

INDIAN MEDICAL ASSOCIATION PUNJAB AND OTHERS V/S
STATE OF PUNJAB AND OTHERS

Present: Mr. D.S. Patwalia, Sr. Advocate with
Mr. A.S. Chadha, Advocate
for the petitioners.

Mr. Gurvinder Singh, Advocate General, Punjab with
Ms. Arunadhathi Kulshreshtha, AAG Punjab.

Mr. B.S. Kanwar, Sr. Panel Counsel
for respondent No.2.

Mr. Akshay Bhan, sr. Advocate assisted by
Mr. A.S. Talwar, Advocate
for respondent No.3.

Mr. Satya Pal Jain, Addl. Solicitor General of India with
Ms. Gurmeet Kaur Gill, Sr. Panel Counsel
for respondent Nos.4 and 5.

Mr. IPS Kohli, Advocate and
Mr. Sidharth Maini, Advocate
for the respondent.

Learned Sr. counsel for the petitioners is directed to refer to the scheme to substantiate his arguments that there is 40% cap, which is deliberately exceeded by the State of Punjab, by adding new members in order to defeat the very purpose of the scheme.

The learned Advocate General, Punjab has caused appearance in the instant manner and filed a fresh affidavit of Ajay Kumar Sinha, Principal Secretary, Finance, Government of Punjab. In the affidavit (supra), though efforts are being made to clarify by providing some figure about the balance payment due towards the petitioners, yet the compliance of order dated 23.9.2024, passed by a co-ordinate Bench of this Court has not been made, whereas, in pursuance of the directions issued by this Court on 23.1.2025,

fresh affidavit has been filed disclosing therein, the reasons for not making compliance of the order (supra).

The reasons, which have been mentioned in the affidavit (supra) reflect that the State of Punjab does not have any intention to make compliance to the direction (supra). A pin-point query has been put forth to the learned Advocate General, Punjab, whether, he is still ready and willing to make compliance of the direction (supra), he seeks yet another opportunity to have instructions from the quarter concerned in this regard.

On his request, adjourned to 14.2.2025.

The information shall be provided to this Court regarding the intent of the State of Punjab whether they are ready and willing to make compliance of order (supra) positively by the next date of hearing.

Learned Sr. counsel for the petitioners is also directed to inform this Court by filing an affidavit of the petitioners regarding the amount due towards the State of Punjab under the instant scheme.

January 30, 2025
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(KULDEEP TIWARI)
JUDGE