

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
WRIT PETITION (CIVIL) NO(s). 423 OF 2003

ALL INDIA DRUG ACTION NETWORK AND ORS. Petitioner(s)

VERSUS

UNION OF INDIA AND ORS. Respondent(s)

(With appln(s) for permission to submit additional document(s) and permission to file additional affidavit)

Date: 03/10/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MR. JUSTICE SUDHANSU JYOTI MUKHOPADHAYA

For Petitioner(s)

For Respondent(s) Mr.Sidharth Luthra, Sr.Adv.
Mr.Ashok Bhan, Sr.Adv.
Mr.R.K.Rathore, Adv.
Mr.A.K.Srivastava, Adv.
Ms.Sadhna Sandhu, Adv.
Ms.Gargi Khanna, Adv.
Mr. Shreekant N. Terdal, Adv.

Mr.Uday U.Lalit, Sr.Adv.
Mr.Bhaskar Bhattacharya, Adv.
Mr.Navnit Kumar, Adv.

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

On 11.09.2012, this Court had passed detailed order and made it clear that if the Government does not take any decision before the next date of hearing for inclusion of the medicines in the National List of Essential Medicines in the Schedule of the Price Control Order then the Court will pass an interim order.

Shri Sidharth Luthra, learned Additional Solicitor General informed the Court that the Empowered Group of Ministers in its meeting held on 27.09.2012 has already taken a decision and the recommendations will now be considered by the Cabinet. He requests for seven days' time to seek instructions and make a statement about the time within which the medicines included in the National List of Essential Medicines will be incorporated in the Schedule appended to the Price Control Order.

We accept the request of Shri Luthra and adjourn the case to 10.10.2012.

While adjourning the case, we make it clear that the Government should not alter the price structure of the drugs as notified vide Notification dated 13.07.1999 and similar notifications which may have been issued thereafter.

(Satish K.Yadav)
Court Master

(Phoolan Wati Arora)
Court Master