession throughout out India.
6. The award shall be given for missionary work done by the doctor that brings laurels to the medical profession in India, help to improve the image of profession, service with devotion and missionary zeal to alleviate the suffering of the humanity.
7. Any two members of IMA will recommend the names of a doctor for this award. They shall send his work done along with his biodata in four copies (typed in English) in sealed envelope, which will be kept as a secret document in the custody of DMA till consideration by the Selection Committee.
8. The documents shall be the property of Dr. P.N. Behl foundation, but might by published in the journal of the Association.
9. Information about the award shall be circulated to the members at least six months before the Conference.
10. The Selection Committee shall nominate an eminent medical person to present the works of the winner of the award at the time of conference.
11. Name of the winner of the award can be considered again after five years.

**Rules and Condition of K.K. Sharma Memorial Award**

1. Initial Corpus collected for the purpose is Rs. 10,000/-
2. The funds shall be deposited in scheduled bank in long term fixed deposit by the Executive Committee of Delhi Medical Association.
3. The award will be given every year in out from the proceeds of yearly interest received on in cash or in the form of a medal with citation at the time of Annual Conference of Delhi Medical Association to a person selected for it by the Selection Committee appointed by the Executive Committee for the purpose.
4. An essay competition shall be held every year and shall be open to medical students and doctors of Delhi.
5. The topic of the essay shall be decided by the Executive Committee in consultation with Selection Committee. The essay should run between 750 to 1000 words and be submitted in double space typed on one side of the sheets in triplicate and be forwarded to the Hon. Secretary, DMA before the specified date as announced earlier.
6. The Selection Committee referred to above, shall be appointed by the Executive Committee and shall consist of Medical persons of eminence preferably from amongst the members of the Delhi Medical Association.
7. The topic of the essay and the last date of submission shall be duly published in DMA News Bulletin and two leading newspapers of Delhi giving a minimum period of 3 months, as decided by Executive Committee.
8. The Judges of the award shall be appointed by the Executive Committee in consultation with the Selection Committee and the decision of the Judges shall be final.
9. The award shall constitute three prizes of Rs. 300, Rs. 200 and Rs. 100 respectively to be given to best three entries in order of merit decided by the Judges.
10. The essays submitted by the contestants shall be the property of the Association and might be published in its journal, if decided by the Executive Committee.

**General Rules and Guidelines for Running Trophies of Delhi Medical Association.**

1. Funds collected or donated should yield an income adequate for the award. The corpus amount should not be less than Rs. 10,000 in any case.
2. Funds with a minimum of Rs. 7000/- shall be invested in a national bank decided by the Executive Committee of the Delhi Medical Association in the long term fixed deposit. The rest shall be utilised for buying the running trophy.
3. The maintenance of trophy or repurchase at a later stage shall be done out of the proceeds of yearly interest received from fixed deposit.
4. A Selection Committee shall be appointed by the Executive Committee to decide the awardee of the trophy.

5. The decision of the Selection Committee shall be approved by the Executive Committee of the Delhi Medical Association.
6. The terms and conditions for the award of trophy shall be specified which would act as guideline for the Executive Committee.
7. The memorial trophy shall bear the name of the person in whose memory the endowment has been made.
8. The State Secretary shall be responsible for the maintenance of the trophy.

**Rules and Conditions for Dr. S.K.Sen Memorial Running Trophy of Delhi Medical Association.**

1. Initial corpus collected for the purpose is Rs. 10,000/-
2. The funds shall be deposited in scheduled bank in long term fixed deposit by the Executive Committee of Delhi Medical Association.
3. The award will be given every year in out of the proceeds of yearly interest received on, in cash of Rs. 500, Rs. 300 and Rs. 200 as individual prizes for best speakers of the debate.
4. Each year on the eve of annual medical conference, inter medical college debate competition shall be organised in DMA Hall. Each college shall be represented by maximum of 2 team of two speakers each, on fro and the other against the motion.
5. The subject, date and time shall be decided by the Executive Committee. The principal and the president of students' union of each medical college shall be communicated three months in advance.
6. A panel of judges out of the members of medical profession shall be appointed, who would be present in person throughout the debate.
7. Majority decision of the members of the panel shall be final.
8. The trophy shall be awarded for one year to the college whose speakers would be declared best. There shall be three individual prizes of Rs. 500, Rs. 300, Rs. 200 for the first, second and third speakers as decided thereof.
9. State Secretary shall be responsible for getting the names of winners engraved on the trophy and its maintenance. He shall also get back the trophy from last year's winner at least one month before Competition.

**Rules of Dr. P.C. Bhatla Revolving Trophy**

1. The Trophy was instituted by Coordination committee of local branch of IMA in 1979 with an aim to provide incentive to local branches for promoting competitive functioning of the branches.
2. Initial corpus collected for the purpose is Rs. 3000/-.
3. The Selection Committee shall be appointed by State Executive Committee. It shall invite annual report of the branch as per proforma attached each year.
4. The maintenance of the trophy and replica shall be give in out of the proceeds of yearly interest.
5. The selection committee shall scrutinize the reports received and submit its decision to Executive Committee. The Executive Committee shall declare the best branch in consultation with Selection Committee.
6. The Trophy should be presented each year to local branch in Delhi, adjudged as best by a Selection Committee, appointed for the purpose by the Executive Committee at the time of Annual Conference.
7. The Trophy shall be kept by the local branch for one year and returned one month before the next Annual Conference. The branch on returning the trophy shall be presented a replica of the trophy at meeting of the next annual Conference.
8. State Secretary shall be responsible for getting the names of winners engraved on the trophy and its maintenance.

**Proforma for Selection of Dr. P.C. Bhatla Award**

1. Name of the Branch :
2. Membership strength as on 31st December.
3. Details of Scientific meetings organised during the year :  
(1st April each year to 28th Feb., next year)

(Give dates, topics, speakers separately)

4. Details of Community Service Projects taken up by the Branch during the year (Send photographs if available)
5. Details of IMA Health week and WHO Day Celebrations (7th April) (send photographs if available)
6. Details of Social activities if any organised during the year
7. H.F.C. paid to State Headquarters upto.
8. Any other activity not covered above.

Dt.

Signature of the Secretary

with seal of the Branch.

P.S. If space provided is less for reporting, separate sheet may be used bearing signature of the Secretary and seal of the Branch.

Last date for sending the above report is 15th March each year.

#### **Rules and conditions for Sunder Lal Roopwati Award**

- 1) Initial corpus collected for the purpose is Rs. 15,000.
- 2) The funds shall be deposited in the scheduled bank in long term fixed deposit or invested in the Unit Trust of India by purchasing 1000 units of long term basis as decided by the State Executive Committee of the Delhi Medical Association.
- 3) The award shall be given every year out of the proceeds of yearly interest received from fixed deposits or from the monthly dividend received from Unit Trust of India, in cash of Rs. 1600/- alongwith citation.
- 4) The award shall be awarded every year at the time of Delhi State Annual Medical Conference or at the time of DMA Foundation Day, as decided by the State Executive Committee of the Delhi Medical Association to the practicing member of DMA and this shall be awarded to a Family Physician who submits an **ORIGINAL BEST SOCIAL RESEARCH WORK** on any current subject, community work for improving the health of General Public at large selected for it by the Selection Committee appointed by the State Executive Committee of DMA.
- 5) The Selection Committee, referred to above shall be appointed by the State Executive Committee of DMA.
- 6) The subject for the award shall be approved by the State Executive Committee of DMA in consultation with the Selection Committee.
- 7) The award will be open to all a practicing members of DMA only.
- 8) The papers presented by the Award winner shall be the property of the Association and may be published in the News Bulletin or Journal of the DMA.
- 9) The memorial award shall bear the name of the person(s) in whose memory the endowment has been made.
- 10) The award will be decided on the basis of Case Presentation, original research work presentation in clinical or social discipline judged by an expert committee formed for this purpose by DMA Executive.

#### **Rules and conditions for Dr. G. B. Jain-Pawan Kumari Oration**

The oration is being instituted by the College of Physicians and Surgeons of Delhi. The award shall be awarded to an eminent member of medical profession who submits any important medical topic/research of the day, beneficial for the community/progress of medical science. Age not less than 45 years.

1. Funds collected should yield an income adequate for the award. The corpus amount should not be less than Rs. 20,000 in any case.
2. Funds shall be invested in a scheduled bank decided by the Executive Committee of the Delhi Medical Association in the long term fixed deposit.

3. The award will be given out from the proceeds of yearly interest received from Fixed Deposit, in cash or in the form of a medical with citation, periodically at the time of Annual Conference of Delhi Medical Association of the Delhi Medical Association to a person selected for it by the Selection Committee appointed by the Executive Committee for the purpose.
4. The Selection Committee referred to above, shall be appointed by the Executive Committee.
5. The subject for the award shall be approved by Executive Committee of the Delhi Medical Association in consultation with the selection committee.
6. The award will be open to all members of the medical profession throughout India, preferably in Delhi.
7. The papers presented by the award winners shall be the property of the Association and will be published in the Journal of the Association.
8. The memorial award shall bear the name of the person in whose memory the endowment has been made.

### Article 38

#### **IMA COLLEGE OF GENERAL PRACTITIONERS (DELHI STATE FACULTY)**

1. Delhi Medical Association shall have a State Faculty of IMA College of General Practitioners. Its working shall be guided by its constitution as laid down by IMA CGP (Hqrs). President of DMA shall be the president of the state Faculty of IMA-CGP. State Branch Secretary shall be member of Governing Council/Managing Board of the State Faculty. Treasurer of the DMA shall be Treasurer of State Faculty of IMA College of General Practitioners Faculty. The IMA CGP: Faculty shall work in close collaboration with State Executive Committee:

#### **2. ADMISSION FEES AND ANNUAL SUBSCRIPTION :**

- (a) Every applicant for membership of the College, whether annual or life shall pay an admission fee of Rs. 20/- which shall be shared equal between State Faculty and College Headquarters.
- (b) The Annual subscription and Life Membership fee (CFC) shall be as follows and shall be payable in advance :-
  - (i) Members of the College shall pay a sum of Rs. 30/- per annum as CFC which shall Pay a sum of Rs. 30/- per annum as CFC which shall be increased by 10% every third year, the first increase being due on commencement of the year 1998-99.
  - (ii) Life members of the college shall pay a lump sum amount as CFC in lieu of Annual Subscription which shall be fifteen times the annual subscription (450/-).
- (c) Faculties/sub-faculties shall be free to determine their own annual/life subscription.
- (d) The distribution of CFC shall be as under:  

Headquarters share	40%
State Faculty Share	30%

Sub-Faculty Share 30%

c) Those staying abroad shall pay US\$ 150 or pounds 75 as life membership fee directly to the Headquarters (however, existing Annual members as on 30/9/91 shall continue (w.e.f. 1/10/96)

## CONSTITUTION OF STATE/TERRITORIAL FACULTIES

### AIMS AND OBJECTIVES OF THE FACULTY

3. Each State/Territorial Faculty represent the college in its respective State/Territory. It is established and shall be maintained within the framework of the College. Its aims and objectives are identical with the aims and objects of the College and its organisation is designed in further such aims and objects within the area of the Faculty. It shall be bound by the adhere to the Memorandum. Rules and Bye-laws of the College for the time being in force.

Each State/Territorial Faculty shall submit to the Hon. Secretary of the College an annual return of the Members on their rolls by the 31st October each year, together with a list of new members and a list of members who have left the Faculty, alongwith a report of the activities of the Faculty.

### NAMES AND AREA OF THE STATE FACULTY/SUB-FACULTY

4. (a) A Faculty shall be established in the area of jurisdiction of each State/Terr. branch of the IMA. The name of each new Faculty, and the area covered by such Faculty, and any change in the name or the area covered by any Faculty, shall be determined by the Indian Medical Association.

(b) A sub -Faculty shall be established with the minimum of 50 life members of the College who are also life members of IMA. For less than 50. Sub-Faculties under State/Terr. Faculties may be established as per bye-laws at stations where medical institution and district or any big hospital exist. The area of Jurisdiction of each Sub-Faculty may be defined by the Faculty concerned.

(c) Each Sub-Faculty shall pay an annual Sub-Faculty fee of Rs. 100/- to the State Faculty by 30th September each year alongwith the up-to-date membership list of the Sub-Faculty. The fee of Rs. 100/- shall be equally shared between State Faculty and Headquarters. (Effective from 1.10.96) (NOTE PROCEDURE ENCLOSED)

5. The members of a State/Territorial Faculties shall (subject to transfers) be those members of the College whose registered addresses are within the area of the Faculty.

(c) Hon. Treasurer of the State/Territorial Branch, IMA (Treasurer of the Branch of the Faculty).

8(A) (ii) **Elected Members :**

a) Hon. Secretary of the Faculty to be elected at the Annual meeting of the State/Terr. Council IMA

(b) One Hon. Joint Secretary of the Faculty to be elected at the Annual Meeting of State/Terr. Council IMA.

- (c) Three members to be elected from amongst the membership of the State/Terr. Working Committee, IMA.
- (d) Three members to be elected by the Annual Meeting of the State/Terr. Council of the IMA.
- (e) Three members to be elected from amongst Faculty members at the Annual Meeting of the Faculty by representative of Sub. Faculty to be elected one for every 15 members.
- (f) Director of Studies of State Faculty.
- (g) Assistant Director of studies at Sub-Faculty.
- (h) One representative from among the Direct Members of the College if their number is 100 or more.

8(B) The first meeting of each Board shall be held immediately after the Annual General Meeting of the Faculty at which it is appointed. Other meeting of the Board shall be held not less frequently than one in every three months.

8(c) The Board shall appoint Committees for:

- (i) Undergraduate Education:
- (ii) Post-Graduate Education:
- (iii) Research: and in addition it may appoint any other committee as desired.

Each Committee of the Board of the Faculty may co-opt with the approval of the Board, members of the Faculty who are not members of the Board, or other persons who are not member of the Faculty or of the business shall be set forth in the notice convening the meeting and it may included clinical or other medical discussions.

(iii) Extra-ordinary General Meeting : An extra-ordinary General Meeting shall be called at any time by the Hon. Secretary of the State/Territorial Faculty Board on the instructions of the Faculty Board, or by the Honorary Secretary within twenty-eight day of the receipt by him of a written requisition signed by not less than 50 members of the State/Territorial Faculty membership and stating the exact terms of the resolution(s) to be proposed. At least fourteen days notice of such a meeting shall be given to every member and associate of the State/Territorial Faculty, and such notice shall state the business of the meeting, and the exact terms of the resolutions to be proposed,. A resolution at an Extra ordinary General Meeting shall be passed, only (if voted for ), by a majority of not less than three quarters of those present. No business shall be transacted by an Extra Ordinary General Meeting other than that which it may have been specifically called to consider.

(b) The accidental omission to give notice of a meeting to any member of the Faculty shall not invalidate the proceedings of the meeting.

**Board of State/Territorial Faculty and its Committee:**

8 (A) (i) The management of the affairs of the Faculty shall be vested in Board, composed of the following persons who shall all preferably be Life members of the College.

**Ex Officio Members :**

(a) The president of the State/Territorial Branch, IMA (President of the Board of the Faculty).

- b) The Vice- President of the State/Territorial Branch, IMA (or in case of more than one Vice-President, the Vice-president in order of securing votes).
- (c) The immediate past president of the State/Territorial Branch IMA.
- (d) Hon. State/Territorial Secretary of the State/Territorial Branch, IMA (Secretary of the Board of the Faculty).

No one who is not member of the College shall not be entitled to vote on these Committees.

**State/Territorial Branch President:**

9. The President of the State/Territorial Branch of the IMA shall be the President of the State/Territorial Faculty of the College. In the event of his absence, his duties shall be performed by the Vice-President of the State/Territorial Branch. The President shall hold office until the annual meeting of the State Territorial Council of the State Territorial Branch next following his assumption of office and shall at such meeting retire from office with effect from the close or adjournment thereof.

**DUTIES OF HON. STATE/TERRITORIAL SECRETARY, IMA**

10. He shall act on behalf of the State/Territorial Faculty and shall keep close liaison between the State/Territorial Branch and the State Territorial Faculty. He shall get executed policies and programmes of the Faculty through the Hon. Secretary (and Hon. Joint Secretary of the Faculty). He shall exercise financial control and shall order all payments on behalf of the State/Territorial Branch as recommended by the Board of the State/Terr. Faculty. He shall maintain separate accounts of the Faculty finance and shall get the same duly audited alongwith the State/Territorial Branch accounts. He shall present the statement of accounts to the Working Committee of the State/Territorial Branch.

**DUTIES OF HON. STATE/TERRITORIAL TREASURER, IMA**

11. He shall maintain an up-to-date list of members of the Faculty through its Sub-Faculties, if any, shall collect all moneys due to the Faculty and deposit them in a separate account.

He shall make all payments as ordered by the Hon. State/Terr. Secretary, IMA, shall prepare periodical statement of accounts and present the same to the Board of the Faculty through the Hon. State/Territorial Secretary of the IMA.

**DUTIES OF THE HON. SECRETARY OF THE STATE/TERRITORIAL FACULTY**

12. Under the guidance of the State/Territorial Branch Secretary and in collaboration with the Hon. Joint Secretary of the Faculty, the Secretary of the Faculty shall be responsible for day-to-day administration of the Faculty.

**FINANCE OF THE STATE/TERRITORIAL FACULTY**

13. (A) The Board of the Faculty shall be authorized to incur such expenditure as has the prior approval of the Governing Council of the College.
- (B) The Board of the Faculty shall be authorized to raise special funds, and spend them and any other moneys received for special purposes, as the Council of

the College may approve. Such moneys shall be controlled and audited in such manner as the Council of the College may determine.

**SECRETARIAL ARRANGEMENTS OF THE STATE/TERRITORIAL FACULTY (LIASION WITH THE HEADQUARTERS OF THE COLLEGES)**

14. Copies of the Minutes of all meetings of the faculty and its Board and copies of all important letters shall be sent each month to the Headquarters of the college.

No State/Territorial Faculty shall authorize the general as distinct from local publication of any article, notice or memorandum concerning the Faculty or its work, unless the same has been approved by the Governing Council of the College.

**State/Territorial Faculty Bye-laws:**

15. Each Faculty shall decided the following details for its own local administration by-laws which shall require the approval of the Governing Council of the College before the come into effect.

**(A) THE BOARD OF THE STATE/TERRITORIAL FACUTY**

- a) number of members;
- b) co-opted members for special purpose in an advisory capacity; and
- c) method of election of members.

**(B) METHOD OF ELECTION OF REPRESENTATIVE OF THE STATE/TERRITORIAL FACULTY TO:**

- (a) the council of the college and**
- b) any other body**
- c) Date, time, place, manner of calling and quorum of meeting of: :**

**(i) the Faculty :**

- a) Annual General Meeting:
- b) General Meeting
- c) Extra Ordinary General Meeting

ii) The Board of the State/Territorial Faculty.

iii) The Committee of the Board of the Faculty.

**(C) DUTEIS OF THE BOARD OF THE STATE /TERRITORIAL FACULTY:**

- i) Compilation of the Faculty Register:
- ii) Appointment of Committees:
- iii) Minutes of the meeting.

**(D) DUTES OF COMMITTEES OF THE BOARD FO THE STATE/TERR. FACULTY**

- (i) Appointment of Officer (Chairman, Convenor)
- (ii) Minutes of meeting.

**(E) FINANCEIAL ARRANGEMENTS WITHIN THE FACULTY.**

**(F) SECRETARIAL ARRANGEMENTS WITHIN THE FACULTY.**

**(G) ALTERATION OF BYE-LAWS OF FACUTLY :** Provided that at least fourteen days notice has been given to each member of the State/Territorial Faculty specifying the exact words of the proposed change, alterations and additions to and deletions

from the Bye-Laws may be proposed at a General Meeting of the Faculty (or by the signatories of the requisition for an Extra Ordinary General Meetings) and may be adopted by a majority of not less than three quarters of those present and voting. Always provided that no such change in the Bye-Laws shall become effective or come into operation, until approved by the Governing Council of the College.

