



Homoeopathic Pharmaceutical & Chemist Association Pakistan

License : No. 199

SECP Reg. No. 0097630

The only representative body of Homoeopathic sector
(Manufacturers, traders, importers, exporters, wholesalers & Homoeopathic service providers).
Licensed by DGTO Ministry of commerce Government of Pakistan
Affiliated with The Federation of Pakistan chambers of commerce & industry

Ref : HPCA/0024/23

Date: 03/03/2023

معزز محترم وکرم ممبران و ہومیو پیتھک پریکٹیشنرز پنجاب

السلام علیکم!

امید ہے کہ آپ بخیر و عافیت ہوں گے۔

☆ جیسا کہ آپ سب کے علم میں ہے کہ اس وقت پنجاب ہیلتھ کیئر کمیشن کی جانب سے ہومیو پیتھک ڈاکٹرز کے کلینک کے لائسنس / رینیول فیس کا شدید دباؤ ہے جو کہ قانونی تقاضوں سے متصادم ہے۔

☆ ایچ پی سی اے پاکستان، پاکستان بھر کے ہومیو پیتھک ڈاکٹرز کی نمائندہ تنظیم ہے جو چاروں صوبوں میں موثر طور پر ہومیو پیتھک ڈاکٹرز کی رہنمائی کے لئے اہم کام کرتے ہوئے اہم کردار ادا کرتی ہے۔ ایچ پی سی اے کے ساتھ تمام دیگر صوبوں کی طرح پنجاب بھر سے بھی ذیلی ہومیو پیتھک ایسوسی ایشنز بھی ایچ پی سی اے کی ممبرز ہیں۔

☆ حال ہی میں ایچ پی سی اے کی ممبر ایسوسی ایشن، ہومیو پیتھک ڈاکٹرز ایسوسی ایشن ٹاؤن شپ لاہور کے صدر ہومیو پیتھک ڈاکٹر سلمان منہاس نے معزز ڈسٹرکٹ اینڈ سیشن جج لاہور کی عدالت میں کیس فائل کیا تھا جس میں استدعا کی گئی تھی کہ معزز پنجاب ہیلتھ کیئر کمیشن نے ہومیو پیتھک ڈاکٹرز کے لائسنس / رینیول کے لئے مبلغ 1000 روپے فیس چارج کرنی تھی لیکن پنجاب ہیلتھ کیئر کمیشن نے ہومیو پیتھک ایسوسی ایشنز اور دیگر متعلقہ سٹیک ہولڈرز سے مشاورت کئے بغیر اپنی من مانی کرتے ہوئے بلا جواز بھاری بھر کم فیسوں اور جرمانے وصول کرنے کے نوٹس جاری کر دیئے جس سے پنجاب بھر کے تمام ہومیو پیتھک پریکٹیشنرز میں شدید تشویش پائی جاتی ہے۔

☆ معزز ڈسٹرکٹ اینڈ سیشن جج لاہور نے 13 اپریل 2022 کو اپنے فیصلے میں پنجاب ہیلتھ کیئر کمیشن کو واضح ہدایات دیں کہ جیسا کہ ہومیو پیتھک ڈاکٹرز اور سٹیک ہولڈرز سے مورخہ 10 جنوری 2014 کے پنجاب ہیلتھ کیئر کمیشن کے میٹنگ منٹس کے مطابق یہ طے ہوا تھا کہ ہومیو پیتھک ڈاکٹرز کے لائسنس / رینیول کا فیصلہ سٹیک ہولڈرز سے مشاورت کے بعد طے کیا جائے گا لیکن تاحال پنجاب ہیلتھ کیئر کمیشن عدالت عالیہ کے اس حکم کی تعمیل کے لئے نا صرف لیت و لعل سے کام لے رہا ہے بلکہ ہومیو پیتھک ڈاکٹرز کو کلینک لائسنس / رینیول کی مد میں بھاری جرمانے کے خطوط موصول ہو رہے ہیں۔

