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IN THE HIGH COURT OF DELHI AT NEW DELHI

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W.P.(C) 2199/2023

DR DIVYA G S

..... Petitioner

Through: Mr. Shashindra Tripathi & Mr.
Sharad Tripathi, Advocates.

versus

NATIONAL MEDICAL COMMISSION AND ANR. ... Respondents

Through: Mr. T. Singhdev, Mr. Tanishq
Srivastava, Mr. Bhanu Gulati, Mr.
Abhijit Chakravarty & Ms. Anum
Hussain, Advocates for R-1 (M-
9044153267)

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

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21.02.2023

1. This hearing has been done through hybrid mode.
2. The present petition has been filed seeking issuance of directions to the Respondents to issue the registration certificate as a surgeon to the Petitioner.
3. The grievance of the Petitioner in the present case is that she completed her MBBS degree from Dr. M.G.R. Medical University, Tamil Nadu in 2018. Thereafter, she pursued her Masters in Surgery from the University of Buckingham, United Kingdom.
4. The Petitioner's case is that despite holding a recognized Master of Surgery degree from the University of Buckingham, United Kingdom, the Respondent No.2 - Delhi Medical Council has only granted her registration with her qualifications being shown as MBBS and has not upgraded the same to Master of Surgery.
5. Ld. counsel for the Respondent No.1 - National Medical Commission



submits that in terms of the notification dated 7th March, 2008, issued by the Ministry of Health and Family Welfare, all post graduates medical qualifications awarded in United Kingdom are recognized in India provided, if it is shown that the said qualifications are recognized for enrolment as medical practitioners in the concerned specialties in the United Kingdom.

6. Mr. Dev, Id. Counsel submits that the Respondent No.1 has written to the General Medical Council (GMC), United Kingdom to enquire as to whether the Master of Surgery degree from University of Buckingham, United Kingdom is recognized or not and is yet to receive a response thereof.

7. Let the Respondent Nos. 1 and 2 file a reply in this matter within a period of four weeks. In the meantime, since the Petitioner is relying upon a letter dated 4th April, 2022 issued by the University of Buckingham, United Kingdom that the Master of Surgery degree is recognized by GMC, U.K., if any document issued by the GMC, U.K., exists in support of this statement the Petitioner may furnish the same to the Respondents.

8. List on 3rd May, 2023.

PRATHIBA M. SINGH, J.

FEBRUARY 21, 2023

Rahul/KT