### **PROCEDURE FOR FORMATION OF FACULTIES/SUB FACULTIES, IMA CGP**

IMA CGP is an academic activity of the Association and its administration is governed by the Constitution laid for it.

#### **A. FORMATION OF FACULTIES**

1. As provided in the rules, a State/ territorial Faculty of the College can be established in each State Union Territory.
2. A State faculty will be established with a minimum of 200 life members of the college, who are also life member of the IMA (including the members of Sub-Faculty)
3. An application will be forwarded by the State Branch Secretary to the effect of opening of a new State/Territorial Faculty if one does not exist in the State. The application would contain the formal resolution of the members under the jurisdiction of the State Branch, IMA/State Faculty IMACGP indicating therein the name of the office bearers of the State Faculty. (application form available from College headquarters).
4. The application shall be scrutinized and approved by the Governing Council of the College.
5. Each State Faculty will pay a fee of Rs. 400 per annum to the College Headquarters (or as revised).
6. Each State Faculty would be administered as provided under the Rules and Bye-laws of the college and shall be governed by the Board of Management, as laid down.
7. The State Faculty would be administratively a part of the State Branch of IMA which shall also exercise not only the administrative control, but also the financial control, earmarking the budget of the State Faculty.
8. The office-bearers of the State Faculty shall work as laid down in the rules, the State Secretary of the IMA having the overall administrative responsibility on behalf of the State Branch IMA. The State Faculty Secretary is incharge of the State Faculty and all activities under its Sub-Faculties. Similarly, the Director of Studies (State Faculties) will work in the State helping the Dean of Studies of the College and will be assisted by the Asst. Director of Studies at all the Sub-Faculties.
9. The administration of the State Faculty shall be the responsibility of the State Branch IMA, which shall provide adequate finances for the same as and when necessary.
10. The State Faculty shall recommended the formation of Sub Faculties as per guidelines. Decentralization of academic activities within a State would be serving the purpose of extension of activities of the State Faculties.

## B. FORMATION OF SUB FACULTIES

1. A Sub-Faculty may be established with a minimum of 50 members in any place under the jurisdiction of a State Faculty wherever administration/medical college and/or district hospital or such organization exists with potentials of teaching Faculty and /or arrangements for teaching/training of general practitioners.
2. The Board of Management of the State Faculty shall make an application on the prescribed form to the Governing Council of the College for the formation of such a sub-faculty. (Form available with College headquarters).
3. Each Sub-Faculty within the jurisdiction of a State Faculty would be under the administrative control of the State Faculty would be under the administrative control of the State Faculty and shall function only as an extension of the academic activity of the State Faculty in the area as defined.
4. Each Sub-Faculty shall have the following office bearers for the time being.
  - a) Hon. Asst. Secretary/Treasurer
  - b) One Asst. Director of Studies
  - c) 2-3 Senior Specialists
  - d) 2-3 Members from the Teaching Faculty.
  - e) 2-3 Senior General Practitioners
5. Such a group would form the working panel of the Sub-Faculty which shall do all academic activity as approved by the State Faculty and such activities shall form part of the activities of the State Faculty.
6. The Sub-Faculty would not be autonomous body and shall draw financial assistance from the State Faculties and /or raise money locally for the academic activities.
7. No Sub-Faculty can function except under the control and guidance of the State Faculty.
8. The sharing of the membership fees, fellowship fee and /or such other money received by the State faculties between State Faculty and the Sub-Faculties would be according to the formula approved by the college Headquarters.
9. Each Sub-Faculty shall pay an annual Sub-Faculty fee of Rs. 100/- to the State Faculty by 30th September each year alongwith the up-to-date membership list of the Sub-Faculty. The Fee of Rs. 100/- shall be equally shared between State Faculty and Headquarters.
10. The Annual report of the Faculty would include the annual report of the Functioning of each of the Sub-Faculties under its jurisdiction.
11. The college Headquarters would ordinarily deal with the State Faculties in matters pertaining to the Sub-Faculties and the Sub-Faculties would deal with the Headquarters only through the State Faculties.

No local branch of the IMA can run a Sub-Faculty on its own and all its activities have to be approved in principle by the respective State Faculty. If any Sub-Faculty function on its own and is not recognized by the State Faculty, the Governing Council of the College will have to note this fact and take necessary action.

**Article 39****IMA ACADEMY OF MEDICAL SPECIALITIES (DELHI STATE CHAPTER)**

Delhi Medical Association shall have a State Chapter of IMA: AMS. Its working shall be guided by its constitution as laid down by IMA. (Hqrs). President of Delhi Medical Association shall be President of State Chapter of IMA. AMS State Branch Secretary shall be member of Governing Council/Managing Board of the State Chapter. Treasurer of DMA Shall be the Treasurer of State Chapter of IMA-AMS Chapter. The IMA AMS Chapter shall work in close collaboration with the State Executive Committee.

**Procedure for Membership :**

1. The Academy Headquarters alone shall be competent to confer membership of the Academy.
2. All applications for membership shall be made in triplicate in the membership form prescribed by the Academy Headquarters, alongwith the prescribed fees in full and may be submitted either directly to Academy Headquarters or through the Hon. Secretary of the State Chapter/Branch Chapter or through the Convenor of the proposed State Chapter/Branch Chapter to be established as the case may be, who shall forward all applications accompanied by full fees as applicable on the date of application, to the Academy Headquarters. No deduction of State Chapter's share or branch chapter's share of fee shall be made under any circumstances.
3. All applications for enrolment of Overseas Members alongwith the prescribed fee in full, shall be made to Academy Headquarters Direct.
4. Honorary Membership of the Academy may be conferred on receipt of nomination from at least two fellows of the Academy by a Committee consisting of :
  - \* National Presidents, IMA
  - \* Chairman/Vice Chairman, IMAAMS
  - \* Vice Chairman, IMAAMS
  - \* Hon. General Secretary, IMA (Hqrs)
  - \* Hon. Secretary, IMAAMD
5. The academy headquarters may on a written request from the Convenor of a proposed State Chapter, release an amount not exceeding 50% of the State Chapter's share of membership fees received by it, to meet incidental expenses relating to the formation of the State Chapter. The remaining share shall become payable to the State Chapter only after its formal inauguration as per the decision of the Governing Council.

**Organization of State Chapters :**

6. A State chapter shall be established in each State, if there are 100 or more life members of the academy in that State.
7. The State Chapter shall be governed by the Office-Bearers and the Governing Council of the State Chapter elected by the members of the IMAAMS State Chapter in accordance with the stipulation given in the Rules and Bye-laws of the Academy, for a term of one year.

**8. Functioning of the State Chapters :**

Each State Chapter shall comply with the policies of the Academy as laid down by the governing Council from time to time and shall restrict its activities within the State, unless instructed by the Governing Council of the Academy for an activity/project on a regional or all India basis.

9. Each State Chapter shall have Academic and Research Committee and Administrative and Finance Committee which shall have the closest of liaison with the Committees at the Headquarters level. The membership of these committees at the State Level shall be on the same basis as at the Headquarters.

**Organisation and Functions of Branch Chapters :**

10. A Branch Chapter may be established if there are 20 or more life members of the Academy in that branch and shall function under the jurisdiction of the relevant State Chapter in accordance with the Rules & Bye-laws of the Academy.
11. The Branch Chapter shall be governed by its elected office bearers and the governing council duly elected by the membership of the Academy Branch Chapter.
12. Each Branch Chapter shall comply with the policies of the Academy as laid down by the governing Council of the Academy and Board of Management of the State Chapter from time to time and shall restrict its activities within the local jurisdiction of the Branch, unless instructed by the Board of Management of State Chapter for an activity project on a regional basis.

**13. Bye-laws of State Chapters/Branch Chapters :**

The State Chapters/Branch Chapters shall frame their respective bye-laws for the day to day administration within the overall frame-work of the Academy Rules and Bye-Laws and which shall be subject to the final approval of the Academy Headquarters.

**14. State Chapter Fee :**

Each State Chapter shall pay annual Chapter Fee of Rs. 500/- to the Academy Headquarters.

**Sharing of Fees :** The membership fee and fellowship fee from the State Chapter/Branch Chapter shall be shared amongst the Academy Headquarters, State Chapter and the Branch Chapter as under:

Academy Headquarter Share : 40%

State Chapter's Share : 30%

Branch Chapter's Share : 30%

**Operation of Accounts :** The accounts of the State Chapters/Branch Chapters shall be operated jointly by the following :

**State Chapters :** Hony. Secretary, State Chapter, IMAAMS/Hony. Secy. of the State Branch of IMA(any one of the two) and Hony. Treasurer, State Chapter of IMAAMS/Chairman, IMAAMS State Chapter.

**Branch Chapter :** Hony. Secretary, Branch Chapter, IMAAMS/Hony. Secretary, IMA Local Branch (any one of the two) and Hony. Treasurer, Branch Chapter of IMAAMS/Chairman Branch Chapter.

Travelling Allowance : All office bearers and members of the governing council of the Academy, except representatives on the governing council from State Chapters having 250 or less members, shall be paid T.A., both ways, equal to Rail fare by First Class or Second Class A.C. Sleeper. The Representatives on the governing council of the Academy from State Chapter having 250 members or less shall be defrayed T.A. equal to Rail fare or First Class or Second class A.C. sleeper, both ways by the State Branch.

#### Article 40

#### **DMA NURSING HOME AND MEDICAL ESTABLISHMENT FORUM**

Delhi Medical Association shall have a DMA Nursing Homes & Medical Establishments Forum. President of Delhi Medical Association shall be the President of DMA Nursing Home & Medical Establishment Forum. Hony. State Secretary shall be the member of Managing Board of the forum. Treasurer of DMA shall be the Treasurer of the Forum. Managing Board of DMA Nursing Home and Medical Establishment Forum shall work in close collaboration with State Executive Committee.

##### **Membership of the Forum :**

All life members of DMA who own a Medical Establishment (Hospital, Nursing Home, Clinic or Diagnostic Centre) SHALL BE ELIGIBLE TO BECOME THE MEMBER OF FORUM ON PAYMENT OF MEMBERSHIP FEE.

##### **Membership Fee :**

All members of the Forum shall have to pay the Membership Fee and any other CONTRIBUTION as decided by the Managing Board of DMA Nursing Homes & Medical Establishment Forum from time to time. All the funds collected from the members of forum shall be spent on the activities of Forum only.

##### **Managing Board : - Shall consist of following members :-**

1. President	: - The President of DMA
2. Chairman	: - One- To be elected
3. Co-Chairmen	: - Two- To be elected
4. Secretary	: - One - To be elected
5. Treasurer	: - The Finance Secy. of DMA
6. Jt. Secretaries	: - Three- To be elected
7. Members of Governing body	: - Hony. State Secretary of DMA & Five elected Members

##### **The Chairman & Secretary of DMA Nursing Home and Medical Establishment Forum shall be Ex-officio members of State Executive Committee with voting right.**

Election of the office bearers & Managing Board of DMA NH & MEF should be held on a separate date from AGM of DMA. This date should be within four weeks of the AGM. All members of DMA NH & MEF shall be given 21 days notice prior to the election meeting.

##### **Zonal Units :**

The DMA Nursing Homes and Medical Establishments Forum can have its Zonal Units and Zonal Co-ordinators in all five zones of Delhi.

##### **Management of Funds :**

All the funds of forum shall be kept in a separate Account opened by DMA and operated as per DMA constitution. All the bills, forwarded by the Secretary of the Forum, with the

approval of the Managing Board of forum shall be disposed off expeditiously, by the Hon. State Secretary and the Hon. Finance Secretary.

### **Article 41**

#### **DMA CLUB**

1. DMA club is formed from amongst the members of the Delhi Medical Association, with a view to organise social and cultural activities to foster a closer social and friendly relationship amongst the members and their families.
2. The DMA club will use the DMA House for its activities.
3. The general control of management of the affairs of the DMA club shall be vested in a body styled as 'MANAGING COMMITTEE'.
4. All members of the DMA shall be eligible to become members of the Club on payment of a subscription to be determined by the Managing Committee.
5. Composition of Managing Committee

a) Ex-Officio Members :

- i) The President of the DMA
- ii) The Hon. State Secretary of the DMA
- iii) Hon. Treasurer of DMA
- iv) Retiring Secretary and Chairman of the Managing Committee.

b) Elected office bearers :

- i) Chairman
- ii) Hon. Secretary
- iii) Hon. Jt. secretary —3

c) Elected five members.

6. The election of the Managing Committee will be held every year from amongst the members of the DMA club in its Annual General Meeting to be held with the specific agenda of elections with prior notice of at least two weeks.

#### **A. POWERS AND FUNCTIONS OF THE MANAGING COMMITTEE.**

The Managing Committee shall be the Executive authority and shall have the power to carry into effect the aims and objects of the Club.

#### **The Committee shall :**

- a) Organise social functions where one or more members of the general public can be invited to lecture or participate in a discussion of any subjects. Organise Musical or any other form of cultural activity or sports where one or more members of the general public can be invited.
- b) Organise lunches, dinners or Picnics with voluntary contributions, if and when deemed necessary.
- c) Appoint Committees, Sub-Committees, Adhoc Committees or Standing Committees as & when necessary.
- d) Consider the decide applications for membership, resignation or suspension of members.
- e) Determine the amount of subscription to be levied as membership of the Club which will be subject to periodic review.
- f) Meet once a month, or as decided by Managing Committee members.
- g) Prepare a yearly statement of Accounts of the Club and get it audited by an Auditor appointed by the General Meeting of the DMA called for the purpose.
- h) Prepare a budget and submit it through the Hon. Secretary of the Club for consideration and sanction at an Annual General meeting of the members of the Club.

- i) Have the power to spend money for various purposes connected with the activities of the Club up to the amount sanctioned in the Budget. Beyond the limits of the budget the Managing Committee shall have to obtain special sanction of the General Meeting of the members of the Club.
- j) Appoint an Acting Chairman in the absence of the President of the DMA and the elected Chairman of the Club.
- k) Submit an Annual Report to the Annual General Body Meeting of DMA.
- l) Co-opt one or more members to attend a meeting when necessary by the permission of Chairman.

**FUNDS TO BE RAISED FROM :**

Income of the DMA Club shall be derived from the following sources:

- a) Subscription of the members.
- b) Special subscriptions or donations raised from amongst the members of the Club.
- c) Income derived from the publication or Brochure and/or Souvenirs.
- d) Interest on Deposits.
- e) Such other sources as may be authorized by the General Body or the Managing Committee of the Club.

The bank account shall be operated in the name of the DMA Club as per rules of DMA.

**DUTIES AND POWERS OF THE OFFICE BEARERS**

1. President of the DMA will be the Ex-officio President of the Club and he will act as constitutional head of the Club. He will preside over all the meetings of the Club. Shall regulate the proceedings of the meetings, interpret the rules and bye-laws of the Club and decide doubtful points. Shall in addition to his ordinary vote have a casting vote, in case of equality of votes.
2. Chairman of the club shall have the duties and powers of the President of the DMA in his absence.
3. Hony. Secretary of DMA will be an Ex-officio member of the Managing Committee of the Club. Being in-charge of the Office and the building of the DMA, he shall help the Hony. Secretary of the Club to discharge his duties. Shall help the Hony. Secretary of the Club to convene meetings or organise various functions in the DMA House.
4. Hony. Secretary shall be responsible for carrying out the programme decided by the Managing Committee. Shall be responsible for the day to day administration of the Club. Shall be the Convenor of all the meetings and Committees of the Club.
5. Hony. Jt. Secretary shall act as Hony. Secretary in his absence. Shall be responsible for carrying out any duties assigned to him by Hony. Secretary of the Club.
- 6) Hony. Finance Secretary shall be responsible for maintaining the accounts of the Club. Shall get the accounts of the Club audited annually or at shorter intervals if and when decided by the Managing Committee. Shall be responsible for collection of subscriptions and other dues from the members. Shall be responsible for collection of funds.

**Article 42**

**DISCIPLINARY COMMITTEE**

In case of any dispute among the office bearers the matter should be referred to the Executive Committee. In case all efforts in Executive Committee fail then the matter should be referred to Special Disciplinary Committee of 12 Past Presidents duly nominated by Executive Committee, out of which 7 must be present to decide the issue under consideration. The recommendations of such committee shall be binding on both the parties.

In such cases, if any party shall go to the court. DMA shall not bear the legal expense under any circumstances of that individual, who moves the court against the decision of this committee.

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ANNEXURE-A-3

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Patanjali sells over 25 lakh Coronil kits worth Rs crore in four months

**evidence-based ayurvedic medicine for COVID-19**



Yoga guru Baba Ramdev's Patanjali Ayurved sold more than 25 lakh Coronil kits in four months since launch. The controversial Ayurvedic formula, initially marketed as a cure for the coronavirus infection, saw massive demand both in India and abroad.

Yoga guru Ramdev's herbal medicine company on June 23 claimed to have discovered a cure for the coronavirus in two Ayurved-based medicines - Coronil and Swasari - curing the high fever disease within seven days.

According to an India Today report, the Coronil kit recorded sales worth Rs 250 crore in four months, that is in four months since its launch.

**COVID-19 Vaccine**

**Frequently Asked Questions**

A vaccine works by mimicking a natural infection. A vaccine not only induces immunity to protect people from any future COVID-19 infection, but also helps quickly build herd immunity to put an end to the pandemic. Herd immunity occurs when a sufficient percentage of a population becomes immune to a disease, making the spread of disease from person to person unlikely. The good news is that SARS-CoV-2 virus has been fairly stable, which increases the viability of a vaccine.

There are broadly four types of vaccine - one, a vaccine based on the whole virus (that is either inactivated, or an attenuated [weakened] virus vaccine); two, a non-replicating vector vaccine that uses a benign virus as vector that carries the antigen of SARS-CoV-2; three, nucleic acid vaccines that have genetic material like DNA and RNA of antigens like spike protein; and four, protein subunit vaccine wherein the recombinant proteins of SARS-CoV-2 along with an adjuvant (booster) is given as a vaccine.

Vaccine development is a long, complex process. Unlike drugs that are given to people with a disease, vaccines are given to healthy people and also to vulnerable sections such as

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time.

Of the 25 lakh kits that were sold, some were purchased online, some through direct and general marketing, and others through Patanjali's various dispensaries and outlets spread across India and abroad.

The Divya Swasari Coronil kit was launched by Patanjali Ayurved on June 23 and had been embroiled in controversies soon after for being marketed as a COVID-19 cure. After the Ministry banned Patanjali from marketing Coronil as a cure for coronavirus, Baba Ramdev's company quickly backtracked on its miracle cure claim and started selling the kit as a booster.

Coronil continues to be sold and advertised as an immunity booster and not a cure for coronavirus infection.

In June, AYUSH Ministry directed Patanjali Ayurved to stop advertising or publicising related to their new coronavirus medicine till the issue is duly examined.

Following this, Rajasthan and Maharashtra governments banned sale of Coronil in their states.

Maharashtra Home Minister Anil Deshmukh took to Twitter on June 25 to warn Patanjali from selling the 'spurious medicine' in the state until the National Institute of Medicines in Jaipur ascertained if any clinical trials were conducted before Coronil was launched.

The Madras High Court on August 6 ordered Patanjali Ayurved to stop using 'Coronil' for its 'immunity-boosting' products.

Dailyhunt

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Monday, 02 Nov, 6.41 pm

**Money Control****Patanjali sells over 25 lakh Coronil kits worth Rs crore in four months**

*The controversial Ayurvedic formula Coronil, which was initially marketed as a cure for the novel coronavirus infection, saw massive demand both in India and abroad, clocking sales worth Rs 250 crore in just four months*

Yoga guru Baba Ramdev's Patanjali Ayurved sold more than 25 lakh Coronil kits in four months since launch. The controversial Ayurvedic formula, initially marketed as a cure for the novel coronavirus infection, saw massive demand both in India and abroad.

