

IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

WRIT PETITION (CIVIL) NO(s). 535 OF 1998

SAHARA HOUSEPetitioner

VERSUS

U.O.I. & ORSRespondents

WITH

WRIT PETITION (CIVIL) NO(s). 512 OF 1999
WRIT PETITION (CIVIL) NO(s). 61 OF 2003
WRIT PETITION (CIVIL) NO(s). 311 OF 2003

O R D E R

We have heard learned counsel for the parties and perused the record.

The matters are pending since 1998 and have been monitored by this Court. This Court had been passing the orders from time to time and the respondents have taken the steps accordingly, and most of the problems are solved.

Learned senior counsel for the petitioners has submitted that only few issues remain to be solved by the respondents which are as follows:-

1. Issues about HIV2 Diagnosis

The guidelines for diagnosis of HIV 2 have been finalised and rolled out by DAC.

All persons should be tested for HIV 2 before initiation of ART. Further, testing for Hepatitis B and C should be available to all persons. The petitioners will make separate submissions to NACO in this regard.

2. Issues regarding ART regimen under national programme

While the petitioners agreed the steps mentioned in the paragraph are welcome, there

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are serious issues relating to the delay in detecting non-adherence to ART as well as people not being switched to alternate first line/second line treatment, resulting in their early death. The petitioners submit that routine Viral Load testing should be the norm. Routine Viral Load testing would be more economic for the National Programme and is better for the clinical management of the patient. The petitioners are not in agreement with NACO on this issue and will make separate submissions to NACO within a month.

Date: 02/12/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE B.S. CHAUHAN
HON'BLE MR. JUSTICE S.A. BOBDE

For Petitioner(s) Mr. Anand Grover, Sr.Adv.
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For Respondent(s)

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Mr. V.K. Viju, Adv.
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for Mr. Sharvan Kumar, Adv.
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Mr. Naresh K. Sharma, Adv.

Mr. Sudhir Kumar Gupta, Adv.

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Mr. P.V. Yogeswaran, Adv.

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Mr. Ravindra Keshavrao Adsure, Adv.

Mr. Ansar Ahmad Chaudhary, Adv.

UPON hearing counsel the Court made the following
O R D E R

Application for impleadment is allowed.

The writ petitions are disposed of in terms of the signed
order.

	(DEEPAK MANSUKHANI)		(M.S. NEGI)	
	Court Master		Court Master	

(Signed order is placed on the file)