



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No. 3303 of 2025

Dr. Asish Kumar Mohapatra

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Petitioner

Represented by Adv. –
Mr. S.K. Nanda, Advocate &
Mr. D. Mohanta, Advocate.

-Versus-

Union of India and others

....

Opp.Parties

Represented by Advocate –
Mr. Rajesh Mohapatra, Senior Panel Advocate (for O.P.1)
Mr. R.C. Mohanty, Advocate (for O.Ps. 2 & 3)

CORAM:

**HON'BLE MR. JUSTICE MANASH RANJAN PATHAK
AND
HON'BLE MR. JUSTICE MRUGANKA SEKHAR SAHOO**

**ORDER
29.07.2025**

Order No.

(By Hybrid Mode)

- 05.**
1. Heard learned counsels appearing for the respective parties at length.
 2. Since Mr. Mohapatra, learned Senior Panel Counsel seeks accommodation, he shall also obtain instruction to file his response indicating whether post-merger of the East and West Germany in 1990, necessary changes have been made in the third Schedule, Part-2 of the Indian Medical Council Act 1956, which invariably refers to Germany as West Germany.



3. It is submitted by Mr. Nanda, learned counsel for the Petitioner that, after merger of both the Germany East & West to become Germany, there is no distinction as such, so far as studying Medicines in the country. It is submitted that, West Germany is no more existing as a country. He refers to the map annexed to the rejoinder to show that Lower Saxony, in fact, is in the erstwhile West Germany.
4. Mr. Mohanty, learned counsel appearing for Opp. Party Nos. 2 and 3, submits that the certificate as annexed at page 13 of the writ petition, granted by the Medical Association of Lower Saxony is not recognized as it is not in the List as per Part-2 of the 3rd Schedule of the Indian Medical Council Act, 1956.
5. Learned counsel for the Opposite Parties 2 and 3 shall obtain instruction as to how the list, as annexed to Part-2 of Schedule-3 of the Act, is revised or any degrees by any University are included in the said list. The affidavit shall also indicate whether the list is verified/updated time to time by the authorities by making objective evaluation of the Annexure-1 annexed at page 13 of the writ petition.
6. As prayed for, list this matter on 29th August, 2025.

(Manash Ranjan Pathak)
Judge

(Mruganka Sekhar Sahoo)
Judge