

Ajay Sipahiya & others Vs. State of H.P. & others

CWPIL No. 12 of 2014

25.06.2024

Present: None for the petitioners.

Mr. Rajnish Maniktala, Senior Advocate with Mr. Dinkar Bhaskar, Advocate, for the intervener.

Mr. Anup Rattan, Advocate General with Mr. Rakesh Dhaulta, Mr. Pranay Pratap Singh, Mr. Sushant Kaprate, Mr. Gobind Korla, Additional Advocates General with Ms. Priyanka Chauhan, Mr. Arsh Rattan & Mr. Sidharth Jalta, Deputy Advocates General, for respondents no. 1, 2, 4 to 7.

Mr. Balram Sharma, Deputy Solicitor General of India, for respondent no. 8.

Heard the learned Advocate General and perused the instructions dt. 24.06.2024 issued by the Secretary (Health) to the Government of Himachal Pradesh to the learned Advocate General with regard to operationalizing the Trauma Center Level-I at IGMCM, Shimla.

2. Learned Advocate General, on instructions, states that the Fire Department would make an inspection of the building constructed for the Trauma Center and it is expected that within 30 days from today, Fire Department's clearance would be granted.

3. It is also stated that furniture required for the Trauma Block at IGMCM has already been procured and installed with the assistance of the H.P. Medical Services Corporation Ltd.

4. As regards machinery & equipments to be installed in the Trauma Centre, IGMC, Shimla is concerned, it is stated that equipment to the tune of Rs. 7.00 crore has already been procured and for certain other machinery, supply orders have been issued and deliveries are expected. For two other items i.e. the Central ICU Monitoring System and ICU Ventilator (6), matter is still pending consideration.

5. The learned Advocate General assures that decision with regard to these two items will be taken within two weeks and process of procurement of the same shall be initiated at the earliest.

6. As regards filling up of various posts of different categories to be created as per norms in the Trauma Centre IGMC, Shimla is concerned, it is stated that certain posts had been sanctioned through Notification dt. 17.06.2021 and also Notification dt. 05.08.2023. It is stated that some posts mentioned in the said Notifications have already been filled up and steps have already been taken to fill up the other posts as well. It is also stated that Causality Medical Officers will be posted from those already available in the IGMC, Shimla and steps will also be taken at the earliest to fill up the posts of Matrons, Physiotherapists, Ward Sisters, Operation Theater Assistants, Senior Assistants-cum-Store Keepers, Dietitians etc. within two months.

7. As regards Staff Nurses, it is stated that out of 110 required to run this Trauma Centre, 60 Staff Nurses have joined on deployment basis from AIMSS, Chamiana Shimla to IGMC Shimla during August, 2023 for EMD/Trauma Centre, IGMC Shimla, though six have left subsequently.

8. Learned Additional Advocate General assures that 213 posts sought to be filled up on outsource basis, would be filled up by the said category of persons within two weeks of the Trauma Centre becoming functional. He assures that within three months, the Trauma Centre in IGMC, Shimla will be made operational.

9. As regards Dr. Rajendra Prasad Government Government Medical College and Hospital at Tanda (Kangra) where a Trauma Centre Level-II is sought to be established is concerned, some posts appear to have been sanctioned by the State Government on 21.06.2024 for deployment and utilization exclusively at the said Centre and there is also a proposal noted by the Secretary (Health) to the Government of Himachal Pradesh addressed to the Director of Medical Education and Research to hire persons such as Staff Nurses etc. on outsource basis etc. as service providers. The process for filling up the posts sanctioned in both categories shall be completed within three months.

10. The status report with regard to completion of construction work of the Trauma Centre at Dr. Rajendra

Prasad Government Government Medical College and Hospital at Tanda (Kangra), purchase of equipments and procurement in the said Centre and completion of recruitment process in the said Centre shall be filed by the Secretary Health.

11. Similar status report with regard to Pt. JLNGMC Chamba where a level-III Trauma Centre is sought to be established, shall also be filed by the next date of hearing.

12. List on **09.07.2024**

Ramachandra Rao) (M.S.
Chief Justice.

(Satyen Vaidya)
Judge

June 25, 2024
(hemlata)