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

+ W.P.(C) 14586/2021

VIKAS KHARE

.....Petitioner

Through: Mr. Utkarsh Vats, Mr. Deepanshu,
Mr. Drouhn Garg, Advs.

versus

STATE OF NCT THROUGH SECRETARY & ORS.Respondents

Through: Ms. Avni Singh (Panel Counsel), Ms.
Prapti Singh, Advs. for R1 & R5
Mr. Praveen Khattar, Mr. Pritam
Kumar, Advs. for R2
Mr. Balasubramanian R. Adv. for R3
& R4
Mr. T. Singhdev, Mr. Abhijit
Chakravarty, Ms. Anum Hussain,
Advs. for R7.

CORAM:

HON'BLE MR. JUSTICE SACHIN DATTA

ORDER

% **24.07.2025**

CM APPL.8762/2025 (u/O I RULE 10)

1. This is an application seeking impleadment of National Medical Commission as respondent no.7 in the present petition. The application is not opposed.
2. It is apparent that the National Medical Commission (NMC) is a necessary party to the present petition. It is, however, noted that on 20.12.2021, the counsel for the petitioner had submitted before this Court that the memo of parties does not array all the relevant parties due to an oversight. As such, this Court *vide* order dated 20.12.2021 had granted time to the learned counsel for petitioner to move an appropriate application in this regard. The relevant portion of the said order is reproduced as under:



“4. At the outset, learned counsel for the petitioner submits that due to an inadvertent oversight, the memo of parties does not reflect the correct list of relevant parties as respondents. She, therefore, prays for and is granted time to move an appropriate application seeking correction in the memo of parties.”

3. In pursuance thereof, the petitioner had filed an application bearing CM APPL. No. 6896/2022 seeking correction in the memo of parties, wherein the petitioner had added the National Medical Commission as a party (respondent no. 7). This application was allowed by this Court *vide* order dated 08.02.2022. The relevant part from the said order is reproduced as under:

“CM No. 6896/2022

*This is an application filed by the petitioner for placing on record the amended memo of parties. The same is taken on record.
Application is disposed of.”*

4. It is further noted that subsequently, *vide* order dated 04.11.2022, notice was also issued to respondent nos. 1, 2, 3, 4, and 7.

5. However, *vide* order dated 20.09.2024, this Court had directed the new counsel for the petitioner to take immediate steps for impleading National Medical Commission (NMC) in the present petition on the ground that the impugned order under challenge is issued by the NMC. The relevant part from the said order is reproduced as under:

“1. Counsel for Petitioner states that he has recently been retained in the matter as the counsel who was earlier representing the Petitioner, has been designated as a Senior Advocate.

2. Counsel for Petitioner shall take immediate steps to implead National Medical Commission (“NMC”), which is a necessary party to the present proceedings since the order under challenge is issued by NMC.”

6. In pursuance thereof, the petitioner has filed the present application bearing CM APPL No. 8762/2025 seeking impleadment of National



Medical Commission (NMC) as a party to the present petition.

7. In the aforesaid circumstances, it is clarified / directed that the National Medical Commission (NMC) stands impleaded as respondent no.7 in the present petition.

8. Last opportunity is granted to the petitioner to file an amended memo of parties within a period of one week from today.

9. The present application stands disposed of in the above terms.

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10. Learned counsel, as aforesaid, accepts notice on behalf of respondent no. 7.

11. Let reply be filed within a period of four weeks from today. Rejoinder thereto, if any, be filed before the next date of hearing.

12. List on 12.11.2025.

SACHIN DATTA, J

JULY 24, 2025/uk