Yoga guru Ramdev's herbal medicine company on June 23 claimed to have discovered a cure for coronavirus in two Ayurved-based medicines – Coronil and Swasari – curing the highly contagious disease within seven days.

According to an India Today report, the Coronil Kit recorded sales worth Rs 250 crore till October 18, that is in four months since its launch.

A vaccine works by mimicking a natural infection. A vaccine not only induces immunity to protect people from any future COVID-19 infection, but also helps quickly build herd immunity to put an end to the pandemic. Herd immunity

occurs when a sufficient percentage population becomes immune to a disease, making the spread of disease from person unlikely. The good news is that SARS-CoV-2 virus has been fairly stable, which increase viability of a vaccine.

There are broadly four types of vaccine - one, a vaccine based on the whole virus (the either inactivated, or an attenuated [weakened] virus vaccine); two, a non-replication vaccine that uses a benign virus as vector that carries the antigen of SARS-CoV-2; three acid vaccines that have genetic material like DNA and RNA of antigens like spike pro a person, helping human cells decode genetic material and produce the vaccine; an protein subunit vaccine wherein the recombinant proteins of SARS-COV-2 along with (booster) is given as a vaccine.

Vaccine development is a long, complex process. Unlike drugs that are given to people diseased, vaccines are given to healthy people and also vulnerable sections such as time.

Of the 25 lakh kits that were sold, some were purchased online, some through direct marketing and general marketing, and others through Patanjali's various dispensaries and medical centres spread across India and abroad.

The Divya Swasari Coronil kit was launched by Patanjali Ayurved on June 23 and had got embroiled in controversies soon after for being marketed as a COVID-19 cure. After the AYUSH Ministry banned Patanjali from marketing Coronil as cure for coronavirus, Baba Ramdev's company quickly backtracked on its miracle cure claim and started selling the kit as an immunity booster.

Coronil continues to be sold and advertised as an immunity booster and not a cure for the novel coronavirus infection.

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Following this, Rajasthan and Maharashtra governments banned sale of Coronil in respective states.

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The Madras High Court on August 6 ordered Patanjali Ayurved to stop using 'Coronil' branding for its 'immunity-boosting' products.

The order came in a trademark infringement case filed by Chennai-based Ardura Engineering Pvt proceedings against Patanjali.

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## Patanjali Sells More Than 2.5 Million Coronil Kits in 4 Months, Profits Cross Rs 250 Crore

Launched on June 23, Patanjali received severe backlash for promoting Coronil as a drug to cure coronavirus.

Published: November 2, 2020 2:14 PM IST

By Sharmila Kar



Earlier last year, Patanjali had claimed that its Ayurvedic medicine 'coronil' can cure coronavirus infection.

**New Delhi:** Yoga guru Ramdev's Patanjali Ayurved has sold around 2.5 million Coronil kits grossing at Rs 250 crore in four months since its launch amid the pandemic, the company's official data said on Monday. Swasari Coronil kit, an Ayurvedic immunity booster, was initially launched as a cure for the coronavirus infection. Also Read - After Bhutan, Now Nepal Stops Distribution Of Coronil Kits Gifted By Patanjali Group

Dated on October 18, Patanjali sold a total of 25 lakh Coronil kits online, via direct marketing, at general stores and through the company's dispensaries and medical centres in India and abroad. Also Read - HC Issues Summons to Baba Ramdev Over Plea on False Info About Coronil Kit

Launched on June 23, Patanjali received severe backlash for promoting Coronil as a drug to cure coronavirus. The company had claimed to have shown 100 per cent favourable results during clinical trials on COVID-19 patients, except those on a life support system. Also Read - Yogi Adityanath, Baba Ramdev to be Part of THIS Varsity's Curriculum Soon

The AYUSH Ministry pulled up on its trials and sought all information, putting a brief ban on the advertisements. Subsequently, Patanjali backtracked and changed its promotion for Coronil as an "immunity booster".

The AYUSH ministry later permitted the firm to sell Coronil as long as it is not advertised as a coronavirus 'cure'.

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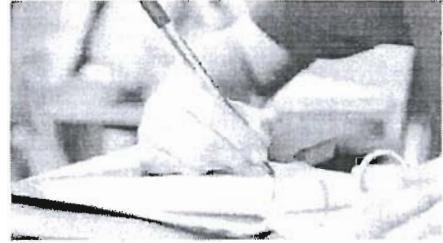
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**TRUE TYPED COPY****India.com****Patanjali Sells More Than 2.5 Million Coronil Kits in 4 Months, Profits Cross Rs 250 Crore**

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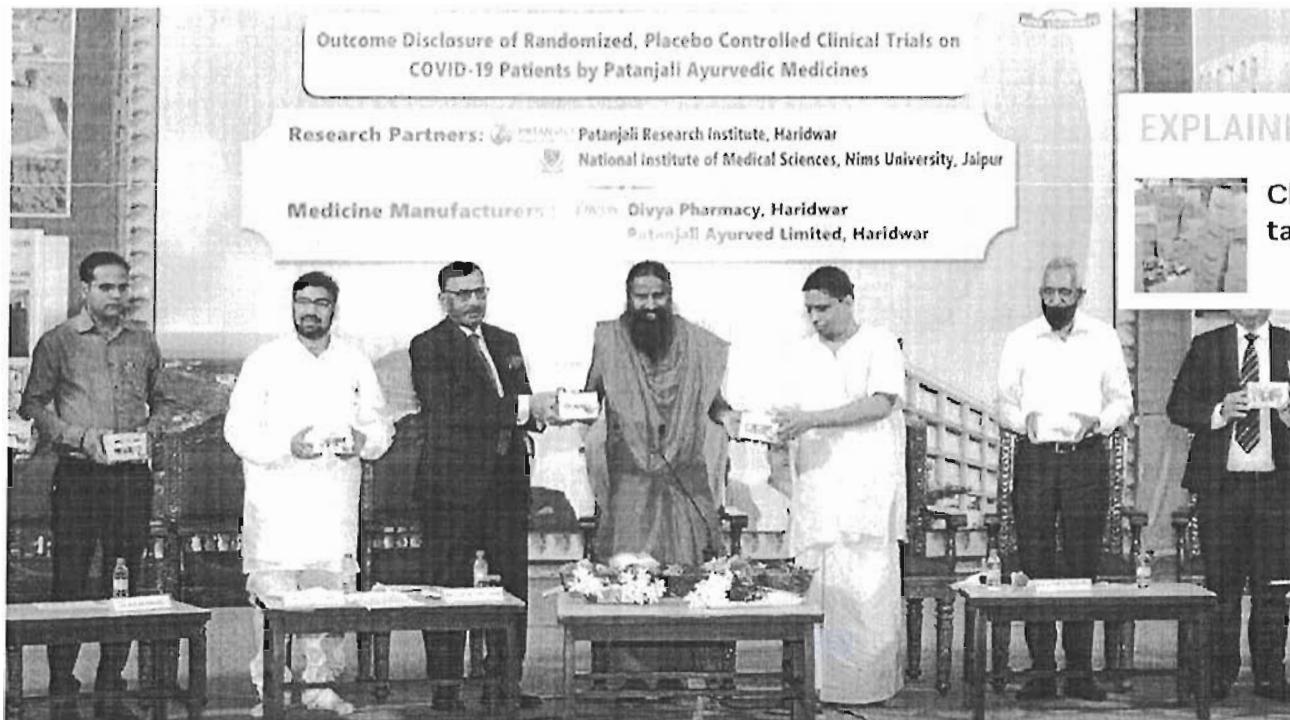
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# AYUSH Ministry asks Ramdev to explain Covid-19 medicine claim, stop advertising Coronil, Swasari Vati and Anu Taila

Patanjali Coronavirus (Covid-19) Medicine: The ministry has also requested the Uttarakhand State Licensing Authority to provide copies of the license and product approval details of the Ayurvedic medicines which the company has claimed will treat Covid-19.

By: [Express News Service](#) | New Delhi |

Updated: June 24, 2020 10:55:32 am



Ramdev said the medicines can be ordered online through a mobile app from next Monday. (Source: Twitter/PypAyurved)

Yoga guru Ramdev's Patanjali Ayurved Ltd on Tuesday launched what they claimed was the first Ayurvedic medicine to cure Covid-19. However, the AYUSH Ministry has sought details about the medicine and has directed Patanjali and Ramdev to stop advertising such claims.

At the launch in Haridwar, Ramdev claimed that 'Coronil tablet', 'Swasari Vati' and 'Anu Taila' had shown "100 per cent favourable results" during clinical trials on Covid-19 patients. He claimed that a clinical controlled study was done in Delhi, Ahmedabad, Meerut and other cities. During the trial, he claimed, 69 per cent patients recovered in 3 days, while the recovery rate over a period of seven days was 100 per cent.

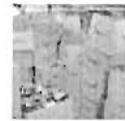
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Taking cognizance of the news, The AYUSH Ministry in a statement said, "Facts of the claim and details of the stated scientific study are not known to the Ministry."

The statement says that Patanjali Ayurved Ltd has been asked to provide at the earliest the details of the name and composition of the medicines being claimed will treat Covid-19; the site(s)/hospital(s) where the research study was conducted; protocol, sample size, Institutional Ethics Committee clearance, CTRI registration and results data of the study(ies) and to stop advertising/publicising such claims till the issue is duly examined.



Ramdev claimed '100 per cent recovery rate in 7 days' (Twitter/PynAyurved)

The ministry also announced the 100-bed COVID-19 hospital in the city.

The ministry has also requested the Uttarakhand State Licensing Authority to provide copies of the license and product approval details of the Ayurvedic

medicines which the company has claimed will treat Covid-19.

[Read | Social media reacts with memes after Ayush Ministry stops ads for](#)

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“I would like to inform that the following activities are tantamount to contravention

or product manufacturing about COVID19 control,” the circular, signed by AYUSH Ministry Additional Secretary Pramod Kumar Pathak stated.

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EXPLAINED

The ministry also directed that “a warning may be issued and if not comj week time, FIR may be filed in blatant cases of violation”.



Cloudtail Ind tax case

During the launch Tuesday, Ramdev also claimed that the medicine, manufactured by Haridwar-based Divya Pharmacy and Patanjali Ayurved Ltd, is the result of a joint research of Patanjali Research Institute and National Institute of Medical Sciences and Research, NIMS University, Jaipur.

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NIMS University chairman Balbir Tomar said all the parameters of research were followed.— **With ENS, Delhi.**

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**The Indian Express**

**AYUSH Ministry asks Ramdev to explain COVID-19 medicine claim,  
stop advertising Coronil, SwasariVati and AnuTaila**

By: Express News Service | New Delhi |

Updated: June 24, 2020 10:55:32 am

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On June 2, the AYUSH Ministry had issued a circular to the principal secretaries of all states to take necessary action “against instances of misleading information, fake claims and misbranding”.

“I would like to inform that the following activities are tantamount to contravention of legal provisions: false claims and publicising so called approval of research study or product manufacturing about COVID19 control,” the circular, signed by AYUSH Ministry Additional Secretary Pramod Kumar Pathak stated.

The ministry also directed that “a warning may be issued and if not complied in one week time, FIR may be filed in blatant cases of violation”.

During the launch Tuesday, Ramdev also claimed that the medicine, manufactured by Haridwar-based Divya Pharmacy and PatanjaliAyurved Ltd, is the result of a joint research of Patanjali Research Institute and National Institute of Medical Sciences and Research, NIMS University, Jaipur.

NIMS University chairman BalbirTomar said all the parameters of research were followed. —**With ENS, Delhi University, Jaipur.**

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## World

(<https://www.thehindubusinessline.com/news/world/>)

# WHO clarifies it hasn't reviewed or certified Coronil for Covid-19 treatment

Prashasti Awasthi (<https://www.thehindubusinessline.com/profile/author/Prashasti-Awasthi-132679/>) Mumbai | Updated on February 21, 2021

(mailto:?)

subject=WHO%20clarifies%20it%20hasn't%20reviewed%20or%20certified%20Coronil%20for%20Covid-19%20treatment



Yog Guru Swami Ramdev with Union Minister of Road Transport and Highways Nitin Gadkar and Union Minister for Health and Family Welfare Dr. Harshvardhan and Achariya Balakrishna at the launch of the first evidence-based medicine for Covid-19

The World Health Organization (WHO) clarified in a tweet that it has not reviewed or certified the efficacy of Patanjali's Covid-19 vaccine.

This comes as Patanjali Ayurved claimed that its Coronil medicine, which was earlier vouched as an immunity booster, received certification from Ayush Ministry as per WHO's certification scheme. 89

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(<https://www.thehindubusinessline.com/portfolio/technical-analysis/nifty-call-consider-fresh-long-positions-with-fixed-stop-loss-on-rally-above-15830/article34828464.ece>)

WHO's regional office for South-East Asia posted on its official Twitter handle, "@WHO has not reviewed or certified the effectiveness of any traditional medicine for the treatment #Covid19."

Patanjali Ayurveda managing director Acharya Balkrishna also took to Twitter and revealed that the Goods Manufacturing Practice (GMP) compliant Certificate of Pharmaceutical Product (CPP) to Coronil has been given by the Drugs Controller General of India (DCGI), as per previous reports.



Patanjali's Coronil gets Ayush Ministry certification as per WHO scheme

"It is clear that WHO does not approve or disapprove any drugs," Balkrishna's tweet added. He further stated that Patanjali was "clarifying to avoid confusion."

(<https://www.thehindubusinessline.com/news/world/who-clarifies-it-hasnt-reviewed-or-certified-coronil-for-covid-19-treatment/article33893901.ece>) On Friday, Patanjali had claimed that its Coronil is the first of its kind 'evidence-based' medicine that can protect people from coronavirus.

The launch of Coronil was attended by union health minister Harsh Vardhan and transport minister Nitin Gadkari in the presence of Patanjali Ayurved promoter Baba Ramdev.

"Coronil has received the Certificate of Pharmaceutical Product (CoPP) from the Ayush section of Central Drugs Standard Control Organization as per the WHO certification scheme," Patanjali had announced in a statement.

The company had further claimed that under the Certificate of Pharmaceutical Product (CoPP), Coronil can be exported to 158 countries.

It had also stated that the Ministry of Ayush has recognized Coronil as a "supporting measure in Covid-19."

Earlier in July 2020, the company had made claims that its vaccine could provide strong protection against the coronavirus. Later, the Ayush Ministry released a statement stating that Coronil can be sold only as an immunity booster and not as a cure.

Published on February 21, 2021

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**TRUE TYPED COPY**

The Hindu – Business Line, Published on February 21<sup>st</sup>, 2021, journalist -  
Prashasti Awasthi

LINK - (<https://www.thehindubusinessline.com/profile/author/Prashasti-Awasthi-132679/>)

**WHO clarifies it hasn't reviewed or certified Coronil for Covid-19**

**treatment**

~Prashasti Awasthi

The World Health Organization (WHO) clarified in a tweet that it has not reviewed or certified the efficacy of Patanjali's Covid-19 vaccine. This comes as Patanjali Ayurved claimed that its Coronil medicine, which was earlier vouched as an immunity booster, received certification from Ayush Ministry as per WHO's certification scheme.

WHO's regional office for South-East Asia posted on its official Twitter handle, "@WHO has not reviewed or certified the effectiveness of any traditional medicine for the treatment #Covid19."

Patanjali Ayurveda managing director Acharya Balkrishna also took to Twitter and revealed that the Goods Manufacturing Practice (GMP) compliant Certificate of Pharmaceutical Product (CPP) to Coronil has been

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# Business Today

Wednesday, June 16, 2021 | Updated 14:38 IST

ANNEXURE - A-Z

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MARKETS MONEY INDUSTRY TECH OPINION PHOTOS VIDEOS MAGAZINE

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## Patanjali clarifies on Coronil efficacy as WHO says it's 'not certified'

In a tweet, the WHO South-East Asia wrote, 'WHO has not reviewed or certified the effectiveness of any traditional medicine for the treatment of COVID-19'

BusinessToday.In | February 22, 2021 | Updated 08:35 IST



Patanjali had introduced Ayurveda-based Coronil on June 23 last year, when the pandemic was at its peak

### MORE FROM THE AUTHOR



Another day, another hike: Petrol, diesel prices at all-time high, check out rates



Twitter reveals what's holding it back from complying with new IT rules

Yoga guru Ramdev's 'Coronil kit', which sparked massive debate over its efficacy to prevent coronavirus last year, has once again run into controversy. Although this time the AYUSH ministry has approved Patanjali Ayurved's Coronil for the treatment of coronavirus, the World Health Organisation has sidelined itself.

In a tweet, the WHO South-East Asia wrote, "WHO has not reviewed or certified the effectiveness of any traditional medicine for the treatment of COVID-19". The statement came after, at the launch event of Coronil kit, Patanjali said, "Coronil has received the Certificate of Pharmaceutical Product (CoPP) from the Ayush section of Central Drugs Standard Control Organisation as per the WHO certification scheme."

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Man with yellow, black and white fungus dies in  
Ghaziabad

WHO has not reviewed or certified the effectiveness of any traditional medicine for the treatment #COVID19.

WHO South-East Asia (@WHOSEARO)  
February 19, 2021

This meant the Coronil kit, which comprises three kinds of different ayurvedic medicines, holds a certificate of a pharmaceutical product (CoPP) and is recognised by the World Health Organisation's Good Manufacturing Practices (GMP). Both these standards define quality assurance in medicinal products.

Under the CoPP, Coronil can now be exported to 158 countries, Patanjali claimed.

Besides, in the grand launch event, where Union Health Minister Dr Harsh Vardhan and Union Transport Minister Nitin Gadkari were also present, the product was billed by the company as the "first evidence-based medicine for COVID-19".

Now as the WHO rejected the claims, Patanjali CEO Acharya Balkrishna has made a clarification on Twitter. He wrote, "We want to clarify to avoid confusion that our WHO GMP compliant COPP certificate to Coronil is issued by DCGI, Government of India".

Balkrishna also added that "WHO does not approve or disapprove any drugs. Instead, it works for building better and healthier future for people all over the world".



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Govt to provide pension to families who lost earning member to COVID-19



COVID-19 restrictions: Kerala extends lockdown till June 9



UP board scraps class 10 exams, proposes abridged version for class 12 in July



Gadkari calls for reducing usage of steel, cement in constructing roads, bridges

**MORE**

We want to clarify to avoid confusion that our WHO GMP compliant COPP certificate to Coronil is issued by DCGI, Government of India.

It is clear that WHO do not approve or disapprove any drugs.

WHO works for building a better, healthier future for people all over the world.

[pic.twitter.com/ZEDPdWyotg](https://pic.twitter.com/ZEDPdWyotg)

Acharya Balkrishna (@Ach\_Balkrishna)  
February 19, 2021

Patanjali had introduced Ayurveda-based Coronil on June 23 last year, when the pandemic was at its peak. The company had to face severe criticism as the kit lacked scientific evidence regarding its efficacy.

Story in  
Audio

However, at that time, the union Ayush ministry brushed aside Patanjali's claim and categorised the medicine as an "Immuno booster". Ayush ministry also ordered Patanjali Ayurveda to halt advertisements of Coronil kit, claiming to prevent COVID-19.

Facts of the claim and details of the stated scientific study are not known to the Ministry and complete details of the supposed medicines have been sought, AYUSH said in a statement. The ministry allowed the medicine to enter into the market only as an 'immuno booster product', and not as medicine for coronavirus.

But now the ministry has recognised Coronil as medicine for "supporting the measure in COVID-19" treatment, Ramdev said.

"Study on the impact of Coronil on COVID has already been published in leading journals," Ramdev said, adding "it would work not only for treatment, prevention and cure of COVID but also help in after-effects". The yoga guru also claimed that Coronil medicines will also work against asymptomatic, symptomatic and severe (cases) also.

Meanwhile, as an immuno booster, Coronil has received a huge positive response from the customers, baba Ramdev has claimed. He said, "It received a huge response despite all controversies. We have data which suggests that more than one crore people have consumed it". Patanjali spokesperson S K Tijarawala said Coronil has done a business of Rs 500 crore in the last seven months.

