



भारतीय आयुर्विज्ञान परिषद के अधिक्रमण में शासी बोर्ड  
**BOARD OF GOVERNORS**  
**IN SUPERSESION OF MEDICAL COUNCIL OF INDIA**

पॉकेट-14, सेक्टर-8, द्वारका नई दिल्ली -110 077  
Pocket-14, Sector-8, Dwarka, New Delhi-110 077

No. MCI - 211(2)(Gen.)/2018-Ethics/ 144828

Date: 06/11/18

To,

The Registrar,  
All the State Medical Councils.

Subject:- Order of the Hon'ble Supreme Court in WP No. 535/1998 titled Sahara House Vs. UOI & Other connected petitions dated 01.10.2010.

Sir,

This is in continuation to our letter dated 10.10.2010 circulated to Registrars of all the State Medical Councils in pursuance to the Supreme Court order in WP No. 535/1998 titled Sahara House Vs. UOI & Other connected petitions dated 01.10.2010.

The Council office vide letter dated 10.10.2010 directed the State Council to circulate among all the private doctors who are treating HIV patients to furnish the information in the prescribed format to NACO.

Further, in this regard a meeting was convened at Ministry of Health & Family Welfare, New Delhi, on 16/08/2018 whereby it was noted that the reporting of HIV cases from the private doctor was initiated, carried out for few months but could not pick up as expected. In the said meeting the Council office was directed to reiterate the previous order.

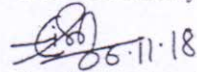
The direction of the Hon'ble Supreme Court order dated 01.10.2010 are reproduced below:-

*"As far as private Doctors treating HIV patients are concerned, we hereby direct Medical Council of India [for short, the MCI], to implement our above directions within two weeks from the Reporting Format being put on the Website. The MCI, in turn will issue appropriate directions to the private Doctors, to furnish the requisite information in the ART Reporting Format to NACO....."*

In view of the above, directions are to be issued by you to the medical practioners registered with your Council to ensure that there is mandatory reporting of HIV patients from private doctors. Further any violation of the above direction shall be considered as breach of directions of Hon'ble Supreme Court. The format for the same is available at the website of NACO.

A compliance report on the same may kindly be sent to the office of the Councils.

Yours Faithfully,

  
(Dr. Sanjay Shrivastava)  
Secretary General

Enclosures:-

1. Supreme Court Order dated 01/10/2010.
2. MCI letter no. MCI-211(2)/2010/Ethics/Gen./33690 dated 12/10/2010.