

Minutes of the meeting dt 20-12-2022

Online meeting of Medico-Legal Society of India was organized on Tuesday 20th December 2022 at 8:50 PM It was attended by

Dr Sanjay Gupte

Dr Surendra Saxena

Dr Mukesh Yadav

Dr Ashish Khatod

Dr Devaraj Raichur

Dr Amol Awachr

Dr Anup Hajela

Dr Sayyad Kazmi

Dr Lalit Kumar

Dr Rajeev Joshi

Apologies for missing names of couple of members who joined late during discussion

Following points were discussed :

1. Filing PIL in Madhya Pradesh High Court

Dr Rajeev informed his communication with Adv Shreyas Pandit whose sister is family contact. Copy of the draft of PIL which was sent to Dr Saxena has been sent to him and he asked who will be the local association representing the interest of the doctors. Dr Saxena had informed that Dr Manish Mishra from MP Orthopaedic Association will be the point of contact. Dr Hajela said that he knows Dr Jamdar an orthopaedic surgeon from Jabalpur who is father in law of Adv Shreyas Pandit. As such Dr Hajela will contact Dr Jamdar and then coordinate meetings with MOA. Dr Joshi suggested that we should have an online meeting this / next week with members of MOA. Dr Joshi also suggested that we should have more members from Madhya Pradesh in MLSI as when we file intervention application in the case after notice is issued by the high Court we will have to show that MLSI has some members from Madhya Pradesh. All agreed,

2. Filing IA in DMA vs UOI :

Dr Joshi described the hurdles in filing the PIL in SC by DMA. IMA HQ gave the correspondence, but back-tracked from joining as party for reasons best known to Dr Jayesh Lele, the HSG, However, finally DMA President signed the application for which Dr Lalit kumar was of great help. The application has been successfully filed before due date and will come up for hearing after vacation. MLSI has prepared draft to be filed as intervention application, as Adv Sneha Kalita could not add documents beyond the scope of PIL she had filed and MLSI would like to keep all necessary material and research before the court so that the PIL succeeds and order is issued in favor of the doctors in the country

3. Filing of IA in APH vs State of Kerala :

Dr Joshi informed that the interlocutory application has been successfully filed in the registry of High Court of Kerala. He will have to send some copies to the registry. Till now he has spent about Rs. 2000/= for the two cases in Supreme Court and one case in the Kerala high court for xerox, scanning, spiral binding etc. Members said that such office expenses should

be made without any prior approval of the managing committee or even mentioned during meetings as these are inevitable expenses which have to be made to take the work forward, Dr Joshi to maintain record in suitable format.

4. Certificate of Registration of Trust was received along with bill for Rs. 2500 for certified copy and handling charges etc. It was agreed to make the payment though Advocate has not quoted initially.

5. 80G and 12A : Advocate Khobare has quoted Rs. 20000 for 12A application and 20000 for 80G application. 12A is for getting 50% tax rebate to the donor for donation for educational programs. 80G is for getting a 50% tax rebate for any donor for any other activity of the association. Members felt that it is necessary to apply for both the certificates, and Dr Joshi may proceed after negotiation with the Advocate for some concession.

6. Regarding financial assistance to Dr Vishakha Shinde : and policies of association in such matters, it was decided that the Association must try and help such victims for legal expenses. It was decided to send an appeal for contribution from those doctors who may or may not want to be members of the association and consolidated funds be given to father of Dr Vishakha Shinde. However, Dr Joshi will discuss with the chartered accountant that such collection of funds and disbursement will not create any problems for the association with respect to the taxation rules and regulations.

7. Certificate Program in Law and Medical Profession : MOU has been signed with Sinhgad Law College, and next step is to apply to MMC for registration, Once that is done similar activities can be initiated in all states. Dr Joshi will prepare the timetable starting 7th January 2023 and circulate to members who can forward the same to prospective participants.

8. Looking back at the last year : Dr Joshi suggested that we should prepare a list of all members who have attended meetings and find out whether they have any suggestions, and request them to become members. Also what tasks were discussed and what have not been accomplished should be enlisted and then we have to work on that. He therefore proposed to assign tasks to members of the managing committee who will together prepare a report which is to be submitted by the Secretary as a half yearly report. This will help the association to consolidate efforts.

9. Way forward for the next year : We should make more efforts to increase membership for two reasons. When we approach the judiciary, we should be able to show the strength from each state. Secondly, for common interest expenses, we need funds which at the moment will come only through membership fees. As our activities expand, then we will get some additional funds. Dr Raichur suggested adding "default future" and "future created" by the association in the appeal. Dr Gupte suggested adding work done in a short period of 6 months in the appeal. In a day or two an appeal will be prepared and circulated to members with a list of prospective members i.e. those who are in the group. Every member will personally call 5 more members and try to make them members of the association,

Meeting ended at 1015 pm with decision to meet again in the new year

Dr. Rajeev Joshi