After Coronil, Patanjali now plans to introduce more ayurvedic medicines, backed with scientific evidence and certification, Ramdev said.

Also read: 89% want reduction in central tax on fuel price: LocalCircles survey

Also read: Piyush Goyal dedicates 88 Railway projects to nation worth Rs 1,000 crore

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Tags: Coronil Kit | Patanjali Coronil Kit

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Story in  
Audio

TRUE TYPED COPY

Business Today, Published on 16<sup>th</sup> June, 2021,

**Patanjali clarifies on Coronil efficacy as WHO says it's 'not certified'**

In a tweet, the WHO South-East Asia wrote, 'WHO has not reviewed or certified the effectiveness of any traditional medicine for the treatment of COVID-19'

Yoga guru Ramdev's 'Coronil kit', which sparked massive debate over its efficacy to prevent coronavirus last year, has once again run into controversy. Although this time the AYUSH ministry has approved Patanjali Ayurved's Coronil for the treatment of coronavirus, the World Health Organisation has sidelined itself.

In a tweet, the WHO South-East Asia wrote, "WHO has not reviewed or certified the effectiveness of any traditional medicine for the treatment of COVID-19". The statement came after, at the launch event of Coronil kit, Patanjali said, "Coronil has received the Certificate of Pharmaceutical Product (CoPP) from the Ayush section of Central Drugs Standard Control Organisation as per the WHO certification scheme."

This meant the Coronil kit, which comprises three kinds of different ayurvedic medicines, holds a certificate of a pharmaceutical product (CoPP) and is recognised by the World Health Organisation's Good Manufacturing

Practices (GMP). Both these standards define quality assurance in medicinal products.

Under the CoPP, Coronil can now be exported to 158 countries, Patanjali claimed.

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Now as the WHO rejected the claims, Patanjali CEO Acharya Balkrishna has made a clarification on Twitter. He wrote, "We want to clarify to avoid confusion that our WHO GMP compliant COPP certificate to Coronil is issued by DCGI, Government of India".

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After Coronil, Patanjali now plans to introduce more ayurvedic medicines, backed with scientific evidence and certification, Ramdev said.

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Z-28020/175/2021-DC

Government of India

Directorate General of Health Services  
Central Drugs Standard Control Organisation  
(RTI CELL)

ANNEXURE A-8

HSG

(713)  
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FDA Bhawan, Kotla Road,  
New Delhi

Date: 12/03/21

To,

Sh. Jayesh Manohar Lele  
Indian Medical Association, Indraprashta Marg,  
IP Estate, New Delhi – 110002

Sub: Information under RTI Act, 2005 -Reg.

Indian Medical Associations  
I.M.A. HOUSE, I.P. MARG  
New Delhi

18 MAR 2021

Diary No. 2126

Sir,

Please refer to your RTI application No. IMA/HSG/17/511 dated 23-02-2021 received in this office on 24.02.2021, regarding information under RTI Act, 2005.

In this regard, the reply is as under:

**Point No. 01 to 03:**

Ayurvedic drugs are regulated under the provisions of Drugs & Cosmetics Act, 1940 and Rules, 1945. License for manufacture for sale of Ayurvedic drugs is granted by respective State Licensing Authorities appointed by respective State Governments under Rule 152 of Drugs & Cosmetics Rules, 1945.

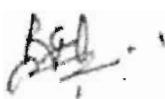
Hence applicant may approach to concerned SLA for requisite information.

This office has not issued any certificate/permission for the use of 'Coronil' in treatment of COVID-19. However, as per the WHO certification scheme, which is a scheme of Certification of Pharmaceutical Product (COPP) by National Regulatory Authority (NRA) for the purpose of international commerce i.e. for registration of products in foreign countries, CDSCO has issued Certification of Pharmaceutical Product (COPP) to M/s Divya Pharmacy Unit (II), Haridwar for their product Divya Coronil Tablet, after examination of their application in consultation with Ministry of AYUSH.

**Point No. 04:**

This office has no specific information to furnish. Further, your application has been transferred to Ministry of AYUSH under section 6(3) of RTI Act 2005.

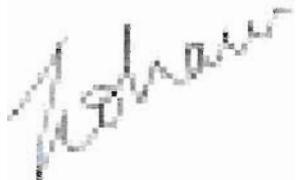
Yours Faithfully,

  
(Sushanta Sarkar)  
Assistant Drugs Controller (I) & CPIO

Copy to: CPIO, Ministry of Ayush, GPO Complex, AYUSH BHAWAN, B BI  
Delhi, Delhi 110023..... for providing available information directly to the

Address of first appellate authority is as below:

Sh. A. K. Pradhan,  
Deputy Drugs Controller (India),  
FDA Bhawan, Opp. Mata Sundri College,

  
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*ANEXURE-A-9*

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DATE	STATEMENT	FORUM	SOURCE
23.06.2020	“Coronil” “SwasariVati” and “Anu Taila” have a recovery rate of 100% and death rate of 0% against Covid-19.	Interview given by Ramdev to “ET Now”.	<a href="https://www.youtube.com/watch?v=L6cCEtWgMqc">https://www.youtube.com/watch?v=L6cCEtWgMqc</a>
01-01-2021	“Immunity from vaccine would only work for 6 months or a year. The immunity developed from yoga would be permanent.”	Interview given to “News India 18.”	<a href="https://www.youtube.com/watch?v=tNP20IgWLQI">https://www.youtube.com/watch?v=tNP20IgWLQI</a>
13-01-2021	“I will not take vaccine as I do not need it”.	Aastha Channel	<a href="https://www.youtube.com/">https://www.youtube.com/</a>

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	<i>dying on ventilators.</i>		<a href="https://www.dailymotion.com/video/x7zeve8">watch?app=desktop&amp;v=W_NvqQ5C-xY</a>
19-02-2021	<i>“The first medicine of COVID-19 was made by Patanjali...”</i>	Interview given by Ramdev to the Channel “News Nation”	<p><i>“We took permission from DCGI and an entire team of WHO came and gave us permission to market more than 100 products in more than 150 countries”</i></p> <p>Ramdev further used the term “allopathic terrorism”, “Drug Mafia”</p>

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08-05-2021	for medical practitioners.	Ramdev mocked patients in dire need of oxygen and called them crazy.	Program on Aastha TV.	<a href="https://www.youtube.com/watch?v=LG6pmZ8kNPw">https://www.youtube.com/watch?v=LG6pmZ8kNPw</a>
		He further claimed that: -  <i>"I have treated patients whose blood oxygen levels went up to 70-80 simply by making them do Bhastrika, Kapaal Bharati and amulom-vilom for one hour and got their blood oxygen level to 99-100"</i>		

19-05- 2021	<p>“<i>Allopathy is a stupid science, it's a Tamasha. Remidicivir, fabiflu failed.</i>”</p> <p>“<i>Allopathic medicines are the reason for the demise of lakhs of people.</i>”</p>	Press Conference	<a href="https://www.youtube.com/watch?v=Aqe3KgO4UyQ">https://www.youtube.com/watch?v=Aqe3KgO4UyQ</a>
21-05-2021	<p>“<i>1,000 doctors have died even after getting the two shots of the COVID-19 vaccine, it is yesterday's news...if they could not even save themselves what kind of 'doctory' is this...if you want to be a doctor, be a doctor like Swami</i></p>	Aastha Channel	Video removed

	<p><i>Ramdev who has no degree and is everyone's doctor. Without any degree, with divinity and dignity, I am a doctor. "</i></p>	
26-05-2021	<p>While responding to the demands by doctors to initiate criminal prosecution against Ramdev:</p> <p><i>"even their father cannot arrest Swami Ramdev"</i></p>	<p><a href="https://www.youtube.com/watch?v=-z9Ef-9dpOE">https://www.youtube.com/watch?v=-z9Ef-9dpOE</a></p>

*(True copy)*

IN THE HON'BLE DELHI HIGH COURT AT NEW  
DELHI

## ORIGINAL CIVIL JURISDICTION

CS(OS) NO. OF 2021

IN THE MATTER OF:

DELHI MEDICAL ASSOCIATION

...PLAINTIFF

VERSUS

RAM KISHAN YADAV AND ORS.

...DEFENDANTS

SUIT FORMAT

NATURE OF THE MATTER: Suit for Declaration, Mandatory, Perpetual Injunction and rendition of accounts

STATUTES INVOKED: Code of Civil Procedure, 1908

Specific Relief Act, 1963

INTERLOCUTORY APPLICATIONS

S.NO.	FILED BY <b>PLAINTIFF</b>	PROVISION <b>OF LAW</b>	NATURE
1.	PLAINTIFFS	APPLICATION UNDER ORDER XXXIX, RULE 1&2 READ WITH SECTION 151 CPC, 1908	EX PARTE AD- INTERIM INJUNCTION.

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3.	PLAINTIFF	APPLICATION UNDER SECTION 149 READ WITH SECTION 151 CPC, SEEKING EXEMPTION FROM PAYING COURT AND PROCESS FEE AND FILING NOTARISED AFFIDAVIT	EXEMPTION FROM FILING NOTARISED AFFIDAVIT AND PAYMENT OF COURT FEES AND PROCESS FEES DURING THE PERIOD OF LOCKDOWN
4.	PLAINTIFFS	APPLICATION UNDER SECTION 151 OF THE CPC, EXEMPTION FOR FILING ORIGINAL DOCUMENTS	EXEMPTION FROM FILING ORIGINAL DOCUMENTS AND LEAVE TO FILE DIM COPIES

COUNSEL FOR THE PLAINTIFF

**(ANKUR MAHINDRO)**  
Advocate  
(D-699/2002)

Partner | Kred-Jure  
Advocates & Legal Consultants  
W-41, Greater Kailash-II,  
New Delhi – 110 048.  
Email ID: [ankur.mahindro@kred-jure.in](mailto:ankur.mahindro@kred-jure.in)  
Mobile No. +91-9891051888

NEW DELHI  
DATE: 31.05.2021

IN THE HON'BLE DELHI HIGH COURT AT NEW  
DELHI

ORIGINAL CIVIL JURISDICTION

CS(OS) NO. OF 2021

**IN THE MATTER OF:**

DELHI MEDICAL ASSOCIATION

...PLAINTIFF

VERSUS

RAM KISHAN YADAV AND ORS.

...DEFENDANTS

**URGENT APPLICATION**

Kindly treat the accompanying Civil Suit as urgent as the relief sought by the Plaintiff are urgent in nature. The Plaintiff also seeks an urgent ad-interim relief against the Defendants.

COUNSEL FOR THE PLAINTIFF

**(ANKUR MAHINDRO)**

Advocate

(D-699/2002)

Partner | Kred-Jure

Advocates & Legal Consultants

W-41, Greater Kailash-II,

New Delhi – 110 048.

Email ID: [ankur.mahindro@kred-jure.in](mailto:ankur.mahindro@kred-jure.in)

Mobile No. +91-9891051888

NEW DELHI

DATE: 31.05.2021

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**IN THE HON'BLE DELHI HIGH COURT AT NEW  
DELHI**

**ORIGINAL CIVIL JURISDICTION**

CS(OS) NO. OF 2021

**IN THE MATTER OF:**

DELHI MEDICAL ASSOCIATION

... PLAINTIFF

VERSUS

RAM KISHAN YADAV AND ORS.

... DEFENDANTS

**NOTICE OF MOTION**

Dear Sir(s),

Please note that the I made a mention for urgent listed of the accompanying civil suit and the same has been allowed to be listed on 02.06.2021. Complete scanned set of paper book is enclosed/supplied herewith via email, for necessary action

COUNSEL FOR THE PLAINTIFF

**(ANKUR MAHINDRO)**

Advocate

(D-699/2002)

Partner | Kred-Jure

Advocates & Legal Consultants

W-41, Greater Kailash-II,

New Delhi – 110 048.

Email ID: [ankur.mahindro@kred-jure.in](mailto:ankur.mahindro@kred-jure.in)

Mobile No. +91-9891051888

NEW DELHI

DATE: 31.05.2021

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**IN THE HON'BLE DELHI HIGH COURT AT NEW  
DELHI**

**ORIGINAL CIVIL JURISDICTION**

CS(OS) NO. OF 2021

**IN THE MATTER OF:**

DELHI MEDICAL ASSOCIATION

...PLAINTIFF

VERSUS

RAM KISHAN YADAV AND ORS.

...DEFENDANTS

**MEMO OF PARTIES**

**1. DELHI MEDICAL ASSOCIATION**

Through President,  
DMA House, Medical  
Association Road, Daryaganj,  
New Delhi – 110 002  
Email ID: [delhimedicalassociation@gmail.com](mailto:delhimedicalassociation@gmail.com),  
[info@delhimedicalassociation.com](mailto:info@delhimedicalassociation.com)

...PLAINTIFF

VERSUS

**1. RAM KISHAN YADAV**

Maharishi Dayanand Gram,  
Delhi-Haridwar National Highway,  
Near Bahadrabad, Haridwar,  
Uttarakhand – 249 405  
Email ID: [divyayoga@rediffmail.com](mailto:divyayoga@rediffmail.com),  
[info@divyayoga.com](mailto:info@divyayoga.com)

...DEFENDANT NO. 1

**2. VEDIC BROADCASTING LIMITED**

Office at 6A, Sandesh Nagar,  
Kakhal Haridwar, Uttar Pradesh – 249 408  
Email ID: [mohit.mishra@patanjaliayurved.org](mailto:mohit.mishra@patanjaliayurved.org);  
[contact@aasthatv.co.in](mailto:contact@aasthatv.co.in)

...DEFENDANT NO. 2

**3. FACEBOOK INC.**

Office at Facebook Headquarters,  
1, Hacker Way Menlo Park,  
CA 94025, USA

Email ID: [legal@facebook.com](mailto:legal@facebook.com),  
[subpoena@facebook.com](mailto:subpoena@facebook.com)

...DEFENDANT NO. 3

**4. GOOGLE LLC.**

Office at 1600 Amphitheatre Parkway,  
Mountain View, CA 94043, USA

Email ID: [google-legal-support@google.com](mailto:google-legal-support@google.com);  
[Support-in@google.com](mailto:Support-in@google.com), [uslawenforcement@google.com](mailto:uslawenforcement@google.com),  
[legal@support.youtube.com](mailto:legal@support.youtube.com)

...DEFENDANT NO. 4

**5. TWITTER INC.**

1355, Market St. #900,  
San Francisco, California  
94103, United States

Email ID: [grievance-office-in@twitter.com](mailto:grievance-office-in@twitter.com),  
[Legalrequests@twitter.com](mailto:Legalrequests@twitter.com)

...DEFENDANT NO. 5

**6. ASHOK KUMAR/JOHN DOE**

...DEFENDANT NO. 6

COUNSEL FOR THE PLAINTIFF

**(ANKUR MAHINDRO)**

Advocate

(D-699/2002)

Partner | Kred-Jure

Advocates & Legal Consultants

W-41, Greater Kailash-II,

New Delhi – 110 048.

Email ID: [ankur.mahindro@kred-jure.in](mailto:ankur.mahindro@kred-jure.in)

Mobile No. +91-9891051888

NEW DELHI

DATE: 31.05.2021

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**IN THE HON'BLE DELHI HIGH COURT AT NEW  
DELHI**

**ORIGINAL CIVIL JURISDICTION**

CS(OS) NO. OF 2021

**IN THE MATTER OF:**

DELHI MEDICAL ASSOCIATION

...PLAINTIFF

VERSUS

RAM KISHAN YADAV AND ORS.

...DEFENDANTS

**LIST OF DATES**

1914	Plaintiff Society came into existence under the dynamic leadership of distinguished medical practitioners
March, 2020	The COVID-19 pandemic started gathering pace in India and the central government was constrained to impose a full fledged lockdown
June, 2020	The Defendant No. 1 launched 'Coronil' which according to him was a cure for COVID-19, he went to elaborate that the said medicine had 100% recovery rate within 3-7 days and 0% death rate.
23.06.2020	Ministry of AYUSH issued a statement asking the Patanjali companies to not publicise/advertise 'coronil' as a cure for COVID-19 and submit it for examination
07.01.2021	Ministry of AYUSH stated that 'coronil' may be used as a supportive measure on account of its core ingredients

19.02.2021	The Defendant No. 1 relaunched 'coronil' and started giving interviews claiming that it has been approved by the DGCI and WHO as a medicine for COVID-19 and it shall prevent people from getting infected from COVID-19, will treat COVID-19 and will also save from whatever post COVID complications arise
21.02.2021	The Director of Patanjali Ayurved Ltd. clarified that WHO had not certified 'coronil' and they had received the approval to trade 'coronil' between member states by the Union of India
24.02.2021	Ministry of AYUSH clarified that 'coronil' can only be marketed as a supplement in management of COVID-19 much like multi-vitamin pills
18.03.2021	An RTI response by the Directorate General of Health Services revealed that no certificate/permission for the use of 'coronil' in treatment of COVID-19 had been permitted
May, 2021	The Defendant No. 1 mocked the persons desperately searching for oxygen cylinders and insinuated that SPO2 levels around 70-80 can be remedied by way of Yoga Asan
17.05.2021	ICMR issued a tabular chart stating that any patient whose SPO2 is below should 90 should be admitted to the ICU
21.05.2021	The Defendant No. 1 attributed the deaths of lakhs of individuals to the intake of allopathy medicines

	Separately, the Defendant No. 1 claimed that a thousand doctors had died despite two doses of vaccine and cast aspersions on their capabilities
22.05.2021	Criminal Complaint against the Defendant No. 1 was launched by the President of the Plaintiff Society
23.05.2021	The Health Minister of the Union of India wrote to the Defendant No. 1 calling upon him to withdraw his statements
May, 2021	The Defendant No. 1 in a video stated that ' <i>nobody's father can arrest Swami Ramdev</i> '
	Hence the present Suit

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NEW DELHI  
 DATE: 31.05.2021

**IN THE HON'BLE DELHI HIGH COURT AT NEW  
DELHI**

**ORIGINAL CIVIL JURISDICTION**

CS(OS) NO. OF 2021

**IN THE MATTER OF:**

DELHI MEDICAL ASSOCIATION

...PLAINTIFF

VERSUS

RAM KISHAN YADAV AND ORS.

...DEFENDANTS

**SUIT FOR DAMAGES, PERMANENT AND MANDATORY  
INJUNCTION AGAINST THE DEFENDANTS**

**MOST RESPECTFULLY SHOWETH:**

1. The Plaintiff is constrained to invoke the jurisdiction of this Hon'ble Court in view of the misleading, false and whimsical statements by the Defendant, *inter alia*, misrepresenting the effects of 'coronil', mocking the patients/deceased affected with COVID-19; stating that lakhs of persons have died due to intake of allopathic medicines; spreading fears with respect to the Indian Vaccination program set in place by the Government of India; casting aspersions on the capabilities of doctors and medical professional across the Country and lowering the morale of the frontline workers across the Country.

**BRIEF INTRODUCTION OF PARTIES**

2. The Plaintiff is a Society registered under the Societies Registration Act, 1860, it is the State Branch of the Indian Medical Association. The Plaintiff came into existence in 1914 under the dynamic leadership of distinguished medical practitioners. The Plaintiff also has a DMA Nursing Homes &

Medical Establishment forum and all members of the Plaintiff Society who own a medical establishment i.e. hospitals, nursing homes, clinics or diagnostic centers are eligible to become members of the said forum. True copy of Memorandum & Bye Laws Rules of the Plaintiff Society are appended herewith and marked as **Document No. 1.**

3. The present Suit is being preferred by \_\_\_\_\_ who has been authorised by the resolution of the Governing Body of the Plaintiff Society dated \_\_\_\_\_.
4. The Objects of the Plaintiff Society are explicated in Article 3 of the Memorandum which states that the Society shall promote and advance medical and allied sciences to pursue the improvement of public health and medical education. The Society shall maintain the honour and dignity and to uphold the interests of the medical profession and others. The present Suit has been instituted on account of the furthering the objects of the Plaintiff Society as the Defendant No. 1 has sought to spread misinformation hampering public health and leaving a devastating effect on the medical profession.
5. The Plaintiff provides the biggest platform of doctors of modern medicine involved in the mass scale vaccination, health checkup camps, measles, pulse polio programmers, blood donation company, COVID-19 medicines and vaccination.
6. The Plaintiff currently has a membership of more than 15,000 medical practitioners who have practically dedicated their entire lives since the onset of COVID-19 in March, 2020 aiding and effectively tackling the COVID-19 Virus. These medical practitioners/frontline workers have been working tirelessly and without break for more than one year risking their lives on

a daily basis to ensure that lakhs of people recover from COVID-19 and minimize the possibility of any fatality.

