



\$~22

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 2442/2021 & CM APPL. 7098/2021**

SURENDRA KUMAR & ANR.

..... Petitioners

Through: Mr. Ashok Agarwal and Mr. Kumar
Utkarsh, Advocates.

versus

UNION OF INDIA & ANR.

..... Respondents

Through: Mr. Shankar Kumar Jha, SPC for R-1
(M-9811706171)
Mr. Satvik Varma, Sr. Advocate with
Mr. Tanveer Oberoi, Advocate for
AIIMS.

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

% **12.05.2021**

1. This hearing has been done through video conferencing.
2. The Petitioners in the present case have both undergone renal transplants and received funding for the same from the Central Government. Till now, AIIMS has been providing all medicines free of cost to them. The grievance of the Petitioners is that two medicines which are expensive i.e., costing approximately Rs. 10,000/- per month, are not being provided to them by AIIMS. Accordingly, the prayer in the petition is for providing the said medicines free of cost.
3. The Respondents have filed their short affidavits in the matter, and the Petitioner has also filed a joint response to the same, which is on record.
4. The Petitioners in this case have been prescribed the following drugs:
For Petitioner No.1 - Tacrograf 2 mg twice a day as per prescription



dated 30th December, 2020 and Cellcept 500 mg - one tablet twice a day.

For Petitioner No.2 - Pangraf 2.5 mg and Cellcept 500 mg.

5. It is however not clear from the prescriptions, which have been placed on record, at page 33 and 43 of the Writ Petition, as to for how long the Petitioners would require the said medicines.
6. Accordingly, let a clear certificate be obtained from the doctors, as to for how long have these medications been prescribed for, *qua* each of the Petitioners. Let the same be placed on record by the Id. Counsel for the Petitioner, in order to ascertain as to what would be the total expense that would be incurred *qua* the medication of both the Petitioners.
7. Let the said certificate be placed on record before the next date.
8. List on 24th May, 2021.

PRATHIBA M. SINGH, J

MAY 12, 2021

Rahul/Ak