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

+ W.P.(C) 4468/2025 and CM APPL.20631/2025

M/S PANACEA INSTITUTE OF
RADIOLOGY AND MEDICAL SERVICES PVT. LTD.

.....Petitioner

Through: Mr. Manish Sharma, Sr. Adv., Mr.
Priyank Kher and Mr. Vivek Kumar,
Advs.

versus

CGHS (HQ), GOVT. OF INDIA AND ANR.Respondents

Through: Mr. Vineet Dhanda, CGSC and Ms.
Medha, Mr. Kshtij Goyal, Advs. for
R-1.

Mr. Dhruv Rohatgi and Ms.
Chandrika Sachdev, Advs. for R-2
and 3.

Mr. Vikas Chopta and Mr. Neeraj
Kumar, Advs. for NABH and QCI.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

23.05.2025

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1. A counter-affidavit has been filed on behalf of the respondent nos. 2 and 3. Let counter-affidavit be filed on behalf of other respondents as well. The petitioner would be at liberty to file rejoinder thereto within a period of two weeks thereafter.

2. During the course of hearing, learned counsel for the CGHS / respondent no. 1 has handed over a copy of an Office Memorandum dated 25.03.2025 which reads as follows:

"F.No.5-40/CGHS (HQ)/HEC/2024/1106-20

Office of the Additional Director

Central Government Health Scheme, Headquarter



*Ministry of Health and Family Welfare, GoI
CGHS Bhawan, Sector-13, R.K. Puram, New Delhi-66
(Hospital Empanelment Cell)*

Dated: 25 March, 2025

OFFICE MEMORANDUM

Sub: Suspension of continuous empanelment of Health Care Organizations (HCOs) under CGHS in Delhi NCR.

With reference to above mentioned subject the undersigned is directed to draw attention to the Office Memorandum of even number dated 23.09.2024 vide which continuous empanelment of Pvt. HCOs i.e. Exclusives Eye Centre, Dental Centre, Imaging Centre and Diagnostic Centre including Multispecialty Hospital was extended for a period of Six Months. It has now decided that Continuous Empanelment Scheme shall remain suspended in Delhi/NCR (Gurugram, Ghaziabad, Greater Noida, Noida Sonipat etc.) till further orders.

This OM becomes effective from the date of issue.

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*Dr. Satheesh Y. H.)
Director, CGHS (HQ)”*

3. It is submitted that the petitioner's empanelment continues to remain under suspension in terms of the above office memorandum.
4. However, learned senior counsel for the petitioner reiterates that the suspension order is completely unwarranted in the facts and circumstances of the case. The submission of learned senior counsel for the petitioner in this regard have been recorded in the order dated 08.04.2025 passed by this Court. The said order also notices that the petitioner's application for accreditation with the NABH is still pending, and there has been an inordinate delay in processing thereof.
5. Today, learned counsel for the NABH / respondent no. 5 submits that pursuant to directions contained in paragraph 21 of the order dated



08.04.2025 passed by this Court, the requisite application was received by the NABH on 27.04.2025. He assures and undertakes on instructions that the same shall be processed and the requisite decision thereto shall be taken within a period of six weeks thereof.

6. Needless to say, the petitioner shall comply with any requisition that may be made by the NABH for the purpose of processing of the said application.

7. Once the petitioner receives requisite accreditation with the NABH, the prayer of learned senior counsel for the petitioner for stay of the cancellation / suspension of the petitioner's empanelment with CGHS / respondent no. 1 shall be considered on the next date of hearing.

8. List on 14.07.2025.

SACHIN DATTA, J

MAY 23, 2025/cl