

# People for Better Treatment (PBT)

**Registered society fighting for a better healthcare system**

(Regd. No. S/IL/6017 of 2001-2002)

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Dr. Jaysreeben Mehta  
President, Medical Council of India (MCI)  
Pocket 14, Sector 8, Phase- I  
Dwarka, New Delhi 110077

March 11, 2014

Dear Dr. Mehta:

I'm writing this letter to seek your urgent intervention in regard to MCI membership of Dr. Devendra K. Gupta who was elected to the MCI by King George Medical University (KGMU) in Lucknow under Section 3(1)b of Indian Medical Council Act, 1956 (IMC Act, 1956). Although Dr. Gupta was elected to MCI through the "university" quota (under Section 3-1b), according to recently published report, Dr. Gupta's tenure at the said university is about to expire as he is scheduled to retire from KGMU next month (Annexure-A).

Section 7(3) of IMC Act, 1956 has categorically stated that a member elected to MCI under Section 3(1)b "**shall be deemed to have vacated his seat**" if he ceases to be a member of the university concerned. Thus, Dr. Gupta's MCI membership must be deemed to be null and void next month when he retires from KGMU. It is indeed bewildering that knowing well that Dr. Gupta won't be eligible to be MCI member (under Section 3(1)b of IMC Act, 1956) within a couple of months, KGMU anyway decided to send him as their representative to MCI. In any event, we request you to please take necessary steps so that Dr. Gupta is removed from MCI as soon as he retires from KGMU as stipulated under Section 7(3) of IMC Act, 1956. Any action with which Dr. Gupta may be associated in MCI after his retirement from KGMU would be an unethical and illegal act. Thank you for your urgent attention in this matter.

Sincerely,



Kunal Saha, MD, PhD  
President, PBT

c.c.: 1) Secretary, Ministry of Health & Family Welfare