

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Writ Petition(s)(Civil) No(s). 33/2012

SWASTHYA ADHIKAR MANCH, INDORE & ANR.

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

WITH

W.P.(C) No. 79/2012 (PIL-W)

Date : 12-09-2018 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MADAN B. LOKUR
HON'BLE MR. JUSTICE DEEPAK GUPTA

For Petitioner(s)

Mr. Sanjay Parikh, Adv.
Ms. Sanjana Srikumar Sharma, Adv.
Mr. Pukhrambam Ramesh Kumar, AOR
Mr. K. Amrit Kumar Sharma, Adv.
Mr. Ritwick Parikh, Adv.

Mr. Colin Gonsalves, Sr. Adv.
Mr. Choudhary Ali Zia Kabir, Adv.
Ms. Jyoti Mendiratta, AOR

For Respondent(s)/
applicant(s)

UOI/Delhi

Ms. Binu Tamta, Adv.
Mr. D.N. Goburdhan, Adv.
Ms. Asha G. Nair, Adv.
Mr. A.K. Kaul, Adv.
Mr. B.V. Balramdas, Adv.
Mr. Sumit Teterwal, Adv.
Ms. Saudamini Sharma, Adv.
Ms. Snidha Mehra, Adv.
Mr. Rishikant, Adv.
Mr. D.S. Mahra, AOR
Mr. Gurmeet Singh Makker, Adv

NHRC

Ms. Shobha, AOR

For States of
Andhra Pradesh

Mr. Guntur Prabhakar, Adv.
Ms. Prerna Singh, Adv.

Arunachal Pradesh	Mr. Anil Shrivastav, Adv. Mr. Rituraj Biswas, Adv. Mr. Satyendra Kumar Srivastav, Adv.
Assam	Ms. Diksha Rai, Adv. Ms. Palak Mahajan, Adv.
Bihar	Ms. Abha R. Sharma, Adv. Mr. D.S. Parmar, Adv. Mr. Ankit Mishra, Adv. Sujeeta Srivastava, Adv. Mr. Siddharth Garg, Adv. Ms. Purnima Krishna, Adv. Mr. Abhinav Mukerji, AOR Mrs. Bihu Sharma, Adv.
Chhattisgarh	Mr. A.P. Mayee, Adv. Mr. Chirag Jain, Adv.
Goa	Mr. A.N.S. Nadkarni, ASG Mr. Pratap Venugopal, Adv. Ms. Surekha Raman, Adv. Mr. Anuj Sarma, Adv. Ms. Niharika, Adv. Mr. Santosh Rebello, Adv. for M/s. K. J. John & Co.
Gujarat	Ms. Hemantika Wahi, AOR Ms. Jesal Wahi, Adv. Ms. Puja Singh, Adv. Ms. Vishakha, Adv. Ms. Mamta Singh, Adv. Ms. Pallavi Baghel, Adv.
H.P.	Mr. Abhinav Mukerji, AAG Ms. Purnima Krishna, Adv. Ms. Bihu Sharma, Adv.
Haryana	Dr. Monika Gusain, AOR
J&K	Mr. M. Shoeb Alam, Adv. Ms. Fauzia Shakil, Adv. Mr. Ujjwal Singh, Adv. Mr. Mojahid Karim Khan, Adv.
Jharkhand	Mr. Anil K. Jha, AOR
Karnataka	Mr. V.N. Raghupathy, AOR Mr. Md. Apzal Ansari, Adv.
Kerala	Mr. C.K. Sasi, AOR

