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भारतीय आयुर्विज्ञान परिषद्  
Board of Governors in Super-session of  
MEDICAL COUNCIL OF INDIA

No. MCI – 211(2)/2010-Ethics./33317

Dated: October 9, 2010

To  
Dr. Ketan Desai,  
"Aashirvas" 7, Friends Avenue,  
Opp. Pakwan Cross Road,  
Bodakdev, Ahmedabad- 3800059  
Ph. 079-26854433 (R)  
E-mail: [ketandesai@drketandesai.com](mailto:ketandesai@drketandesai.com)  
[ketanalka@gmail.com](mailto:ketanalka@gmail.com)

**Sub: Suspension of license of Dr.Ketan Desai to practice medicine during the pendency of appeal before Ethics Committee of Board of Governors in supersession of Medical Council of India**

Sir,

I am directed to convey the following order of Board of Governors in Supersession of Medical Council of India dated October 9<sup>th</sup>, 2010 :

**ORDER**

Whereas Board of Governors in supersession of Medical Council of India has received an appeal from Dr. Kunal Saha on 8<sup>th</sup> of October, 2010 stating that he has filed the complaint dated 5.5.2010 to Gujarat Medical Council against you alleging that you have committed professional misconduct as you have been arrested as President of Medical Council of India by Central Bureau of Investigation for allegations relating to acceptance of huge amount of bribe for granting permission for increase and/or recognition of medical colleges. He has also stated in the appeal that Medical Council of Gujarat has not at all responded to his complaint as you are the President of Gujarat Medical Council and he has apprehension that he will not get justice from Medical Council of Gujarat as his complaint will be dealt by Medical Council of Gujarat which is presided by you. In short, the allegation is that you being a medical practitioner have done disservice to the community of medical professionals of India in particular and people of India in general by indulging in corruption.

And

Whereas Board of Governors in supersession of Medical Council of India has also received the copies of first information reports registered by Central Bureau of Investigation (C.B.I) from C.B.I wherein the allegation is that by virtue of your position as the President of Medical Council of India, you have indulged in corruption and acquired assets which is disproportionate to your known source of income.

And

Whereas Board of Governors in supersession of Medical Council of India has also received the report that you have been invited to attend conference of World Medical Association where you will represent doctors community of India in a conference proposed to be held between 13<sup>th</sup> October to 16<sup>th</sup> October, 2010 at Vancouver in Canada.

And

Whereas Board of Governors in supersession of Medical Council of India considered the issue in totality and having regard to the cardinal principle of natural justice that nobody should become judge in his own case, has therefore decided to refer the complaint against you to Ethics Committee of Board of Governors in Supersession of Medical Council of India. Since you are the President of Medical Council of Gujarat and in the said capacity, you would be required to examine the complaint of Dr. Kunal Saha against you and therefore, it is deemed appropriate and in the interest of justice to refer the complaint/appeal of Dr. Kunal Saha and other such

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-2-

materials containing various allegations of acts and omission of Dr. Ketan Desai, ex President of Medical Council of India for consideration of Ethics Committee of Board of Governors in Supersession of Medical Council of India.

And

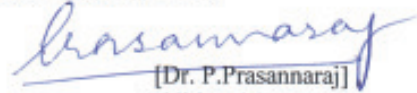
Whereas Ethics Committee of the Board of Governors in Supersession of Medical Council of India has considered the appeal and complaints by special agenda item circulated to the members of Ethics Committee against you on 8.10.2010 and has recommended to the Board of Governors in supersession of Medical Council of India by a detailed order to initiate proceedings against Dr. Ketan Desai under Indian Medical Council (Professional Conduct, Etiquette and Ethics) Regulations, 2002 and has further recommended that in view of the grave and serious allegations against you having prima facie merit in the same, permission granted to you to practice medicine be suspended during the pendency of appeal/complaint with the Board of Governors in Supersession of Medical Council of India which would necessarily mean and include that you are debarred from practicing medicine and participating as a doctor in a medical conference anywhere and representing doctors in any medical council, conference and association etc. (A copy of the recommendation of Ethics Committee dated 8.10.2010 to Board of Governors is enclosed)

And

Whereas Board of Governors in Supersession of Medical Council of India has accepted both the recommendations of Ethics Committees and on recommendation of Ethics Committee, Board of Governors has decided to suspend your right to practice medicine during appeal/complaint alleging professional misconduct on your part pending before the Ethics Committee of Board of Governors in supersession of Medical Council of India.

Please take note that you are directed to follow the order of Board of Governors in supersession of Medical Council of India scrupulously and without breach.

For Board of Governors in Supersession  
of Medical Council of India.

  
[Dr. P. Prasannaraj]

Additional Secretary

अपर सचिव  
Additional Secretary

भारतीय आयुर्विज्ञान परिषद्  
Medical Council of India  
नई दिल्ली/New Delhi

Copy for information and necessary action:-

Endst. No. MCI-211(2)/2010-Ethics./33318 - 19

Dated: 09/10/2010

1. The Registrar, Gujarat Medical Council, "COUNCIL HOUSE" Opp. Maniben Ayurvedic Hospital, B/s.New Civil Hospital Post Office, Behind F.S.L.Building, Ahmedabad-380016
2. Dr. Kunal Saha, MD, PhD, Professor, HIV/AIDS Center, Columbia, Ohio, USA.  
Email: [ankul@earthlink.net](mailto:ankul@earthlink.net), [anku@aol.com](mailto:anku@aol.com)