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

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

SURENDRA KUMAR & ANR.

..... Petitioners

Through: Mr. Ashok Agarwal, Mr. Kumar
Utkarsh & Mr. Manoj Kumar,
Advocates. (M: 9811101923)

versus

UNION OF INDIA & ANR.

..... Respondents

Through: Mr Rajesh Kumar and Mr Shaurya
Katoch, Advocates for R-1. (M:
8130168708)
Mr. Tanveer Oberoi, Advocate for
AIIMS. (M: 9958935556)
Mr. Gautam Narayan along with Ms.
Asmita Singh, Mr. Unmukt Gera,
Mr. Harshit Goel and Ms. Akriti
Arya, Advocates for R-3. (M:
9811411735)

CORAM:

JUSTICE PRATHIBA M. SINGH

ORDER

% **28.02.2023**

1. This hearing has been done through hybrid mode.
2. This is a petition where two Petitioners, who had undergone renal transplant, had filed the petition seeking medicines free of cost. The medicines cost at least approximately Rs.10,000/- per month. One of the Petitioners i.e. Petitioner No.1- Mr. Surendra Kumar has already passed away. Considering that the Petitioner No.2-Mr. Raj Kumar Singh is unable to afford his medicines, Id. Counsel for All India Institute of Medical Sciences (*hereinafter* 'AIIMS') to seek instructions as to whether the same can be provided free of cost. Reference is made to a judgment of the



Supreme Court dated 10th February 2023 in Civil Appeal No.966 of 2023 arising out of SLP(C) No.5623 of 2022 titled '***National Medical Commision & Anr v. Annasaheb Chudaman Patil Memorial Medical College& Ors.***', where the Supreme Court has directed a medical college to deposit Rs.2.5 crores with the AIIMS for being utilised for medicines for the poor. Ld. counsel for the AIIMS to seek instructions as to whether free of cost medicines for the Petitioner can be provided from the said fund.

3. List on 10th April, 2023.

PRATHIBA M. SINGH, J.

FEBRUARY 28, 2023

dk/rp