7. The Defendant No. 1 is popularly known as ‘Baba/Swami Ramdev’ is a self-styled spiritual Guru and businessman. As per online Articles, the Defendant No. 1 co-founded Patanjali Ayurved Ltd. with his colleague in 2006 and owns a stake in the said company. (hereinafter referred to as “*the Company*”) The Defendant No. 1 on a daily basis does press conferences with the same company and its officials promoting their products and calling upon his followers to purchase the said products.
8. The Defendant No. 1 claims to have crores of followers across the World. Moreover, the Defendant No. 1 has a following of 2.4 million people on Twitter. Tens of thousands of people attend the yoga sessions conducted by him in Haridwar, Uttarakhand where he can be seen promoting the products of his company. The Defendant No. 1 has started various companies, associations, trusts, etc. and is a well-known personality.
9. The Defendant No. 1’s medical science association has been marred in controversies in the past decade where he and his company have been accused of misleading advertisements about its products and flimsy testing before being launched to the markets. Some products have also been banned from sales on account of them being of substandard quality and not meeting purity norms.
10. Defendant No. 2 is a Broadcasting Company which owns and manages the ‘Aastha Channel’ which broadcasts the sermons and yoga sessions of the Defendant No. 1. A majority of the false and misleading material that is impugned by way of the

present Suit is uploaded on the social media platforms of 'Aastha Channel'. It is not out of place to mention that the Defendant No. 2 is closely associated with the Defendant No. 1 and his Company, Patanjali Ayurveda Ltd.

11. Defendant No. 3-5 are intermediaries as defined by the Information Technology Act, 2000 and they run various social media platforms with millions of participants across the Country. The false and misleading material under question by way of the present Suit is being widely circulated on the platform of the said intermediaries.
12. Defendant No. 6 is Ashok Kumar/John Doe i.e. unknown individuals/ companies/ entities/ websites /associations incessantly sharing the said false and misleading material across the internet.

## **FACTUAL MATRIX**

13. The COVID-19 pandemic started gathering pace in India in March, 2020 wherein the Central Government was constrained to impose a full fledged lockdown for several months. Most of the Country was able to restrict themselves to their home in uncertain times wherein the extent, nature of COVID-19 was virtually unknown, however, medical practitioners/employees of hospitals/nursing homes were called to work during these uncertain times. Lakhs of these medical practitioners have been working since March, 2020 till date to tackle the COVID-19 pandemic performing an instrumental role in controlling the spread of the virus and minimizing fatalities by effective and immediate treatments.

14. On the date of filing the present Suit, the Country has had a total of 2.77 crores of reported infections, approximately 3.22 lakh people have lost their lives due to COVID-19. It is to be noted that the said number related to the infections and deaths reported, however, it is undisputed that the actual number of infections and deaths would be substantially higher. The second wave of COVID-19 in March, 2021 has brought on further complications such as extreme need of medical oxygen, the spread of black fungus, etc. and many medical professionals have predicted that a third wave shall be imminent in September, 2021.

15. It is also an admitted fact that across the world that although COVID-19 has no cure, however the fatal side effects and corresponding illness and issues have been to a large extent effectively tackled with the help of allopathic medicines.

16. The Central Government has been acting on a war footing to effectively deal with the COVID-19 pandemic in active participation with the respective State Governments. The Indian Council of Medical Research, (hereinafter referred to as "**ICMR**") being the nodal body designated for COVID-19 has on a regular basis been passing guidelines/circulars/information for effective treatment of COVID-19. It is not out of place to mention that on account of the mutations of COVID-19, the process of treatment is being robustly upgraded by the Government and ICMR in order to ensure that the best treatment is provided to the COVID-19 patients to ensure minimal fatalities and complications.

17. The Defendant No. 1 has been misleading the public since the onset of the COVID-19 and has recently made various misleading and false statements which have the propensity to

cause grave loss to not only the medical practitioners of the entire Country but also the fight against COVID-19 being undertaken by the entire nation and which are the subject matter of the present proceeding and are explicated below:

**A. FALSELY REPRESENTING ‘CORONIL’ AS A  
AYURVEDIC MEDICINE FOR COVID-19/CAN BE  
USED FOR TREATMENT OF COVID-19**

18. In June, 2020, the Defendant No. 1 launched the medicine made by his Company i.e. Patanjali Ayurveda Ltd. named ‘Coronil’ which according to him was a cure for COVID-19, he went to elaborate that the said medicine had 100% recovery rate within 3-7 days and 0% death rate. The URL of the said video: <https://www.indiatoday.in/india/video/coronil-patanjali-launches-ayurvedic-cure-for-covid-19-1691979-2020-06-23>

Transcription of the said video is appended herewith and marked as **Document No. 2**.

19. The Defendant No. 1 followed the press conference with a spate of interviews to TV Channels extolling the benefits of the purported cure and following backlash by thousands of medical practitioners, the Ministry of AYUSH, Union of India issued a statement whereby they stated that the Company had been asked to provide the details and composition of the medicine and other medical data as the facts of the claim and details of the stated scientific study are not known to the ministry. In addition to the same, the Company was asked to stop advertising/publicizing such claims till the issue is duly examined. True copy of Statement of the Ministry of AYUSH, Union of India dated 23.06.2020 is appended herewith and

marked as **Document No. 3**. The said statement of the Union Government immediately censored the Defendant No. 1 thereby providing no occasion for the Plaintiff Society to approach this Hon'ble Court.

20. Facing heavy public backlash, the Company in early July, 2020 stated that it never claimed that its medicine could cure the COVID-19 it simply stated that in the trials the COVID-19 patients got cured after consuming them. True copy of News article dated 02.07.2020 is appended herewith and marked as **Document No. 4**.

21. The Company and the Defendant No. 1 thereafter proceeded to propagate 'Coronil' as an immunity booster and on the basis of misleading the public into thinking that it is a cure for COVID-19 earned crores in revenues.

22. It is evident that in our Country where the literacy rate falls around 75%, it is easy to mislead the public into believing something that is not true and that is exactly what the Defendant No. 1 did by representing to the public his unsubstantiated statistics of recovery rate of 'coronil' and the fact that it could serve as a cure. On account of his following of crores, his followers and others lined up to purchase 'coronil' and the Defendant No. 1 and the Company profited from the said misrepresentation. True copy of news article dated 02.11.2020 is appended herewith and marked as **Document No. 5**.

23. By way of press conference held on 19.02.2021, the Defendant No. 1 relaunched the 'Coronil' Tablet stating that now infact it had been certified by the Drugs Controller General of India and the World Health Organisation. In an interview given to News Nation on 19.02.2021, the Defendant No. 1 stated: '*The first*

*medicine of COVID-19 was made by Patanjali... We took permission from DCGI and an entire team of WHO came and gave us permission to market more than 100 products in more than 150 countries...*

*The entire world is fixated on vaccination which is the prevention of Corona, after getting infected from corona, vaccine doesn't work. This is the prevention so that no one gets infected from corona. After getting infected from corona, coronil will work, will prevent from corona also, it is also a prevention and will also save from whatever post corona complications are there.*

*Earlier the drug authority had given to us the license of immuno booster, however, now the license given to us is corona medicine and WHO has given us license to sell in more than 150 nations...*

*We will give alternative to allopathy and fight the drug mafia and people spreading medical terrorism...'*

The URL of the said interview is:

<https://www.dailymotion.com/video/x7zeve8>

True copy of the transcription of the relevant portion of the said video is appended herewith and marked as **Document No. 6**.

24. The Plaintiff society also perused the letter by way of which the Ministry of AYUSH, Union of India stated that 'coronil' may be used as a supporting measure in COVID-19. It is clear that the said letter clearly states that the core ingredients are included in the National Clinical protocol for COVID-19 and therefore it may be used as a supporting measure. True copy of letter dated 07.01.2021 alongwith its true typed copy is appended herewith and marked as **Document No. 7**.

25. The Ministry of AYUSH's official in Uttarakhand has clarified that 'Coronil' can only be marketed as a supplement in management of COVID-19, much like Vitamin C, Zinc and other multi-vitamin pills. The 'immunity booster' classification of 'Coronil' had been upgraded to 'supportive treatment'. True copy of News Article dated 24.02.2021 is appended herewith and marked as **Document No. 8**.

26. Despite the express statement by the Ministry of AYUSH, the Defendant No. 1 has been promoting and advertising 'Coronil' as a medicine to tackle the COVID-19. *Prima facie* the statements made by the Defendant No. 1 in the abovesaid video are misleading and contrary to the certification granted to 'Coronil'. Yet again, the Defendant No. 1 seeks to make profit for himself and his company by misleading the public.

27. Infact, his remark of having got certification from the World Health Organisation, the same was clarified by Mr. Acharya Balkrishna, Director of the Company that it was the Central Drugs Standard Control Organisation who had granted the certificate and World Health Organisation does not approve any drugs. True copy of news article dated 21.02.2021 is appended herewith and marked as **Document No. 9**.

28. Importantly, the World Health Organisation certification granted by the Central Drugs Organisation pertains to trade in pharmaceutical products between member states and does not determine the efficacy/purity/standard of any drug.

29. The Indian Medical Association infact filed an RTI with the Directorate General of Health Services, Central Drugs Standard Control Organisation with regard to the license granted to 'Coronil' whereby they were expressly informed that '*This office has not issued any certificate/permission for*

*the use of 'Coronil' in treatment of COVID-19'* True copy of RTI response dated 18.03.2021 is appended herewith and marked as **Document No. 10.**

30. Infact even the website of the Company advertises the 'coronil' to be a COVID-19 immunity booster, however, the Defendant No. 1 gives interview after interview stating the same to be a COVID-19 medicine and how its even better than the vaccination being provided. True copy of the screenshot of the patanjali ayurved website is appended herewith and marked as **Document No. 11.**

31. Needless to state, that if a layman views the interviews given by the Defendant No. 1 and the press conferences convened by him, he represents that 'coronil' has been declared as a medicine for COVID-19, it will be understood that the said medicine shall help in tackling COVID-19 or curing it, infact the same is not true as it has been merely declared as a supplement for COVID-19 similar to multi-vitamin tablets.

#### **B. ATTRIBUTING THE DEATHS OF LAKHS OF INDIVIDUALS TO THE INTAKE OF MODERN SCIENTIFIC MEDICINES RECOMMENDED AND APPROVED BY ICMR GUIDELINES:**

32. In and around 21.05.2021, a video of the Defendant No. 1 was being widely circulated in and around social media platforms.

33. The said video is available at the URL:  
<https://www.youtube.com/watch?v=Aqe3KgO4UyQ>

True copy of the transcript of the said video is appended herewith and marked as **Document No. 12.**

34. It is made clear that the said video is not a single post, infact the said video has been widely posted on all major social media

platforms such as Twitter, Facebook, Instagram, Youtube, etc. gathering lakhs and lakhs of views.

35. In the said video, the Defendant No. 1 is seen reading a purported whatsapp forward wherein he states that allopathy is a 'stupid science' and major medicines such as remdisivir, fabiflu, plasma treatment, etc. (medicines being internationally acclaimed to somewhat tackle COVID-19) have failed. Thereafter, quite evidently, the Defendant No. 1 puts his phone down and states '*The lakhs of peoples have been died due intake of allopathy medicines. Whatever people who have died by not going to the hospitals, by not getting the oxygen, more people have died after getting oxygen and consuming allopathic medicines, steroid... This is the matter of pain that people are not understanding what to do. Therefore, the reason of death of lakhs of people is allopathy...*'

36. The said statement *prima facie* is misleading, backed by no substantiation/documentary evidence by the Defendant No. 1 who possesses no medical background or educational qualifications. The Defendant No. 1 is evidently a well known personality and has lakhs (if not crores) of followers who blindly follow what he says, the said statements linking the intake of allopathy medicines with deaths has the propensity of his followers/believers to reject the said allopathy medicines (which infact are the modern treatments for COVID-19 in line with the ICMR guideliens) which would be required to save their lives.

37. The Defendant No. 1 has brazenly made such misleading and unfortunate statements which have been widely circulated, viewed and downloaded across the State of NCT of Delhi and the same have demoralized not only the medical professionals

who are members of the Plaintiff Society but all the frontline workers.

38. The members of the Plaintiff Society were deeply affected by such false and misleading statements and the same compelled the President, Dr. GS Grewal, Delhi Medical Association to file a Criminal Complaint against the Defendant No. 1 with the Police Station, Daryaganj, New Delhi on 22.05.2021. However no action has been taken on the said complaint till date.

True copy of Criminal Complaint dated 22.05.2021 is appended herewith and marked as **Document No. 13.**

39. The gravity and the impact of the statement was such that the Hon'ble Health Minister of the Union Government addressed a letter to the Defendant No. 1 on 23.05.2021 stating, *inter alia*, that the country men are deeply hurt by his comments, he has disrespected the feelings of the corona warriors, millions of lives have been saved on account of allopathy medicines. True copy of the letter dated 23.05.2021 alongwith its translated copy is appended herewith and marked as **Document No. 14.**

40. Following the letter by the Hon'ble Health Minister, the Defendant No. 1 issued a statement dated 23.05.2021 through his Trust 'Patanjali Yogpeeth' stating that he has nothing against medical science or allopathy and justified his statement by stating that the same were the '*statement of an activist that I came across in Whatsapp and I am sorry if someone's feelings were hurt by reading the message*' and then he went on to list out his own achievements of purportedly saving crores of lives himself. True copy of letter dated 23.05.2021 along with its translated copy is appended herewith and marked as **Document No. 15.**

41. A cursory glance at the said letter makes it evident that the same neither has the Defendant No. 1 sought to withdraw his statements nor has he apologised for his remarks. Infact, he has sought to justify it by saying that he was reading a WhatsApp text which evidently is not true as the video makes it evident that for a minute he was reading something out of his mobile phone, however, the comments about lakhs of people dying due to intake of allopathic medicines was not read out of the phone and was infact made in order to mislead the public.

42. It is yet again made clear that the Plaintiff does not in any way deem to discourage the use of Ayurvedic Medicines, however, the Defendant No. 1 in order to profit is private venture has been on a crusade to defame allopathic medicines, medical practitioners and mislead his followers and the general public into thinking that allopathic medicines are resulting in fatalities. The *modus operandi* of the Defendant No. 1 is evident inasmuch as he seeks to convince people that they should shift to Ayurvedic medicines.

43. The Plaintiff Society by way of this Suit seeks to injunct the Defendant No. 1 from making such statements as it verily believes that such misrepresentations shall lead the general public into rejecting allopathic life saving medicines believing the statements of the Defendant No. 1 and the same shall result in an increase in the already exponential fatalities.

### **C. CASTING ASPERSIONS ON THE CAPABILITIES OF DOCTORS/MEDICAL PROFESSIONALS AND ON THE COVID-19 VACCINATION**

44. In another video released on the channel of the Defendant No. 2 on 21.05.2021, the Defendant No. 1 can be seen making fun of the fact that someone wanted to be a doctor and states that '*1,000 doctors have died after getting the two shots of the COVID-19 vaccine, it is yesterday's news...if they could not even save themselves what kind of 'doctory' is this...if you want to be a doctor, be a doctor like Swami Ramdev who has no degree and is everyone's doctor. Without any degree, with divinity and dignity, I am a doctor.*'

The URL for the said video:

<https://www.youtube.com/watch?v=-ZvKY7GG7wo>

True copy of the transcript of the said video is appended herewith and marked as **Document No. 16.**

45. The Indian Medical Association upon being informed of the said video addressed a representation to the Hon'ble Prime Minister of India dated 26.05.2021 requesting him to take action against the Defendant No. 1 for the false statements. They clearly stated that '*we lost 753 doctors in the first wave and 513 in the second wave. None in the first wave could receive the vaccine and the majority who had died in the second wave couldn't take their vaccine for various reasons.*'

True copy of news article dated 26.05.2021 is appended herewith and marked as **Document No. 17.**

46. The said video is false, misleading and casts aspersions on the capabilities of doctors for the said reasons:

- a. The Defendant No. 1 proceeds to mock the profession of the Doctors by laughing at the idea of someone becoming a Doctor;

- b. He misrepresents true facts by stating that a thousand doctors have died after taking two doses of vaccines without any substantiation;
- c. He insults all the frontline workers and medical practitioners who have dedicated their lives in ensuring that the maximum number of lives are saved of COVID-19 patients by making statements like they could not even save themselves;
- d. He creates an impression in the mind of the people that the vaccination is not as effective the number of people who have died after taking both the doses of vaccine is a thousand;
- e. On account of him being a well known personality having lakhs if not crores of followers, the said followers believe such statements which not only damages the reputation of doctors but also are reluctant to take vaccines as the same are represented to be ineffective;

47. The Indian Medical Association has expressly noted in their letter that only 0.06% of people who received both the vaccines doses got minimal infection by coronavirus and very rarely vaccinated people had a severe lung infection.

48. Therefore, it is evident the Defendant No. 1 is making baseless statements without any substantiation whatsoever. The *modus operandi* of the Defendant No. 1 is evident that by discouraging people to not take vaccines he thereafter misrepresents them into purchasing his ayurvedic medicines claiming that they shall tackle and prevent the virus.

#### **D. MOCKING PATIENTS IN NEED OF OXYGEN AND THE VICTIMS OF COVID-19 AND INDICATING TO RESOLVE ISSUES OF FALLING LEVELS OF SPO2 WITH YOGA ASANS**

49. Early in May, 2021 a video which was aired on the 'Aastha Channel' of the Defendant No. 2 wherein the Defendant No. 1 can be seen shockingly mocking the patients in dire need of oxygen. To put in context, this statement was made in the peak of the second wave of COVID-19 pandemic when thousands of people were dying each day and the entire country was in a gross need of medical liquid oxygen. He states that '*God has given oxygen to the entire universe, take it idiot, they are searching for cylinders outside, god has given you two cylinders (points to his nose), fill it, searching for cylinders (sarcastically)... People whose oxygen fell to 70-80, I asked them to do bhasrika, kapalbharti, anulom vilom for one hour and their oxygen reached to 98-100. But have faith, just dying, we are dying babajee (sarcastically), beds were in scarcity, hospitals are in scarcity, medicines are in scarcity, crematoriums are in scarcity for burning, have created negative atmosphere everywhere.*'

The URL of the said video:

[https://twitter.com/ranjivjaylive/status/1390704405230456835  
?ref\\_src=twsrc%5Etfw%7Ctwcamp%5Etweetembed%7Ctwterm%5E1390938137853980674%7Ctwgr%5E%7Ctwcon%5Es4  
&ref\\_url=https%3A%2F%2Fwww.tribuneindia.com%2Fnews%2Fnation%2Fin-video-ramdev-mocks-covid-victims-for-not-breathing-proper-249940](https://twitter.com/ranjivjaylive/status/1390704405230456835?ref_src=twsrc%5Etfw%7Ctwcamp%5Etweetembed%7Ctwterm%5E1390938137853980674%7Ctwgr%5E%7Ctwcon%5Es4&ref_url=https%3A%2F%2Fwww.tribuneindia.com%2Fnews%2Fnation%2Fin-video-ramdev-mocks-covid-victims-for-not-breathing-proper-249940)

Transcription of the said video is appended herewith and marked as **Document No. 18**.