M.P.	Mr. Sunny Choudhary, Adv.
Maharashtra	Ms. Madhavi Divan, Adv. Mr. Nishant Ramakantrao Katneshwarkar, AOR
Manipur	Mr. Leishangthem Roshmani Kh., Adv. Ms. Maibam Babina, Adv. Ms. Anupama Ngangom, Adv.
Meghalaya	Mr. Ranjan Mukherjee, AOR Mr. K.V. Kharlyngdoh, Adv. Mr. Daniel Stone Lyngdoh, Adv.
Mizoram	Mr. Pragyan Pradip Sharma, Adv. Mr. Mudit Makhijani, Adv. Mr. Shikhar Garg, Adv. Mr. P. V. Yogeswaran, AOR
Nagaland	Ms. K. Enatoli Sema, AOR Mr. Amit Kumar Singh, Adv.
Odisha	Ms. Anindita Pujari, AOR Ms. Kavita Bhardwaj, Adv. Ms. Aarti Kumar, Adv.
Punjab	Ms. Uttara Babbar, AOR Ms. Bhavana Duhoon, Adv. Mr. Udayan Verma, Adv.
Rajasthan	Mr. S.S. Shamshery, AAG Mr. Amit Sharma, Adv. Mr. Sandeep Singh, Adv. Mr. Ankit Raj, Adv. Ms. Indira Bhakar, Adv. Ms. Ruchi Kohli, Adv.
Sikkim	Ms. Aruna Mathur, Adv. Mr. Avneesh Arputham, Adv. Ms. Anuradha Arputham, Adv. Ms. Geetanjali, Adv. for M/s Arputham Aruna & Co.
Tamil Nadu	Mr. K. Vijayakumar, Adv. Ms. Maitreyee Mishra, Adv.
Telangana	Mr. S. Udaya Kumar Sagar, AOR Mr. Mrityunjai Singh, Adv.
Tripura	Mr. Shuvodeep Roy, AOR Mr. Rituraj Biswas, Adv.

Uttar Pradesh	Mr. Ashutosh Kumar Sharma, Adv.
	Mr. Ankur Prakash, Adv.
	Mr. Abhishth Kumar, AOR
Uttarakhand	Ms. Rachana Srivastava, AOR
	Ms. Monika, Adv.
West Bengal	Mr. Suhaan Mukerji, Adv.
	Ms. Astha Sharma, Adv.
	Mr. Abhishek Manchanda, Adv.
	Ms. Kajal Dalal, Adv.
	Ms. Dimple Nagpal, Adv. For M/s PLR Chambers & Co.
A&N Islands	Mr. K.V. Jagdishvaran, Adv.
	Mr. Mrinal K. Mondal, Adv.
	Mrs. G. Indira, AOR
Chandigarh	Mr. M.S. Doabia, Adv.
	Mr. S.C. Rana, Adv.
Puducherry	Mr. V.G. Pragasam, AOR
	Mr. S. Prabu Ramasubramanian, Adv.
	Mr. Manuraj S., Adv.
	Ms. Aparna Bhat, Adv.
	Mr. Amiresh Bhardwaj, Adv.
	Ms. Kritha P., Adv.
	Mr. Ishaan K., Adv.
	Mr. Amit Kumar, AOR
	Ms. Arti Singh, AOR
	Ms. Manisha Singh, Adv.
ISCR	Mr. Riku Sarma, Adv.
	Mr. Navnit Kumar, Adv.
	Ms. Aruna Gupta, AOR
ICMR	Ms. N. Annapoorani, AOR
	Ms. Niyati Patwardhan, Adv.
	Mr. Jasbir Bidhuri, Adv.
	Ms. Pratibha Jain, AOR
	Mr. Pankaj Pandey, Adv.
	Mr. T.N. Rama Rao, Adv.
	Mr. Hitesh Kumar Sharma, Adv.

Mr. T. Veera Reddy, Adv.

UPON hearing the counsel the Court made the following

O R D E R

The Government of India has issued Drugs and Clinical Trials Rules, 2018 in February, 2018. The Draft Rules are available on the website of the Ministry of Health and Family Welfare. 45 days time was given to file objections to the Draft Rules. It appears that none of the petitioners / applicants before us filed any objection to these Rules.

Notwithstanding this, learned counsel appearing on behalf of the Union of India says that a corrigendum will be issued inviting objections within a period of 30 days. Those who are interested may file their objections to the Draft Rules.

Learned counsel for the Union of India also states that many objections / suggestions have already been received.

It has been put to learned counsel for the Union of India that to the extent possible, those who have raised objections and made suggestions may be given a hearing so that the Rules can be finalized once and for all since it pertains to the health of the people of the country and pertains to clinical trials.

Learned counsel for the Union of India says that a personal meeting will be held with those who make objections and give suggestions and a date and time will be fixed for this purpose.

List the matter on 04.12.2018 for directions.

(MEENAKSHI KOHLI)
COURT MASTER

(KAILASH CHANDER)
ASSISTANT REGISTRAR