☆ تمام ایسوسی ایشنز اور پنجاب بھر کے ڈاکٹرز اور سٹیک ہولڈرز فرڈانسلک کورٹ کی ہدایات کی کاپی کے مطابق اپنے خطوط کے عوض پنجاب ہیلتھ کیئر کمیشن کو جواب لکھیں کہ عدالت عالیہ کے فیصلے کی روشنی میں سٹیک ہولڈرز سے مشاورت کر کے ہومیو پیتھک ڈاکٹرز کے کلینک کی لائسنس / رینیول فیس اور دیگر قواعد و ضوابط پر فی الفور میٹنگ بلائی جائے اور ہومیو پیتھک ڈاکٹرز میں پھیلی ہوئی خوف و ہراس کی فضاء کو ختم کر کے ہومیو پیتھک سٹیک ہولڈرز کی مشاورت سے ہومیو پیتھک ڈاکٹرز کے کلینک کے لائسنس / فیس کا فیصلہ کیا جائے۔

دعاؤں کا طلبگار:

جنرل سیکریٹری

Regional Office (Northern Zone):

29-A, Anum Road, Industrial Estate (Glaxo Town), 20KM, Ferozpur Road,
Lahore-Pakistan. Land Line: 042-36112950, Mob: 0300-8477681

Regional Office (southern Zone):

RS-6 Fantasy Heights Malik Cooperative Housing Society (Commercial Lane),
Gulzar-i-Hijri Scheme-33, Karachi. 0300-5008464 0300-8502570

IN THE COURT OF DISTRICT & SESSIONS JUDGE, LAHORE

COURT FEE

FOR OFFICE USE

Institution No: 320

Category: 2000

Sub Category: جنوری

Type of Case: سو

Date of Institution: 21-12-21

Date of Appearance: 25-12-21

Presented By: طاہر امین

Court Room No:

Entrusted To: Self

System No: 13140821

Court Reg. No:

Date of Decision:

Type of Decision:

Consignment No:

Consignment Date:

FOR COUNSEL USE

کیا فریقین میں پیشگی کا مقدمہ یا درخواست منہات کسی عدالت میں زیر

رجسٹر ہے

اگر ہے تو کس عدالت میں

اگر فیصلہ ہو چکا ہے تو کس عدالت سے اور کب

Counsel/Petitioner Signature

Title of the Case

Party Name (Petitioner/Plaintiff) 1-: Homeopathic Dr. M. Sultan

CNIC NO: Minibus

CELL NO:

E.MAIL ADDRESS (If Any):

Party Name (Respondent/ defendant) 1-: Dr. M. Sultan

CNIC NO: 9999999999999999

CELL NO:

E.MAIL ADDRESS (If Any):

ATTESTED

Asst. Supdt.

District & Sessions Judge, Lahore

15 APR 2022

IN THE COURT OF DISTRICT & SESSIONS JUDGE
LAHORE

320

Application No. _____/2021

Homeopathic Dr. Muhammad Suleman Minhas son
of Muhammad Bashir, resident of House No.669,
Block-IV, Sector-A2, Township, Lahore.

.....Petitioner

VERSUS

1. **Punjab Health Care Commission** through its
Chairperson/CEO.
2. Director Licensing and Accreditation Punjab
Health Care Commission, Lahore.
3. Visiting/Report Officer of PHC.
4. President NCH & Stakeholders of PHC.
5. The State.

.....Respondents

**APPLICATION FOR REDRESSAL OF
GRIEVANCE.**

Respectfully Sheweth:-

1

ATTESTED

Asstt. Supdt.
Distt. & Sess. Judge
Lahore

15 APR ---

1. That the petitioner is registered Practitioner of National Council for Homeopathy (NCH) Islamabad.

2. That the petitioner attend many meetings with the Punjab Health Care Commission (PHC), regarding issuance of license as well as fees of license for practice as Homeopathic Doctors. In result of it was decided between petitioner and respondents will be issued license against fee of Rs.1000/- of license each. It is pertinent to mention here that it was decided all members including the President of National Council for Homeopathy (NCH) and also Stakeholder of Punjab Healthcare Commission (PHC) President of National Council for Homeopathic (NCH) was present and also Stakeholder of Punjab Health Care Commission (PHC), who satisfied the petitioner that the license fee will

15 APR 2017

be charge Rs.1000/- for license. The meeting of
 PHC Staff with Homeopathic Practitioners held
 on dated 10th January, 2014 at PHC to discuss
 the issues regarding the fee of issuance of
 license and registration followings had attended
 the meeting:-



- (i) Dr. Mushtaq Ahmed, Director CG&OS
- (ii) Dr. Riaz Ahmed Dir. Licensing and
 Accreditation
- (iii) Lt. Col. (Retd) Dr. Anees Ahmed Qureshi
 Additional Dir. Clinical Standards
 Development.
- (iv) Homeopathic Doctor SulemanMinhas
 President Homeopathic Doctors
 Association.
- (v) Homeopathic Doctor Abdul Hameed Rana
 Senior Vice President Homeopathic
 Doctors Association.