50. The Joint Monitoring group constituted by the Ministry of Health & Family Welfare, Government of India comprising of AIIMS/ICMR has clearly stated by advisory dated 17.05.2021 wherein for patient SPO2 below 90%, the patient should be immediately admitted to the ICU. True copy of the ICMR Notification of 17.05.2021 is appended herewith and marked as **Document No. 19**.

51. A bare perusal of the said video makes it evident that the Defendant No. 1 has not only sought to mock the patients of COVID-19 pandemic in need of Oxygen, but has also indicated that instead of '*searching for cylinders*' they should try yoga asaans. The benefits of yoga are undisputed, however, to suggest that for SPO2 levels of 70-80, yoga will cure the oxygen needs is completely unscientific and baseless. Needless to state that yoga supplements medical oxygen and results in improvement of lung capacity, however, in view of unequivocal directives of the ICMR to admit patients to the ICU when their oxygen falls below 90, it is whimsical to suggest that a person should resort to yoga.

52. Seemingly innocuous statements could have wide ranging impacts wherein laymen believing the Defendant No. 1 could lose their lives in trying yoga instead of seeking urgent and immediate medical attention.

53. The Plaintiff Society has compiled a list of all available URLs where the said videos and videos substantially similar thereto are available and are being circulated for the convenience of this Hon'ble Court. The compilation of URLs is appended and marked as **Document No. 20**. In view of the emergency in

preferring the present Suit, the said URLs could not be extensively compiled and the Plaintiff Society seeks the leave of the Hon'ble Court to provide additional URLs as and when made available or informed to the Plaintiff Society.

54. Shockingly, in the backdrop of multiple criminal complaints being filed against him, and a possibility of arrest, the Defendant No. 1 brazenly stated '*nobody's father can arrest Swami Ramdev...*'. The URL of the said video: <https://www.youtube.com/watch?v=-z9Lf-9dpOE>  
Transcription of the said video is appended herewith and marked as **Document No. 21**.

55. The said individual believes that he is above the law and invincible such that he can go about making any statement that he wants and nobody has the power to arrest him.

56. The Plaintiff Society which comprises of thousands of medical practitioners and professionals is collectively aggrieved by the statements, misrepresentations, falsities of the Defendant No. 1. The members of the Plaintiff Society alongwith the medical practitioners of the entire country have surrendered their entire lives for the past 15 months to the Nation and have unwaveringly served the Indian public in order to ensure that the mortality rate of COVID-19 can be brought down the minimal possible level. The said doctors have worked every day for approximately 18 hours a day for the past 15 months without a break in order to ensure that not only the best treatment is provided to the public but also that the best possible medical advice can be provided to them in order to handle emergency situations arising due to COVID-19 such as falling levels of oxygen, etc. The doctors alongwith the Central and State Governments have implored the general public to get

themselves vaccinated and have repeatedly attempted to immediately bust falsities being circulated qua COVID-19 and its treatment which would have disastrous effects.

57. However, the conduct and the statements of the Defendant No. 1 have aggrieved the Plaintiff Society and the members that it represents who have seen these widely circulated videos who are residents of the State of NCT of Delhi inasmuch as the Defendant No. 1 has attempted to mislead the public by projecting 'coronil' as a medicine to treat COVID-19; the Defendant No. 1 has mocked the doctors by statements that they can't even save their own lives; the Defendant No. 1 has insinuated that the two shots of vaccines are not effective and infact 'coronil' would be better; Defendant No. 1 has suggested that SPO2 levels of around 70-80 can be cured by yoga asans and has simultaneously mocked the people desperately in search of cylinders.

58. The said videos which are being widely circulated, viewed and downloaded in the State of NCT of Delhi have not only collectively aggrieved the Plaintiff Society and its members and has also caused grave damage to the entire COVID-19 tackling plan of the Nation inasmuch as he has encouraged his followers to take steps completely in contravention of what the ICMR and other authorities are recommending.

59. The statements of the Defendant No. 1 assume even more importance in view of the fact that he is followed by crores of people across the world and is a well-known personality. The Defendant No. 1 has completely failed to uphold the responsibility of aiding in tackling the COVID-19 pandemic that was bestowed upon every well-known personality, on the contrary he is actively hindering the fight against the COVID-

19 virus in pursuit of his and his company's own selfish and monetary interests.

60. Even if a percentage of his followers truly believe what he is advising them to do and go down that path of using 'coronil' instead of allopathic medicines and yoga instead of medical oxygen the same could result in a disastrous situation for the Nation especially in view of the impending third wave of the COVID-19 that the whole Country is preparing for.

61. The Defendant No. 1 for reasons best known to him has brazenly mocked the people desperately in search of oxygen cylinders at a time when the Country faced a crisis of oxygen shortage and he suggested deep breathing instead.

62. The Defendant No. 1 has sought to cast aspersions on the capabilities of the doctors of the Plaintiff Society and other doctors by stating that what is the use of the doctors when they could not even protect themselves from the COVID-19 pandemic. These doctors have not only exposed themselves to the virus for the last 15 months but also their families who have always been at the risk of infection.

63. The Defendant No. 1, being a well-respected personality instead of casting aspersions on the capabilities of the doctors ought to have been congratulating them and boosting their morale for the unwavering service to the Nation. Instead, the Defendant No. 1 for the purposes of providing commercial benefits to himself, has sought to insult doctors and lower their morale by presenting as if all their efforts are useless.

64. The statements of the Defendant No. 1 have been uploaded on various social media platforms and have been extensively viewed, circulated and downloaded in the State of NCT of Delhi and these posts are replete with comments by his

followers following his lead and insulting modern science doctors.

65. The statements of the Defendant No. 1 cannot be justified as per Article 19(1)(a) of the Constitution of India, 1950 as the same are *per se* inflammatory and cross all barriers of decency and morality as they are replete with misrepresentation. Infact there statements not only violate the right to reputation guaranteed under Article 21 of the Constitution of India, 1950 but have the propensity of having a devastating effect on the public health of the entire country.
66. The Defendant No. 1 by making such irresponsible statements is not only casting aspersions on the capabilities of doctors and medical practitioners but also directly insinuating that the Government's plan to deal with COVID-19 and the guidelines issued by the nodal authority i.e. ICMR are not effective/useful and infact calling upon his followers to not rely on the same.
67. The damage caused to the Plaintiff Society and its members and the general public cannot be compensated in monetary terms and therefore, token damages of INR 1/- (Rupees One Only) are being sought by way of the present Suit.
68. The primary purpose of the present Suit is in order to injunct the Defendant No. 1 from continuing his misrepresentation campaign by way of which he is casting aspersions on well recognised modes of treatment, modern medical doctors, misrepresenting his usefulness of his medicines in order to gain monetary profits. If the Defendant No. 1 is allowed to continue making such statements, the same can have a devastating impact on the lives of crores of Indians and the public health system as a whole.

69. For the purposes of the relief, the impugned material which the Plaintiff Society is aggrieved with is summarized below:

- a. Attributing the deaths of lakhs of individuals to intake of allopathic medicines duly approved by the ICMR and infact recommended for treatment of COVID-19;
- b. Stating that the modern medical drugs used to treat COVID-19 (as directed by the ICMR) have failed;
- c. Casting aspersions on the capabilities of doctors and medical practitioners;
- d. Casting aspersions on the Indian COVID-19 vaccination program by stating that a 1000 doctors have died after taking two doses of vaccines;
- e. Mocking the patients desperately in search of oxygen;
- f. Insinuating that a patient whose SPO2 level has fallen 70-80 can remedy the same by Yoga Asans and should instead of seeking immediate medical attention try to correct their breathing;

For the purposes of the relief the abovestated summary is referred to as '*offending material*'. It is clarified that the issues pertaining to 'coronil' are not stated hereinabove as the relief for the same is sought separately in the prayer clause.

Leave of the Hon'ble Court is sought to include additional material in the offending material as and when the Plaintiff Society is made aware about the same.

70. The cause of action for instituting the present Suit first arose on 23.06.2020 when the Defendant No. 1 first launched 'coronil' having claimed to discovered a cure for COVID-19. The cause of action thereafter arose on 19.02.2021 when the Defendant No. 1 relaunched 'coronil' claiming it to be a medicine for

COVID-19. The cause of action thereafter arose in May, 2021 when the Defendant No. 1 mocked the patients in need of oxygen and suggested practicing yoga instead of rushing to find oxygen. The cause of action thereafter arose on 21.05.2021 wherein the Defendant No. 1 stated that lakhs of people had died due to intake of allopathic medicines and a 1000 doctors had died despite both doses of the vaccine and what use are the doctors who could not even save themselves. The cause of action is continuing in nature as the Defendant No. 1 on a daily basis is making the same false and misleading statements.

71. The valuation of the present Suit for the purposes of Court Fees and jurisdiction is as follows:

- a. For the reliefs of mandatory and permanent injunction in prayer (a)-(g), (i) the Suit is valued at INR 25,00,000/- each;
- b. For the relief of damages in prayer (j), the Suit is valued at INR 1/-.

Therefore, the valuation of the Suit is in excess of INR 2,00,00,000/- and the Hon'ble Court has pecuniary jurisdiction to adjudicate the present Suit. The total Court Fees payable in the present Suit is INR 1,98,000/-.

72. The Hon'ble Court possesses the requisite territorial jurisdiction as some of the Defendants have their offices in the jurisdiction of this Hon'ble Court. Moreover, the loss caused to the Plaintiff Society that is the circulation of the impugned material has been extensively done in the State of NCT of Delhi, infact thousands of people within the jurisdiction of this Hon'ble Court have downloaded, circulated and viewed the videos which has resulted in grave loss to the Plaintiff Society and its members as the Defendant No. 1 has sought to

misrepresent the public for his own personal economic interests. Notwithstanding the same, a substantial part of the cause of action has arisen in the jurisdiction of this Hon'ble Court as the reputation of the Plaintiff Society has well as its members have been harmed in the jurisdiction of this Hon'ble Court as their peers, friends and colleagues have viewed, circulated and downloaded the impugned videos within the jurisdiction of this Hon'ble Court.

73. The subject matter of the present Suit is non-commercial in nature and is filed in the Ordinary Original Civil Jurisdiction of this Hon'ble Court.
74. The Plaintiff has not filed any other or similar Suit before this Hon'ble Court or any other Court with respect to the issues raised and involved in the present Suit.
75. The present Suit is well within the prescribed period of limitation.
76. The present Suit is bonafide and in the interest of justice.

#### **PRAYER**

In view of the facts and circumstances of the case, the Plaintiff Society most humbly pray that the Hon'ble Court may be pleased to:

- a. Grant a decree of permanent injunction restraining the Defendant No. 1, his agents or associates or employees or officers or partners either directly or indirectly or through any entity from publishing, re-publishing, releasing, transmitting, distributing or publishing in any manner to the public either through print, electronic or internet medium or otherwise, the offending material as referred to in paragraph no. 69 of the Plaintiff; and/or

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- b. Grant a decree of mandatory injunction directing the Defendant No. 1 to tender an unconditional apology (by way of a written statement and a video both uploaded on his social media platforms including Facebook, Instagram, Twitter, YouTube, etc.) with regard to the offending material as explicated in paragraph no. 69 of the Plaintiff; and/or
- c. Grant a decree of permanent injunction restraining the Defendant No. 1, his agents or associates or employees or officers or partners either directly or indirectly or through any entity from publishing, re-publishing, releasing, transmitting, distributing or publishing in any manner to the public either through print, electronic or internet medium or otherwise, that 'coronil' is a cure/medicine for COVID-19 and/or can be used to treat COVID-19/ can be used to prevent COVID-19/can be used to treat the COVID-19 related complications; and/or
- d. Grant a decree of mandatory injunction directing the Defendant No. 1 to clarify by way of a written statement and also by way of video both to be uploaded on his social media platforms on Facebook, Instagram, Twitter, YouTube, etc. that 'coronil' has been approved as a supplement and therefore can be used to aid in the actual treatment of COVID-19 similar to a multi-vitamins/zinc tablets used in allopathic medicine; and/or
- e. Grant a decree of mandatory injunction directing the Defendant No. 2 to remove the URLs/links and similar URLs/links as contained in Document No. 20 and contents of the videos as available on their website, social media platforms, etc.; and/or

- f. Grant a decree of mandatory injunction directing Defendant Nos. 3-5 to take down, remove, block, restrict and disable access, on a global basis, to all such videos/URLs/weblinks contained in Document No. 20, which have been uploaded from I.P. addresses within India; and/or
- g. Grant a decree of mandatory injunction directing Defendant No. 3-5 to block access to the videos/URLs/weblinks as contained in Document No. 20 which have been uploaded from outside India, and disable them from being viewed in the Indian domain and ensure that users in India are unable to access the same; and/or
- h. Grant leave to the Plaintiff Society to upon discovering that any further URLs contain offending content as stated in the present Suit, the Plaintiffs shall be at liberty to notify the Defendant No. 3-5 which shall block access to the said URLs either on a global basis or for the Indian domain depending upon where the content has been uploaded in view of prayer (f) and (g); and/or
- i. Grant a decree of permanent injunction restraining the Defendant No. 7, their agents or associates or employees or officers or partners either directly or indirectly or through any entity from publishing, re-publishing, re-releasing, transmitting, distributing in any manner to public either through print, electronic or internet medium or otherwise, the URLs contained in Document No. 20; and/or
- j. Award the damages to the tune of INR 1/- (One Rupee Only) for the loss caused to the Plaintiff Society and its members; and/or
- k. Award the costs in favor of the Plaintiffs; and/or

Any other relief that the Hon'ble Court may deem fit and proper in the facts and circumstances of the instant case.

PLAINTIFF

THROUGH

(ANKUR MAHINDRO)  
Advocate  
(D-699/2002)  
Partner | Kred-Jure  
Advocates & Legal Consultants  
W-41, Greater Kailash-II,  
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Mobile No. +91-9891051888

NEW DELHI  
DATE: 31.05.2021

**VERIFICATION:**

Verified at New Delhi on this 31<sup>th</sup> day of May, 2021 that the contents of Paragraph 1 to 68 are true and correct to my knowledge and paragraph 69 to 76 are based on the legal advice received by me, which I believe to be correct and true. Nothing material has been concealed therefrom.

PLAINTIFF

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**IN THE HON'BLE DELHI HIGH COURT AT NEW  
DELHI**

**ORIGINAL CIVIL JURISDICTION**

CS(OS) NO. OF 2021

**IN THE MATTER OF:**

DELHI MEDICAL ASSOCIATION

... PLAINTIFF

VERSUS

RAM KISHAN YADAV AND ORS.

... DEFENDANTS

**AFFIDAVIT**

I, Dr. GS Grewal, having office at DMA House, Medical Association Road, Darya Ganj, New Delhi – 110 002, do hereby solemnly affirm and declare as under:

1. I am the President of the Plaintiff Society and am authorised to institute the present Suit and am well conversant with the facts and circumstances of the case and am competent to swear this affidavit.
2. The accompanying Plaintiff has been drafted by my Counsel under my instructions and the same may be read as part and parcel of the present Affidavit. The same is true and correct to my knowledge. The contents of the same are not being repeated herein and may be read as part and parcel of the present affidavit.
3. The documents attached are true to my knowledge and belief.

**DEPONENT**

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**VERIFICATION:**

Verified at New Delhi on this 31<sup>th</sup> day of May, 2021 that the contents of paragraph No. 1-3 of the above affidavit are true and correct and nothing material has been concealed or suppressed therefrom.

**DEPONENT**

(True copy)



# DELHI MEDICAL ASSOCIATION



(Registered under the Societies Act XXI of 1860)  
(Delhi State Branch of I.M.A.)

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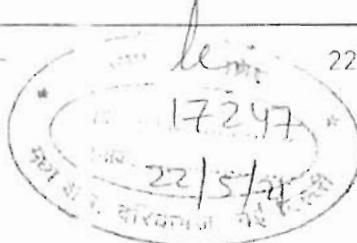
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F.75/DMA/2021 021-099

The Dy. Commissioner of Police  
Police Station Daryaganj  
Daryaganj,  
New Delhi-110002



22<sup>nd</sup> May 2021

**Sub: Complaint for registering FIR against Ramkrishna Yadav a.k.a Baba Ramdev for committing the offence: like defamation, criminal intimidation, forgery etc for defaming and harming the reputation of allopathy medicines.**

Dear Sir,

1. The Delhi Medical Association ("DMA") [hereinafter referred to as complainant] which is an association of doctors and medical establishments in Delhi established for providing a platform to various medical establishments like nursing homes, clinics, hospitals, diagnostic Centres etc in Delhi and to represent and protect their rights and interests is constrained to report to you the criminal act of Defamation, intimidation, forgery etc for defaming the and harming the reputation of allopath medicines committed by Mr. Ramkrishna Yadav also known as Baba Ramdev.
2. The Complainants were shocked and surprised after watching the video featuring Baba Ramdev published on the Facebook page "The Doctor Saab" on 21-05-2021 ("Impugned Video")

Which can be accessed at:

[https://www.facebook.com/story.php?story\\_fbid=1372996179754157&id=488778324842618&scms=scws\\_isdd](https://www.facebook.com/story.php?story_fbid=1372996179754157&id=488778324842618&scms=scws_isdd)

(Last Accessed on 22-05-2021, Saturday at 10:00 AM IST)

3. The Complainants after watching the Impugned Video were shocked and surprised as the Impugned Video contains several false and baseless averments made against certain allopathy medicines and has projected the Modern medical system i.e. an allopathic medical system in a bad light. The Complainants verily believes that Impugned Video is a result of the incorrect and grossly irresponsible publication.



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M. 9810492621

#### *Associate Editor*

*(DMA Journal)*  
Dr. Rumeet Kukreja  
M. 9810064867

4. The Impugned Video, which refers to the modern medical system i.e allopathy medical system or allopathic medical science as "Tamasha" and "Stupid Science" on the pretext of failure of the medicines such as Chloroquine, Remdesivir, Fabiflu and other antibiotics drugs in controlling the spread of coronavirus and for saving the lives of several people who died due to the Covid-19 infection. It is pertinent to mention herein that the complainant herein understands that Baba Ramdev has blamed the deaths of lakhs of covid patients on the failure of Allopathic Medicines rather than a shortage of supply of oxygen and other essentials in the hospitals. Further, it is relevant to mention herein that the claims made in the Impugned Video by Baba Ramdev are not only per-se incorrect, false and defamatory but also a glaring case of irresponsible publication and the same has been published with malafide intentions to adversely affect and impact the public perception and reputation of Allopathic Medicines which have been used only after the grant of license under the Drugs and Cosmetics Act, 1940 and after the approval of various authorities such as Medical Council of India ("MCI") and Central Drugs Standard Control Organisation ("CDSCO"). The Complainants herein understands that no efforts were made by Baba Ramdev and his team members to ascertain the true and correct facts and/or to verify the contents/averments made in the Impugned Video.
5. Upon perusal of the Impugned Video, the following glaring factual infirmities, amongst other, can be noticed.
  - a. The Impugned Video defamatorily stated the allopath medical system or allopathic medical science as "Tamasha" and "Stupid Science"
  - b. The Impugned Video incorrectly states the non-effectiveness of medicines such Chloroquine, Remdesivir, Fabiflu and other antibiotics drugs for the treatment of Covid-19 infection
  - c. The Impugned Video wrongly reported that Lakhs of people died due to Allopathic Medicines or Allopathic Treatment given to them.
6. In the circumstance mentioned above, it is evident that the patently false and baseless video, which is divorced from true and correct facts, has been published and uploaded by Baba Ramdev. The Complainant has a reason to believe and apprehend that the Impugned Video has been published by the Baba Ramdev in order to promote Ayurvedic Medicines such as "Coronil" which is manufactured by M/s Patanjali Ayurved in which Baba Ramdev has a majority stake and holdings. The Impugned Video seeks to portray false and incorrect impression about the allopathic medical system/science in the minds of the general public, consumers, manufacturers, and others in the industry and has been published with a



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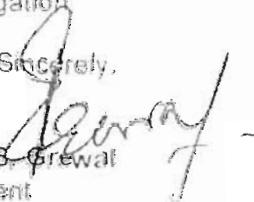
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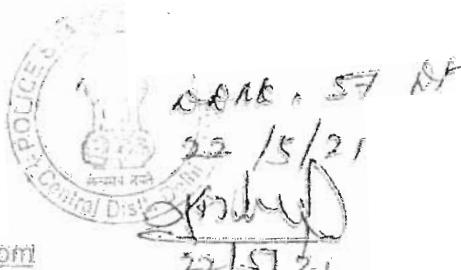
malafide intention to defame the allopathic medical system/science in order to promote Ayurvedic medicines more specifically medicines manufactured by M/s Patanjali Ayurved in which the Baba Ramdev has a considerable amount of stake

7. The Publication of the Impugned Video has caused irreparable injury and loss of reputation of the allopathic medical system/science i.e. the modern science of medicines used by lakhs of people on daily basis. Pursuant to the publication of the Impugned Video the Complainant has been contacted by several persons, inquiring about the same. The Complainant has been questioned and subjected to contempt and ridicule and the allopathic medical system/science and the various medicines mentioned hereinabove has suffered a loss of goodwill, reputation standing in the pharmaceutical industry as well as in the eyes of the general public.
8. The Complainant, on behalf of the medical fraternity which uses the modern medical science i.e. the allopathic medical system/science on day to day basis in order to serve the people of the nation, wish to bring your attention that the publication of the Impugned Video containing false and baseless averments against the allopathic medical system/science amounts to the offence of Defamation, criminal intimidation, forgery etc under Section 499, 500, 503 and 419 of the Indian Penal Code.
9. In the circumstances mentioned herein above, you are requested to kindly give your attention to this serious issue and lodge FIR against Baba Ramdev and his associates. Your in-time and immediate action on this complaint can prevent the allopathic medical system/science and people associated with it from further defamation. The Complainant shall provide all the details and documents required for the purpose of your investigation.

