



BEFORE THE DISCIPLINARY COMMITTEE OF PAKISTAN MEDICAL COMMISSION

In the matter of

Complaint No. P.F.4-MISC-85/2022-Legal

Pak Red Crescent Medical and Dental College, Lahore

Vs.

Watim Medical College, Rawalpindi

Prof. Dr. Naqib Ullah Achakzai	Chairman
Prof. Dr. Noshad Ahmad Shaikh	Member
Mr. Jawad Amin Khan	Member
Barrister Ch. Sultan Mansoor	Secretary

Present:

Mr. Abdul Rahim	Manager HR, Watim Medical College
Date of Hearing	10.10.2022

I. FACTUAL BACKGROUND

1. Pak Red Crescent Medical and Dental College (the “Complainant”) issued a complaint against the Watim Medical College (the “Respondent”) on 02.06.2022, wherein it has been alleged that nine (09) students of MBBS session 2020 were transferred from the Respondent to the Complainant. Brief facts of the complaint are:

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- a) *Watim Medical College had issued 09 different cheques, each amounting to PKR 1,050,000/- and a total summing up to PKR 9,450,000/- in respect of these 09 students' tuition fee, however, all of these cheques were dishonoured due to insufficiency of fund. It has been alleged that the Respondent has failed to make the requisite payment to the Complainant, despite repeated reminders.*
- b) *In relevant account, the Commission had vide its letter dated 10-08-2021 directed the Watim Medical College to make the payment pertaining to these 9 students. However, the College failed to comply with the directions issued by the Commission.*

II. SHOW CAUSE NOTICE

2. In view of the allegations leveled in the Complaint, the Commission vide its letter dated 13.06.2022 forwarded the complaint to the Respondent. Pakistan Medical Commission issued a reminder letter to the Respondent regarding its earlier letter dated 10.08.2021, whereby the Respondent was directed to transfer the amount pertaining to the fee of 09 students to the Complainant. Further, the Commission directed the Respondent to submit its response to the allegation leveled by the Complainant.
3. In view of the Respondent's failure to respond to the Commission's letter dated 13-06-2022, a Show Cause Notice dated 26.06.2022 was issued to the Principal of the College conveying the allegations in the following terms:

*"... 3. **WHEREAS** the Commission had formulated the PMC (Admission Regulations, 2020-21 (the "Admission Regulations 2020"), which provided under regulation 8 that the college from whom the student transfers shall be required to reimburse the student the fee deposited by the student, other than the non-refundable admission fee, within fourteen (14) days of transfer and after deducting pro rata the fee for the number of days the student remained at the college. The reimbursable fee shall be transferred by the college of the student to the accepting college directly. Any dispute as to transfer of fees by one college to another may be referred by such college or colleges to the Council without affecting the studies of the student; and*

*4. **WHEREAS** the Commission has formulated the Medical and Dental Undergraduate Education (Admissions, Curriculum and Conduct) Regulations 2021, (the "Admission Regulations 2021") which provide under regulation 18 that if any student seeks to transfer from the college, the*



college shall have the right only to adjust the tuition fee already paid pro rata to the period spent by the student in the program; and

5. **WHEREAS** the Commission is in receipt of a complaint bearing Ref. PRCMC/PO/585/22 dated 02.06.2022 from Pak Red Crescent Medical and Dental College, Lahore against Watim Medical College (the "College"), wherein it has been alleged that nine (09) students of MBBS session 2020 were transferred from the College to Pak Red Crescent Medical and Dental College and the College issued 09 different cheques to Pak Red Crescent Medical and Dental College, each amounting to PKR 1,050,000/- and a total amounting to PKR 9,450,000/, in respect of these nine (09) students, however, cheques were dishonored due to insufficiency of funds; (Annex I) and

6. **WHEREAS** in terms of Complaint the College has failed to make payment to Pak Red Crescent Medical and Dental College in respect of the 09 students transferred to the Pak Red Crescent, despite repeated reminders to the College in respect of its cheques being dishonored; and

7. **WHEREAS** the Commission vide its letter dated 10.08.2021 had also directed the principal of the College to transfer the amount pertaining to the fee of 09 students, to Pak Red Crescent Medical and Dental College, however, the College has failed to comply with the direction of the Commission; and

8. **WHEREAS** such conduct of the College is, prima facie, in violation of the PMC Act, Admission Regulations framed thereunder and the directions of the Commission; and ...”

III. REPLY TO SHOW CAUSE NOTICE

4. Professor Dr. Maj. Gen(R) Muhammad Ahmed, Principal of the Respondent College submitted his reply to the Show Cause Notice on 19.07.2022, wherein he stated that:

- a) The said 09 students are amongst those group of students forcibly transferred from the Respondent college to different Medical Colleges by Defunct PM&DC and UHS with the plea that Watim Medical College is not recognized College as it was given recognition by the PMC (the body could not sustain due to non-approval of PMC ordinance). Moreover, Court Prohibited PM&DC, not to shift the students without final decision of Islamabad High Court but it was not complied with. PMC on its revival declared Watim Medical College as a recognized Medical College and affairs were on track

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