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Asst. Supdt.
 Distt. & Sessions Judge

15 APR 2014

(vi) Homeopathic Doctor Khalil Ahmed
Chairman HAQ.

(vii) Homeopathic Doctor Syed Aulad-e-
Husnain Naqvi, Vice President HAD.

(viii) Miss Atia Fatima Qureshi, Research
Officer CG&OS.

It was also recommended by the homeopathic
doctors regarding License Fee (Page No.03)
during meeting which was held on dated 10th
January, 2014 at PHC with Homeopathic
Practitioners. Copy of the minutes of meeting is
attached, which is reproduced here as under:-

***"The licensing fee structure for
homeopathic Practitioners is under
review by the board and it is expected to
be reasonably low"***

3. That it was also settled that when the PHC
Staff will inspect the clinic and Homeopathic

ATTESTED
15 April 2014

Doctors will be the part of the inspection team and the name of the doctor will be given by the Homeopathic Doctors Associating Lahore but despite the lapse of four years the above said terms were not complied with.

4. That more than 200 Homeopathic Doctors have been registered and they also have deposited Rs.1000/- each as per decided in meeting held on 10.01.2014 (Annexure-B). And the respondents have received licenses fee at the rate of each and also issue license to all the applicant, but now, the PHC has started demanded of Rs.4000/- each for issuance of license from each through letter dated 24-8-2016 (Annexure-C).

5. That the government Hospital are over burden, facing problems of general people and due to

this the patients are approaching to

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Asstt. Supdt.

Distt. & Sessions Judge
Lahore

15 APR 2022

Homeopathic Doctors for their proper and better treatment, but the respondents while ignoring this fact did not trying to resolve the matter about homeopathic doctors and also demanding illegal and unlawful money.

6. That the NCH is receiving Rs.1140/- as license fee as well as the renewal fees for the period of four years, whereas, the respondents working as provincial PHC and demanding Rs.5000/- which are very excessive against the law.

7. That the meeting has been held on 07.02.2014 in which the respondents assured to the homeopathic doctors that fee will be received by the respondents according to the satisfaction of the homeopathic doctors and the respondents will not create burden upon the homeopathic doctors and same has been written on the letter of PHC.

ATTESTED
Asstt. Subd.
Distt. & Sessions Judge
Lahore
15 APR 2014

8. That according to the PHC own

RasalaZameema (Q) 3.8. Page No.112 clarified

that committee will bound to solve the dispute.

Copies of the affidavits are attached herewith.

9. That Article 10 of Human Rights explained

which signed on 4th November, 1950 and the

same has been passed on 3rd September, 1953

by 46 members of European Union and the

said Article has independent which provides for

protecting the public health, respect education

etc.

10. That whereas National Council for Homeopathic

(NHC) charge too much less fees as compared to

PHC for the renewal of license.

11. That Homeopathic Doctors are playing very

important role in Pakistani Community and but

the respondents did not issued licenses to

Homeopathic Doctors at the proper and

ATTESTED

Asslt. Supdt.
15 Aug 54
is Judge
Chore

committed fee of Rs.1000/- against each license that is very much necessary. Homeopathic Doctors have not enough resources to pay additional 4000/- each for the getting of license rather the respondents flatly refusing to issue license against Rs.1000/- as fee.

12. That the petitioner time and again requested the respondents to act in accordance with law and issue the license as per settled terms and include a homoeopathic doctor in inspection team but they are lingering on the matter on the lame excuses. It is pertinent to mention here that it is my second application as I withdrawn my first application due to some technical and clerical mistakes.

13. That the cause of action accrued in favour of the petitioner and against the respondents due to the above said facts and circumstances finally when

TESTED
Asstt. Commr.
Dist. & Sessions J.
Ludhiana
15 APR

the respondents refused to accede the genuine request of the petitioner, which is still continuing.