Yours Sincerely,

  
Dr. G.S. Grewal  
President  
M: 9811078010  
Email: [delhimedicalassociation@gmail.com](mailto:delhimedicalassociation@gmail.com)  
Delhi Medical Association  
DMA House, Ansari Road  
Daryaganj, Near PNB  
New Delhi-110002

Copy to : SHO Daryaganj Police Station New Delhi



*True copy*



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### BY HAND/SPEED POST

F 75/DMA/2021/038

24<sup>th</sup> June 2021

To,

The Dy. Commissioner of Police  
Police Station, Darya Ganj  
Bahadur Shah Zafar Marg.  
Darayaganj,  
New Delhi-110002



Sub: Complaint for Registering FIR against Ramkrishna Yadav (Baba Ramdev) and Board of Directors/officer bearers of M/s Panatnali Ayurved Ltd. for committing the offences of fraud, cheating, Criminal Conspiracy, Cheating by impersonation, inciting hatred and violence against Doctors and Covid warriors, criminal negligence etc.

Dear Sir,

1. The Complainant is a Doctor by profession and has been treating patients since last 40 years. The Complainant is also a Covid warrior and has been working tirelessly and without break for more than one year on a daily basis in an endeavour to save lives of people suffering from COVID-19 and to control the ongoing Covid-19 Pandemic.
2. The Complainant is filing this complaint to request you to register an FIR against Sh. Ramkrishna Yadav (also known as Baba Ramdev) who is also the Founder and promoter of M/s Panatnali Ayurved Ltd. (hereinafter referred to as "Patanjali"), and other Directors/officer bearers of Patanjali, in view of the following facts:-
3. As we all know, sometime in December, 2019, the entire world started grappling with a deadly virus namely Covid-19 or Corona virus. Sometime in March, 2020, Covid-19 was declared as a Pandemic worldwide, including in India.
4. In June 2020, Patanjali and Baba Ramdev held a press conference falsely declaring that they have developed a "cure" for Covid-19 namely "Coronil" Patanjali and Baba Ramdev, through its statements and advertisements, made false and baseless statements that "Coronil" "SwasariVati" and "Anu Taila" have a recovery rate of 100% and death rate of 0% against Covid-19.

All communications intended for DMA Office should be addressed to the Hony. State Secretary

5. These claims made by Patanjali through Baba Ramdev about the recovery rate of "Coronil" "Swasari Vati" and "Anu Taila" were not only misleading and false but also invited backlash from thousands of medical practitioner including Indian Medical Association, Delhi Medical Association and experts on virology who had questioned the authenticity of such claims. The false and misleading claim made by M/s Patanjali has also drawn the attention of the Ministry of AYUSH, which has directed Patanjali to provide the detailed chemical composition of these medicines and medical data and scientific study reports to support the claims of Patanjali and Baba Ramdev. In addition to the same, the Company was also asked to stop advertising/publicizing such claims till the issue is duly examined. A news article published in the Indian Express in this regard is enclosed herewith as **Annexure-A**.
6. That after the protest by the Medical fraternity against the false claims of Baba Ramdev, Baba Ramdev appeared on several platforms and TV channels and made false and baseless averments against the treatment and medicines prescribed by the Ministry of Health, ICMR as well as AIIMS for Covid-19 treatment and stated that such treatment and medicines are ineffective in controlling or treating Covid-19. He further referred to doctors/practitioners of Modern medicine as "agents of pharmaceutical companies" and "drug mafia" who are killing patients.
7. Baba Ramdev, who is a self styled "yog guru" and a well known face in India, also referred the modern medical system i.e. allopathic science as "Tamasha" and "Stupid Science". He further made comments that the doctors who are treating Covid patients don't know anything and claimed that even without a degree, he is a better Doctor than qualified doctors. He also stated that even doctors having double shot of vaccines could not save themselves, thereby, discouraging people from even taking Covid vaccines.
8. By his hateful speeches and comments Baba Ramdev created a hysteria among Covid patients against Doctors and frontline workers, Covid vaccines as well as the treatment prescribed and approved by the Central Govt. As a result of Ramdev's statements, many people started avoiding vaccinations. Furthermore, many patients have lost their lives by not taking appropriate Covid treatment on the advice of Baba Ramdev.
9. By his actions, Baba Ramdev and his accomplices not only caused deaths of several patients and endangered the lives of many others who are suffering from Covid-19 by discouraging them to take appropriate treatment but also instigated people against Doctors and front line warriors who are risking their lives every day to treat Covid patients. As a result of such instigation, several instances of aggression and violence have surfaced against Doctors, nurses and other medical staff across the Country.
10. The Complainant herein understands that such statements were made by Baba Ramdev, in collusion with other Directors and office bearers of Patanjali with the malicious intent to cheat and defraud people into buying the products like Coronil, Swasari Vati and Anu Taila manufactured by Patanjali and dishonestly earn maximum profit from such sales.
11. It is pertinent to mention herein that Patanjali and Baba Ramdev was well aware of the fact that their medicines never got the license from the Central Drugs Standard Control Organisation ("CDSCO") or by The Indian Council of Medical Research,

("ICMR") to be marketed as a "Cure for Corona" as allegedly claimed but the said medicines were granted a license only as an "immunity booster". In fact, in its response dated 12-03-2021 to an RTI application filed by Indian Medical Association, CDSCO confirmed that CDSCO has not issued any certificate or permission for use of Coronil as a Covid medicine. However, despite knowing this fact the Pantanjali and Baba Ramdev continued to propagate these medicines as "cure for corona" and on the basis of such misleading advertisement, they have not only cheated and defrauded the public into believing that these medicines work as a cure for Covid-19 but have also earned crores of Rupees in revenue by such fraudulent actions. A copy of the said RTI response is enclosed as **Annexure-B** for your kind perusal.

12. It is pertinent to mention herein that by making such false claim and statements about his medicine which discouraged the people to take appropriate treatment for Corona, Baba Ramdev has also challenged the integrity of the Drugs Controller General of India ("DGCI"). It is imperative to mention herein that certain allopathic medicines such Remdesivir and Fabiflu were duly approved by the CDSCO and were notified for use on the COVID-19 patients by the Central Government in its notification dated 02.07.2020. The said Notification was issued by the Central Government u/s 2A of the Epidemic Diseases Act, 1897. Therefore, u/s 3 of the Epidemic Diseases Act, 1987 read with Section 188 of IPC, Baba Ramdev deserves to be prosecuted for disobeying the order duly promulgated by public servant and to cause danger to the life of many people by making them believe to not to take allopathic drugs and medicines for treatment of the COVID-19 infection/corona virus. The true Copy of the said Notification dated 02.07.2020 is enclosed herewith as **Annexure:**
13. It is pertinent to mention herein that believing the aforesaid fraudulent and false advertisements and claims by Patanjali regarding Coronil and other medicines, thousands of people started lining in queue to buy the medicines more specifically "Coronil", thereby, resulting into skyrocketing the revenue of Pantajali within the span of just 2-3 days. It is relevant to note herein that the demand for the "Coronil" was so high that Pantanjali was selling around 10 lakhs packs of Coronil on a daily basis. As per the data available, till October 18, 2020, Patanjali had already sold 2.5 million "Corona Kits" (containing "Coronil" "SwasariVati" and "Anu Taila") and generated a revenue of Rs. 250 Crores by such sale. The said revenue is expected to have crossed Rs. 1,000 Crores till date. News Articles published in various newspapers in this regard are enclosed as **Annexure--C (Colly.).**
14. That on 19.02.2021, just before the onset of the second-wave of coronavirus the M/s Pantanjali Ayurved re-launched "Coronil" by falsely claiming that now the same has been approved and certified by Drugs Controller General of India ("DCGI") and the World Health Organization ("WHO"). In an interview given to the news channel New Nation on 19.02.2021, Baba Ramdev once again made a false claim about the "Coronil" and stated:

*"The first medicine of COVID-19 was made by Patanjali...We took permission from DCGI and an entire team of WHO came and gave us permission to market more than 100 products in more than 150 countries..."*

*"The entire world is stuck on vaccination which is prevention, it cannot cure Corona, it can only prevent it. After corona happens, coronil will work, it will save people from corona, it is also the prevention and after corona, complications will also be resolved by coronil."*

*"Earlier the drug authority had given to us the license of Immuno booster, however, now the license given to us is corona medicine and WHO has given us the license to sell in more than 150 nations"*

**The Said Video Clip is enclosed herein as Annexure-D.**

15. The aforesaid claims of Patanjali and Baba Ramdev regarding approval by DGCI and WHO was also false. This was reported in many newspapers. Copies of certain newspaper reports confirming that DGCI or WHO never approved Coronil as a Covid medicine is enclosed as **Annexure-E (Colly.)** for your ready reference.
16. By way of this Complaint, the complainant also wish to inform you that modus operandi of Baba Ramdev and Pantanjali for cheating and to fraud public was not limited to making false and misleading statements and claims. In fact, Baba Ramdev being merely a Yoga Teacher who does not have any medical qualification whatsoever has claimed or tried to impersonate himself as a Doctor. Baba Ramdev in a video released or telecasted on "Astha Channel" on 21.05.2021 can be clearly seen making fun of the Doctors and claiming himself to be a Doctor without any degree but with divinity and dignity. In the said video Baba Ramdev stated that "*1,000 doctors have died after getting the two shots of the COVID-19 vaccine, it is yesterday's news...if they could not even save themselves what kind of 'doctor' is this...if you want to be a doctor, be a doctor like Swami Ramdev who has no degree and is everyone's doctor. Without any degree, with divinity and dignity, I am a doctor.*" True copy of the said video clip dated 21.05.2021 is enclosed herein as **Annexure:F**
17. It is relevant to mention herein that such false portrayal by Baba Ramdev claiming himself to be doctor has very serious gravity and impact on the general public and millions of followers of Baba Ramdev. The Complainant herein understand that by making such huge claims of being doctor on public platform, Baba Ramdev is not only portraying himself as a competent Doctor/Medical Practitioner but is also promoting spurious and bogus products as "medicine for COVID-19". These so called "medicines" promoted by Baba Ramdev and M/s Pantanjali Ayurved do not even have requisite approvals or licences from authorities and are being promoted illegally by cheating and misleading millions of innocent people.
18. The aforesaid facts clearly show that despite being well aware that Coronil, SwasarVati and Anu Taila are not effective against Covid, Baba Ramdev and M/s Patanjali continued to propagate and advertise that the said products as a "cure" for Covid, thereby, cheating or defrauding millions of people across the country and dishonestly earning more than 1,000 Crores from sale of such products.
19. The fact abundantly show that Baba Ramdev and other officials/office bearers of Patanjali conspired and acted in collusion with an intent to incite innocent people against Medical practitioners and allopathic vaccines and medicines that are known to cure covid. The accused further conspired to cheat and defraud millions of followers of Baba Ramdev as well as other citizens of this Country by spreading a false and vicious propaganda against the Covid vaccines, treatment approved by the Central Govt. for Covid as well as Doctors and falsely promoting their own products as "cure for Covid". The facts further show that since the very beginning, the intent of Baba Ramdev and other officials/office bearers of Patanjali was to cheat and defraud public at large into buying the worthless and ineffective products of Patanjali.
20. The actions of Baba Ramdev, in collusion with other office bearers and officials of Patanjali, of misleading and defrauding its customers into buying Coronil, Swasari Vati and Anu Taila by claiming the same to be "cure" for Covid-19, constitutes an offence of cheating and fraud punishable under S. 415, 417, 418 and 420 read with S. 34 and 120B of IPC.

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21. The actions of Baba Ramdev, for misleading people not only amounts to offence under IPC but also amounts to the offences under the Drugs and Magic Remedies (Objectionable Advertisement) Act, 1954 and attract penalties for violating Section 4 and 7 of the said Act which talk about misleading advertisement and prohibition of such advertisement.
22. The actions of Baba Ramdev of impersonating himself as a "Doctor" or a person "competent to give medical prescription" to patients of Covid and to prescribe them Coronil, Swasari Vati, AnuTaila and other products of Patanjali as a cure/medicine for Covid, amounts to the offence of Cheating by impersonation punishable under S. 416 read with S. 419 of IPC.
23. The action of Baba Ramdev in collusion with other office bearers and officials of Patanjali, of discouraging Covid patients from taking Covid vaccines and Covid treatment recommended and approved by the Central Govt., thereby, leading to their deaths amount to offence of Criminal Negligence punishable under S. 304-A of IPC. Furthermore, such actions have also led to further spread of the Covid virus and constitute negligent and malignant acts likely to spread infection of disease dangerous to life punishable under S. 269 and 270 read with S. 34 and 120-B of IPC.
24. The actions of Baba Ramdev, in collusion with other office bearers and officials of Patanjali, of discrediting vaccines and the treatment approved and recommended by the Central Govt. and discouraging people from taking the same amounts to an offence under S. 3 of the Epidemic Diseases Act, 1987 read with S. 188 S. 34 and 120-B of IPC.
25. The actions of Baba Ramdev of instigating his followers against Doctors and Medical professionals, thereby, leading to several incidents of aggression and violence against Doctors, amount to an offence under S. 153-A of IPC.
26. In the circumstances, you are requested to kindly treat the present Complaint as serious and "most urgent" and register FIR against Baba Ramdev and other Directors/office bearers of M/s Patanjali immediately. Your in-time and immediate action will be appreciated.
27. The Complainant shall provide all the details and documents required for the purpose of your investigation.

Yours Sincerely,



**Dr. G.S. Grewal**  
President,  
Delhi Medical Association

Encl.: as above

**TRUE TYPED COPY****DELHI MEDICAL ASSOCIATION****(Registered under the Societies Act XXI of 1860)****(Delhi State Branch of I.M.A)****DMA House, Medical Association Road, Daryaganj, New Delhi-110002****Tel.: 23271726, 41841241, 4177375 E-mail:****delhimedicalassociation@gmail.com, admin@dma.org.in****Website: www.delhimedicalssociation.com, www.dmamembership.com**

DR. G.S. Grewal

Dr. Ajay Gambhir

Dr. Alok Bhandri

President

Hon. State Secretay Hon. Finance

Secretary

Mob. 9811078010

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M: 9811081892

Email: docalokbhandari@gmail.comEmail: Presidentdma2021@gmail.comEmail: drajaygambhir@rediffmail.com**BY HAND/SPEED POST**

F.75/DMA/2021/038

24<sup>th</sup> June 2021

To,

SHO

Police Station: Darya Ganj

Bahadur Shah Zafar Marg,

Darayaganj, New Delhi-110002

Sub: Complaint for Registering FIR against Ramkfishna Yadav (Baba Ramdev) and Board of Directors/officer bearers of M/s Panatnjali Ayurved Ltd. for committing the offences offraud, cheating, Criminal Conspiracy,

Cheating by impersonation, inciting hatred and violence against Doctors and Covid warriors, criminal negligence etc.

Dear Sir,

1. The Complainant is a Doctor by profession and has been treating patients since last 40 years. The Complainant is also a Covid warrior and has been working tirelessly and without break for more than one year on a daily basis in an endeavour to save lives of people suffering from COVID-19 and to control the ongoing Covid-19 Pandemic.
2. The Complainant is filing this complaint to request you to register an FIR against Sh. Ramkrishna Yadav (also known as Baba Ramdev) who is also the Founder and promoter of M/s Panatnjali Ayurved Ltd. (hereinafter referred to as "**Patanjali**"), and other Directors/officer bearers of Patanjali,in view of the following facts: -
3. As we all know, sometime in December, 2019, the entire world started grappling with a deadly virus namely Covid-19 or Corona virus. Sometime in March, 2020, Covid-19 was declared as a Pandemic worldwide, including in India.
4. In June 2020, Patanjali and Baba Ramdev held a press conference falsely declaring that they have developed a "cure" for Covid-19 namely "Coronil".Patanjali and Baba Ramdev, through its statements and advertisements, made false and baseless statements that "Coronil" "SwasariVati" and "Anu Taila" have a recovery rate of 100% and death rate of 0% against Covid-19.
5. These claims made by Pantanjali through Baba Ramdev about the recovery rate of "Coronil" "SwasariVati" and "Anu Taila" were not only misleading and false but also invited backlash from thousands of medical practitioner including Indian Medical Association, Delhi

Medical Association and experts on virology who had questioned the authenticity of such claims. The false and misleading claim made by M/s Patanjali has also drawn the attention of the Ministry of AYUSH, which has directed Patanjali to provide the detailed chemical composition of these medicines and medical data and scientific study reports to support the claims of Patanjali and Baba Ramdev. In addition to the same, the Company was also asked to stop advertising/publicizing such claims till the issue is duly examined. A news article published in the Indian Express in this regard is enclosed herewith as **Annexure-A**.

6. That after the protest by the Medical fraternity against the false claims of Baba Ramdev, Baba Ramdev appeared on several platforms and TV channels and made false and baseless averments against the treatment and medicines prescribed by the Ministry of Health, ICMR as well as AIIMS for Covid-19 treatment and stated that such treatment and medicines are ineffective in controlling or treating Covid-19. He further referred to doctors/practitioners of Modern medicine as “agents of pharmaceutical companies” and “drug mafia” who are killing patients.
7. Baba Ramdev, who is a self styled “yog guru” and a well known face in India, also referred the modern medical system i.e. allopathic science as “Tamasha” and “Stupid Science”. He further made comments that the doctors who are treating Covid patients don’t know anything and claimed that even without a degree, he is a better Doctor than qualified doctors. He also stated that even doctors having double shot of vaccines could not save themselves, thereby, discouraging people from even taking Covid vaccines.

