



GOVERNMENT OF KERALA

ABSTRACT

Health and Family Welfare Department - Para Medical Council – Letter of Permission to DM WIMS College of Pharmacy, Meppadi, Wayanad for starting Bachelor of Pharmacy course - Judgment dated; 07/04/2017 of the Hon'ble High Court of Kerala in WP(C)No.12493/2017 – Complied - Orders issued.

HEALTH AND FAMILY WELFARE (K) DEPARTMENT

G.O.(MS)No.118/2017/H&FWD

Dated, Thiruvananthapuram: 01/08/2017

Read: 1. GO(Ms)No.183/2015/H&F WD dated 31.08.2015

2. Letter No.DM WIMS /CP/22/2016 dated: 10/08/2016 from the Chief Administrative Officer, DM WIMS College of Pharmacy, Meppadi, Wayanad
3. Judgment dated; 07/04/2017 of the Hon'ble High Court of Kerala in WP(C)No.12493/2017 filed by DM WIMS College of Pharmacy, Meppadi, Wayanad
4. Letter of Approval No.F. No. South-West/2016/1-2846166304 dated 24/01/2017 of All India Council for Technical Education
5. Government letter no 791905/K2/2016/H&FWD dated 11/01/2017
6. Government letter no 791905/K2/2016/H&FWD dated 21/07/2017
7. Appearance Notice in Contempt Case (Civil) No. 1118/2017 from the Registrar (Judicial), High Court of Kerala, Ernakulam dated 05/07/2017

ORDER

As per Government order read as first paper above, Government granted No Objection Certificate (NOC) to start Bachelor of Pharmacy (B. Pharm) course in DM Wayanad Institute of Medical Sciences, Meppadi, Wayanad from 2016-17 academic year subject to conditions specified therein. The institution had got Consent of Affiliation from Kerala University of Health Sciences and approval of Pharmacy Council of India.

2 The Hon'ble High Court of Kerala as per the judgment dated 8/08/2016 directed AICTE to grant permission to the institution to start B. Pharm course during the current academic year itself. The AICTE gave approval to the institution as per Letter of Approval read as fourth paper above.

3 Later, the institution applied for Letter of Permission and Government rejected the request. The decision was communicated to the institution as per letter read as fifth paper above. Subsequently, the institution filed Writ Petition WP(C) No. 12493/17. The Hon'ble High Court of Kerala as per judgment read as third paper above, directed Government to pass a reasoned order after hearing the petitioner, within a period of 3 weeks from the date of receipt of a copy of the judgment.

4 As per the orders of Hon'ble High Court of Kerala, a hearing was scheduled on 07/06/2017 at 11.00 am. In the hearing, it was found that DM WIMS College of Pharmacy is eligible for getting LoP to conduct B. Pharm courses with effect from 2017-18 academic year. As per letter read as sixth paper above, Government have invited the institution for a consensual agreement for seat sharing. It was executed on 22/07/2017.

5 As the decision in compliance of the orders dated 07/04/2017 in WP(C) No. 12493/2017 was delayed DM WIMS has filed Contempt Case (Civil) No 1118/2017 against Additional Chief Secretary (Health & Family Welfare Department). The Registrar (Judicial) of the Hon'ble High Court, as per letter read as 7th paper above, has informed that the court has ordered personal appearance of the Additional Chief Secretary before the High Court at 10.15 am on 09/08/2017.

6 In the light of the facts explained at pre-paras, Government have examined the matter in detail and are pleased to issue Letter of Permission to DM WIMS Pharmacy College, Meppadi, Wayanad for starting Bachelor of Pharmacy (B. Pharm) course with 50 seats from the academic year 2017-18 on conditions that the institution:

- a. Shall provide all facilities to the students as per Pharmacy Council of India regulations for the course.
- b. Shall admit students on 50% Merit and 50% Management basis. The merit seats students shall be admitted from the State Merit list prepared by the Director of Medical Education/Commissioner for Entrance Examinations and Management seats by the Management at the rate of fee fixed by Government from time to time and as per other conditions in the prospectus for each year.
- c. Shall execute an agreement with Government in the Health & Family Welfare (K) Department in terms of admission and fees in every year
- d. Produce Bank Guarantee of Rs.10 lakh.
- e. Letter of Permission will be withdrawn if any of the above conditions is violated.

7. The Director of Medical Education, Thiruvananthapuram/The Commissioner for Entrance Examinations, Thiruvananthapuram shall include the institution in the next spot allotment for admissions 2017-18 and allot candidates for the aforesaid course in the institution.

8. The judgment dated; 07/04/2017 of the Hon'ble High Court of Kerala in WP(C)No.12493/2017 filed by DM WIMS College of Pharmacy, Meppadi, Wayanad is thus complied with.

(By Order of the Governor)

RAJEEV SADANANDAN
ADDITIONAL CHIEF SECRETARY

To

✓ The Chief Administrative Officer, DM WIMS College of Pharmacy, Meppadi, Wayanad

The Advocate General, Ernakulam (with C/L)

The Director of Medical Education, Thiruvananthapuram

The Commissioner for Entrance, Thiruvananthapuram

The Principal, Government Medical College, Kozhikode

Stock File/Office Copy

Forwarded/By Order,



Section Officer.