14. That the parties to the petition are residing at Lahore, the cause of action also accrued at Lahore, therefore, this Honourable Court has got the jurisdiction to try the application.

15. That the value of the petition for the purpose of court fee and jurisdiction is fixed Rs.2000/- which is exempted from the court fee.



PRAYER:-

In view of the above submissions, it is, therefore, most respectfully prayed that instant application may very kindly be accepted and direction may also be issued to respondents to act in accordance with law and issued the license as per settled terms against fee of Rs.1000/- each Homeopathic Doctor and include a Homeopathic Doctors in inspection team, in the interest of justice.

It is also prayed that respondents may kindly be restrained from serving notice of additional charges of Rs.4000/- to the petitioner.

1 ATTESTED
15 APR 1971
Asstt. Supdt.
Sessions Judge
Lahore

Any other relief, which this Honourable Court deems fit and proper may also be awarded to the present petitioner in the interest of justice.

Petitioner

Through

TAHIR IQBAL MINHAS
Advocate High Court



M ASGHAR NOUL

Advocate
Office No.7, 2nd Floor,
Hajvery Centre,
ChowkChauburji, Lahore.

CERTIFICATE.

As per instructions of my client, this is the first application on the subject matter before this Honourable Court.

ADVOCATE

TESTED
11.5 APR 2011

Homeopathic Dr. Muhammad Suleman Minhas. Vs. P.H.C etc.

01.03.2022.

Present: Proxy counsel for the appellant.
Learned counsel for the respondent/PHC

As per request made by learned proxy counsel for the appellant, now to come up for arguments on 17.3.2022.

Announced:

01.3.2022.

Mustafa.

Habib Ullah Amir,
District Judge, Lahore.



Present: Learned counsel for the petitioner.
Learned counsel for the respondent/PHC.
Arguments of learned counsel for the petitioner heard.

2. In the interest of justice and as per request, to come up for arguments on behalf of respondent/PHC on 24.03.2022.

Announced.

17.03.2022.

Khan.

District & Sessions Judge,
Lahore.

Present: Learned counsel for the appellant.
Learned counsel for the respondent/PHC.
Learned counsel for the respondent/PHC seeks adjournment as record is not available.

2. In the interest of justice and as per request, to come up for arguments on 06.04.2022, when record will also be produced.

Announced.

24.03.2022.

Khan.

District & Sessions Judge,
Lahore.

Present: Learned counsel for appellant.
Proxy counsel for the respondent/PHC.

In the interest of justice and as per request, to come up for arguments on behalf of respondent/PHC ON 13.04.2022, when record will also be produced.

Announced.

06.04.2022.

Khan.

District & Sessions Judge,
Lahore.

1 ATTESTED
Asst. Suddt.
Dist & Sessions Judge
Lahore
15 APR 2022

Present: Learned counsel for the petitioner.
Nemo for the respondents.

Learned counsel for petitioner states that application filed by petitioner seeking exemption from license fee to Homeopathic doctors has not been decided since 2015. Further submits that it was also confirmed through minutes of meeting of PHC staff dated 10th January, 2014 at PHC that participants were also informed that the licensing fee structure for Homeopathic practitioners was under review by the PHC Board and was expected to be drastically reduced whereas there is no fee for registration. However, the matter is still pending and has not been disposed of yet. Learned counsel is satisfied if a direction is issued to PHC/respondent that application of petitioner may be disposed of expeditiously in accordance with law in the light of minutes of meeting.

2. In view of above, the application is disposed of being not pressed. However, respondent/PHC is directed to decide application of petitioner expeditiously in the light of minutes of meeting but in accordance with law.

3. file be consigned to Record Room after its completion by Ahlmed (Civil) of this court.

Announced.
13.04.2022.
Khan.

District & Sessions Judge,
Lahore.

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Asst. Supdt.
Office of the District & Sessions Judge Lhr.
Authorized Under Article 17
Qanoon-e-Shadat 1284

15 APR 2022

Application No. 20936
Date of Application 15/4/22
Date Intimated To Collect Copy 22/4/22
Or Any Other Extended Date 15/4/22
Number of Pages 13
Words 115
1) Fee Rs. 1500/-
2) Urgent Fee Rs. 2200/-
3) Search Fee Rs. 2200/-
Total 6900/-
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Date of Delivery

16/04/22