8. By his hateful speeches and comments Baba Ramdev created ahysteria among Covid patients against Doctors and frontline workers, Covid vaccines as well as the treatment prescribed and approved by the Central Govt. As a result of Ramdev's statements, many people started avoiding vaccinations. Furthermore, many patients have lost their lives by not taking appropriate Covid treatment on the advice of Baba Ramdev.
9. By his actions, Baba Ramdev and his accomplices not only caused deaths of several patients and endangered the lives of many others who are suffering from Covid-19 by discouraging them to take appropriate treatment but also instigated people against Doctors and front line warriors who are risking their lives every day to treat Covid patients. As a result of such instigation, several instances of aggression and violence have surfaced against Doctors, nurses and other medical staff across the Country.
10. The Complainant herein understands that such statements were made by Baba Ramdev, in collusion with other Directors and office bearers of Patanjali with the malicious intent to cheat and defraud people into buying the products like Coronil, SwasariVati and Anu Taila manufactured by Pantjali and dishonestly earn maximum profit from such sales.
11. It is pertinent to mention herein that Pantanjali and Baba Ramdev was well aware of the fact that their medicines never got the license from the Central Drugs Standard Control Organisation ("CDSCO") or by The Indian Council of Medical Research, ("ICMR") to be marketed as a "Cure for Corona" as allegedly claimed but the said medicines

were granted a license only as an “immunity booster”. In fact, in its response dated 12-03-2021 to an RTI application filed by Indian Medical Association, CDSCO confirmed that CDSCO has not issued any certificate or permission for use of Coronil as a Covid medicine. However, despite knowing this fact the Pantanjali and Baba Ramdev continued to propagate these medicines as “cure for corona” and on the basis of such misleading advertisement, they have not only cheated and defrauded the public into believing that these medicines work as a cure for Covid-19 but have also earned crores of Rupees in revenue by such fraudulent actions. A copy of the said RTI response is enclosed as **Annexure-B** for your kind perusal.

12. It is pertinent to mention herein that by making such false claim and statements about his medicine which discouraged the people to take appropriate treatment for Corona, Baba Ramdev has also challenged the integrity of the Drugs Controller General of India (“**DGCI**”). It is imperative to mention herein that certain allopathic medicines such Remdesivir and Fabiflu were duly approved by the CDSCO and were notified for use on the COVID-19 patients by the Central Government in its notification dated 02.07.2020. The said Notification was issued by the Central Government u/s 2A of the Epidemic Diseases Act, 1897. Therefore, u/s 3 of the Epidemic Diseases Act, 1987 read with Section 188 of IPC, Baba Ramdev deserves to be prosecuted for disobeying the order duly promulgated by public servant and to cause danger to the life of many people by making them believe to not to take allopathic drugs and medicines for treatment of the COVID-19 infection/corona virus. The true Copy of the said Notification dated 02.07.2020 is enclosed herewith as Annexure:

13. It is pertinent to mention herein that believing the aforesaid fraudulent and false advertisements and claims by Patanjali regarding Coronil and other medicines, thousands of people started lining in queue to buy the medicines more specifically “Coronil”, thereby, resulting into skyrocketing the revenue of Pantajali within the span of just 2-3 days. It is relevant to note herein that the demand for the “Coronil” was so high that Pantanjali was selling around 10 lakhs packs of Coronil on a daily basis. As per the data available, till October 18, 2020, Patanjali had already sold 2.5 million “Corona Kits” (containing “Coronil” “SwasariVati” and “Anu Taila”) and generated a revenue of Rs. 250 Crores by such sale. The said revenue is expected to have crossed Rs. 1,000 Crores till date. News Articles published in various newspapers in this regard are enclosed as **Annexure--C (Colly.)**.
14. That on 19.02.2021, just before the onset of the second-wave of coronavirus the M/s PantanjaliAyurved re-launched “Coronil” by falsely claiming that now the same has been approved and certified by Drugs Controller General of India (“DCGI”) and the World Health Organization (“WHO”). In an interview given to the news channel New Nation on 19.02.2021, Baba Ramdev once again made a false claim about the "Coronil" and stated:

*“The first medicine of COVID-19 was made by Patanjali...We took permission from DCGI and an entire team of WHO came and gave us permission to market more than 100 products in more than 150 countries...”*

*“The entire world is stuck on vaccination which is prevention, it cannot cure Corona, it can only prevent it. After corona happens, coronil will work, it will save people from corona, it is also the*

*prevention and after corona, complications will also be resolved by coronil.*

*Earlier the drug authority had given to us the license of Immuno booster, however, now the license given to us is corona medicine and WHO has given us the license to sell in more than 150 nations ”*

**The Said Video Clip is enclosed herein as Annexure-D.**

15. The aforesaid claims of Patanjali and Baba Ramdev regarding approval by DGCI and WHO was also false. This was reported in many newspapers. Copies of certain newspaper reports confirming that DGCI or WHO never approved Coronil as a Covid medicine is enclosed as **Annexure-E (Colly.)** for your ready reference.
16. By way of this Complaint, the complainant also wish to inform you that modus operandi of Baba Ramdev and Pantanjali for cheating and to fraud public was not limited to making false and misleading statements and claims. In fact, Baba Ramdev being merely a Yoga Teacher who does not have any medical qualification whatsoever has claimed or tried to impersonate himself as a Doctor. Baba Ramdev in a video released or telecasted on “Astha Channel” on 21.05.2021 can be clearly seen making fun of the Doctors and claiming himself to be a Doctor without any degree but with divinity and dignity. In the said video Baba Ramdev stated that “*1,000 doctors have died after getting the two shots of the COVID-19 vaccine, it is yesterday’s news...if they could not even save themselves what kind of ‘doctory’ is this...if you want to be a doctor, be a doctor like Swami Ramdev who has no degree and is everyone’s doctor. Without any degree, with divinity and*

*dignity, I am a doctor.*" True copy of the said video clip dated 21.05.2021 is enclosed herein as **Annexure:F**

17. It is relevant to mention herein that such false portrayal by Baba Ramdev claiming himself to be doctor has very serious gravity and impact on the general public and millions of followers of Baba Ramdev. The Complainant herein understand that by making such huge claims of being doctor on public platform, Baba Ramdev is not only portraying himself as a competent Doctor/Medical Practitioner but is also promoting spurious and bogus products as "medicine for COVID-19". These so called "medicines" promoted by Baba Ramdev and M/s PatanjaliAyurved do not even have requisite approvals or licences from authorities and are being promoted illegally by cheating and misleading millions of innocent people.
18. The aforesaid facts clearly show that despite being well aware that Coronil, SwasarVati and Anu Taila are not effective against Covid, Baba Ramdev and M/s Patanjali continued to propagate and advertise that the said products as a "cure" for Covid, thereby, cheating or defrauding millions of people across the country and dishonestly earning more than 1,000 Crores from sale of such products.
19. The fact abundantly show that Baba Ramdev and other officials/office bearers of Patanjali conspired and acted in collusion with an intent to incite innocent people against Medical practitioners and allopathic vaccines and medicines that are known to cure covid. The accused further conspired to cheat and defraud millions of followers of Baba Ramdev as well as other citizens of this Country by spreading a false and vicious propaganda against the Covid vaccines, treatment approved by the Central Govt. for Covid as well as Doctors and falsely

promoting their own products as “cure for Covid”. The facts further show that since the very beginning, the intent of Baba Ramdev and other officials/office bearers of Patanjali was to cheat and defraud public at large into buying the worthless and ineffective products of Patanjali.

20. The actions of Baba Ramdev, in collusion with other office bearers and officials of Patanjali, of misleading and defrauding its customers into buying Coronil, SwasariVati and Anu Taila by claiming the same to be “cure” for Covid-19, constitutes an offence of cheating and fraud punishable under S. 415, 417, 418 and 420 read with S. 34 and 120B of IPC.
21. The actions of Baba Ramdev, for misleading people not only amounts to offence under IPC but also amounts to the offences under the Drugs and Magic Remedies (Objectionable Advertisement) Act, 1954 and attract penalties for violating Section 4 and 7 of the said Act which talk about misleading advertisement and prohibition of such advertisement.
22. The actions of Baba Ramdev of impersonating himself as a “Doctor” or a person “competent to give medical prescription” to patients of Covid and to prescribe them Coronil, SwasariVati, AnuTaila and other products of Patanjali as a cure/medicine for Covid, amounts to the offence of Cheating by impersonation punishable under S. 416 read with S. 419 of IPC.
23. The action of Baba Ramdev in collusion with other office bearers and officials of Patanjali, of discouraging Covid patients from taking Covid vaccines and Covid treatment recommended and approved by the Central Govt., thereby, leading to their deaths amount to offence of

Criminal Negligence punishable under S. 304-A of IPC. Furthermore, such actions have also led to further spread of the Covid virus and constitute negligent and malignant acts likely to spread infection of disease dangerous to life punishable under S. 269 and 270 read with S. 34 and 120-B of IPC.

24. The actions of Baba Ramdev, in collusion with other office bearers and officials of Patanjali, of discrediting vaccines and the treatment approved and recommended by the Central Govt. and discouraging people from taking the same amounts to an offence under S. 3 of the Epidemic Diseases Act, 1987 read with S. 188 S. 34 and 120-B of IPC.
25. The actions of Baba Ramdev of instigating his followers against Doctors and Medical professionals, thereby, leading to several incidents of aggression and violence against Doctors, amount to an offence under S. 153-A of IPC.
26. In the circumstances, you are requested to kindly treat the present Complaint as serious and "most urgent" and register FIR against Baba Ramdev and other Directors/office bearers of M/s Patanjali immediately. Your in-time and immediate action will be appreciated.
27. The Complainant shall provide all the details and documents required for the purpose of your investigation.

Yours Sincerely,

Dr. G.S. Grewal  
President,  
Delhi Medical Association

Encl.: as above

(True typed copy)

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## ANNEXURE - A-13

(TO BE PUBLISHED IN PART-IV OF DELHI GAZETTE EXTRA ORDINARY)  
GOVERNMENT OF NATIONAL CAPITAL TERRITORY OF DELHI  
HEALTH & FAMILY WELFARE DEPARTMENT  
9<sup>TH</sup> LEVEL, A-WING, DELHI SECRETARIAT, IP ESTATE, NEW DELHI - 110 002

No. F. 51/DGHS/PH-IV/COVID-19/ 202-215 Date: 12/3/2020  
(CD-000597848)

### NOTIFICATION

In exercise of the powers conferred under Section 2, 3 & 4 of The Epidemic Diseases Act, 1897, The Lt. Governor of Delhi is pleased to issue following regulations COVID-19 (Corona Virus Disease - 2019).

1. These regulations may be called The Delhi Epidemic Diseases, COVID-19 Regulations, 2020.
2. "Epidemic Disease" in these regulations means COVID-19 (Corona Virus Disease 2019)
3. Authorized Persons under this act are Secretary (Health & FW), Director General Health Services (DGHS), at State Level and District Magistrate, Chief District Medical Officer (CDMO), Sub Divisional Magistrate (SDM) and District Surveillance Officer (DSO) in the districts and officers as authorized by Department of Health & Family Welfare Department, Govt. of NCT of Delhi.
4. All Hospitals (Government & Private) should have Flu corners for screening of suspected cases COVID-19 (Corona Virus Disease 2019).
5. All Hospitals (Government & Private) during screening of such cases shall record to ascertain history of travel of the person if he/she has travelled to any country or area where COVID-19 has been reported. In addition the history of coming in contact with a suspected or confirmed case of COVID-19 shall be recorded.
  - i) In case the person has any such history in last 14 days and the person is asymptomatic then the person must be kept in home quarantine for 14 days from the day of exposure
  - ii) In case the person has any such history in last 14 days and the person is symptomatic as per case definition of COVID-19, person must be isolated in a hospital and will be tested for COVID-19 as per protocol.
  - iii) Information of all such cases should be given to office of CDMO of the respective District immediately.
6. No person/institution/organization will use any print or electronic media for information regarding COVID-19 without prior permission of the Department of Health & Family Welfare, Govt. of NCT of Delhi. This is to avoid spread of any rumour or unauthenticated information regarding COVID-19. In case any person/ institution /organization is found indulging in such activity, it will be treated as a punishable offence under these regulations.



7. No Private Laboratory has been authorized to take or test samples for COVID-19 in the NCT of Delhi. All such samples will be collected as per guidelines of Government of India and these will be sent to designated laboratory by the Nodal Officer by the designated hospitals of the Department of Health & Family Welfare Department, Govt. of NCT of Delhi of the concerned District under intimation to District Surveillance Officer (DSO) of concerned District.
8. If any person with a history of travel in last 14days to a country or area from where COVID-19 has been reported, develop symptoms, he must contact the State/District control rooms (as per Annexure-I) so that necessary measures if required may be initiated by the Department of Health & Family Welfare, Govt. of NCT of Delhi.
9. All persons with a history of travel to a country or area from where COVID-19 has been reported in last 14days, but who do not have any symptoms of cough, fever, difficulty in breathing, should isolate themselves at home. Such persons must take precautions to avoid contact with any person including family members for 14 days from the date of arrival from such area.
10. Authorized persons as per section 3 of these regulations are authorized under this act to admit a person and isolate the person if required in case he/she has a history of visit to an area where COVID-19 is endemic and the concerned person is symptomatic.
11. If there are sufficient reasons, cause or information to suspect or believe that any persons could be infected with COVID-19 and his continued presence in a premises is hazardous to the public safety, it shall be lawful for a Surveillance Personnel to enter any such premises, after giving reasonable opportunity to the owner/occupier, for the purpose of surveillance of instances of fever or cough or respiratory difficulty, enquire into or undertake physical examination, as he/she thinks fit, and such person(s) shall be bound to cooperate and render all possible assistance to facilitate such surveillance, inspection, enquiry and examination.
12. If consequent upon such inquiry, inspection, examination or otherwise, Surveillance Personnel has reason to believe or suspect that such a person could be infected with COVID-19, the Surveillance Personnel may direct/arrange to put that person(s) in home quarantine or direct/escort that persons(s) to an 'Institutional Quarantine Facility' or an 'Isolation Facility'.
13. It shall be mandatory for Medical Officers in Government Health Institutions and registered Private Medical Practitioners, including AYUSH practitioners, to notify such person(s) to the concerned District Surveillance Unit, along with duly filled up self declaration forms, who, within their knowledge, are having travel history to COVID-19 affected countries as per the extant guidelines and are having complaints of fever or cough or respiratory difficulty or even without any signs and symptoms of the Epidemic disease.



14. If the owner or occupier(s) of any premises or any individual suspected/confirmed with COVID-19, refuses to take measures for prevention or treatment i.e., Home quarantine/Institutional Quarantine/Isolation or any such person refuses to co-operate with, render assistance to or comply with the directions of the Surveillance Personnel, the concerned District Magistrate having jurisdiction and specifically authorized by the District Magistrate in this regard, may pass an appropriate order and may proceed with proceedings under Section 133 of the Code of Criminal Procedure, 1973 (2 of 1974) or take any other coercive action as deemed necessary and expedient for enforcing such cooperation and assistance. In case of a minor, such Order shall be directed to the guardian or any other adult member of the family of the minor.

15. All advisories issued/to be issued by the Government of India on COVID-19 will ipso-facto be treated as directions under this Act in NCT of Delhi.

16. If cases of COVID-19 are reported from a defined geographic area, the Authorized Person(s) with the approval of State Task Force constituted for containment of COVID-19 shall have the right to implement following containment measures, but not limited to these, in order to prevent spread of the disease

- i) Sealing of the geographical area,
- ii) Banning entry and exit of population from the containment area.
- iii) Closure of schools, offices and banning public gatherings.
- iv) Banning vehicular movement in the area.
- v) Initiating active and passive surveillance of COVID-19 cases.
- vi) Hospital isolation of all suspected cases.
- vii) Designating any Government building as containment unit for isolation of the cases.
- viii) Staff of all Government departments will be at disposal of District administration of the concerned area for discharging the duty of containment measures.
- ix) Any other measure as directed by Department of Health & Family Welfare, Govt. of NCT of Delhi.

17. With the concurrence of Health & Family Welfare Department of Govt of NCT of Delhi, District Disaster Management Committee headed by District Magistrate is authorized for planning strategy regarding containment measures for COVID-19 in their respective districts. The District Magistrate may co opt more officers from different departments for District Disaster Management Committee for this activity under these regulations.

18. **Penalty:** Any person /institution/organization found violating any provision of these regulations shall be deemed to have committed an offence punishable under section 188 of Indian Penal Code (45 of 1860). Principal



Secretary/Secretary, Health & Family Welfare or District Magistrate of a District may penalize any person/institution/organization if found violating provisions of these regulations or any further orders issued by Government under these regulations.

19. **Protection to person acting under ACT:** No suit or legal proceeding shall lie against any person for anything done or intended to be done in good faith under this act unless proved otherwise.
20. These regulations shall come into force immediately and shall remain valid for a period of one year from the date of publication of this notification.

By order and in the name of  
Lt. Governor of National Capital Territory of Delhi



(Ajay Bisht)

Deputy Secretary (Health & FW)

No. F. 51/DGHS/PH-IV/COVID-19/202-215

Date: 12-03-2020

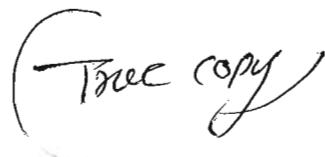
**Copy to:**

1. Addl. Chief Secretary (Transport), Govt. of Delhi
2. Addl. Chief Secretary (Home), Govt. of Delhi
3. Commissioner of Police
4. Chairman, NDMC
5. Pr. Secretary to Hon'ble LG, Raj Niwas, Delhi
6. Additional Secretary to Hon'ble CM, Govt of Delhi
7. OSD to Hon'ble Minister of Health
8. OSD to Chief Secretary, Govt. of Delhi
9. All Pr. Secretaries/Secretaries//HODs/Heads of all Autonomous Bodies/Institutions/Colleges under Govt. of NCT of Delhi
10. Secretary (GAD), Govt. of NCT of Delhi
11. Director General Health Services, Govt. of NCT of Delhi, Delhi - 32
12. All the District Magistrates, Govt. of NCT of Delhi
13. Director, Directorate of Family Welfare, GNCT of Delhi, New Delhi
14. All MSs/Directors of all Hospitals under Govt. of NCT of Delhi.
15. All Chief District Medical Officers, Govt. of NCT of Delhi



(Ajay Bisht)

Deputy Secretary (Health & FW)



# VAKALATNAMA

## IN THE SUPREME COURT OF INDIA

(CIVIL/CRIMINAL/APPELLATE JURISDICTION/ORIGINAL JURISDICTION)

WRIT (CRIMINAL) NO. 265 OF 2021

IN THE MATTER OF:

SWAMI RAMDEV

...PETITIONER

VERSUS

UNION OF INDIA & ORS.

...RESPONDENTS

AND

IN THE MATTER OF:

DELHI MEDICAL ASSOCIATION

DMA-House, Medical Association Road,

Darya Ganj, New Delhi,

Delhi-110002

...APPLICANT/PROPOSED INTERVENOR

I / We Dr. G.S. Goenka (President DMA)

Petitioner(s)/Appellant(s)/Respondent(s) in the above Petition / Suit / Appeal / Reference do hereby appoint and retain **MR. A. KARTHIK, ADVOCATE** to act and appear for me/us in the above Petition / Suit / Appeal / Reference and on my / our behalf to conduct and prosecute or defend the same and all proceedings that may be taken in respect of any application connected with the same of any decree or order passed therein, including proceedings in taxation and application for Review, to file and obtain return of documents, and to deposit and receive money on my / our behalf in the said Suit / Appeal / Petition / Reference and in applications of Review, and to represent me/us and to take all necessary steps on my/our behalf in the above matter. I/We agree to ratify all acts done by the aforesaid Advocate in pursuance of this authority.

Dated this the 9<sup>th</sup> day of July 2021



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Accepted & Identified

**MR. A. KARTHIK ,**  
**ADVOCATE**

**Code No. 2475**

(S)ADVOCATE  
APPELLANT (S)

Supreme Court of India

**President**  
**DELHI MEDICAL ASSOCIATION**



**DELHI MEDICAL ASSOCIATION**

**PETITIONER(S) / RESPONDENT**

### **MEMO OF APPEARANCE**

The Registrar,

The Supreme Court of India,

New Delhi.

Please enter my appearance on behalf of the Petitioner(s)/Appellants (s)/ Respondent(s) in the above matter.

Dated this the 2<sup>nd</sup> day of July 2021

**(A. KARTHIK)**

**Adv code 2475**

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New Delhi 110019.

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