



**BEFORE THE DISCIPLINARY COMMITTEE OF PAKISTAN MEDICAL & DENTAL
COUNCIL**

In the matter of
Review Petition by Dr. Ghulam Asghar (52899-P)
in earlier decided Complaint No. PF.8-2141/2022-DC/PMC

Prof. Dr. Muhammad Zubair Khan	Chairman
Barrister Ch. Sultan Mansoor	Secretary
Prof. Dr. Mahmud Aurangzeb	Member
Mr. Jawad Amin Khan	Member
Expert of Gynecology	

Present:

Dr. Ghulam Asghar (52899-P)	Review Petitioner
Hearing dated	12.12.2024

I. FACTUAL BACKGROUND

1. An order of the Honorable Lahore High Court, Multan Bench dated 09.09.2024 in Writ Petition No. 11489/2024 was received at the PM&DC. This order conveyed that the instant petitioner, Dr. Ghulam Asghar (52899-P) has filed a review petition against decision of the Disciplinary Committee of the erstwhile Pakistan Medical Commission (PMC) dated 21.11.2022. Accordingly, the Honorable High Court directed the PM&DC in the below terms:

“... Respondent No. 1 is directed to look into the grievance of the petitioner and decide the said review application, if pending and not already decided, after providing an opportunity of hearing to the petitioner as well as all other stakeholders through a speaking order, in accordance with law expeditiously, preferably within a period of one month commencing from the date of receipt of certified copy of this order.”



2. Earlier, a reference was received at the erstwhile PMC, against the present review petitioner, Dr. Ghulam Asghar (52899-P) from the Punjab Healthcare Commission. After completion of codal formalities, including issuance of show cause notices, replies from the Respondents and rejoinder from the Complainant, hearing was conducted in the matter. The Disciplinary Committee found Dr. Ghulam Asghar guilty of misrepresentation and practicing with fake registration certificate at the Hospital. The decision was pronounced on 21.11.2022 and Dr. Ghulam Asghar was imposed a fine of Rs. 2.5 million and his medical license was cancelled.

II. PRESENT HEARING

3. The instant review petition was fixed for hearing before the Disciplinary Committee for 12.12.2024. Notices dated 04.12.2024 were issued to the review petitioner Dr. Ghulam Asghar, directing him to appear before the Disciplinary Committee on 12.12.2024.
4. On the date of hearing, the review petitioner was present in person.
5. Dr. Ghulam Asghar was directed to present his petition and state his case. In response, he narrated the contents of his review petition and stated that he had been condemned un-heard and the penalty imposed on him was due to lack of procedural compliance by the Disciplinary Committee. He stated that he had not been heard and the penalty was unjustly imposed on him as well.

III. FINDINGS AND CONCLUSION

6. The Disciplinary Committee has gone through the entire record of the instant review petition including the order of the Honorable Lahore High Court, Multan Bench in Writ Petition No. 11489/2024, received at the PM&DC. The petitioner has also been heard at length for all his submissions before this Committee.
7. It is noted here that the PM&DC received a reference against Dr. Ghulam Asghar from the Punjab Healthcare Commission, Lahore (PHC) dated 31.05.2022. The PHC had visited the Azeem Surgical Hospital in Dera Ghazi Khan and having found Dr. Ghulam Asghar practicing as Gynecologist asked for his credentials and registration. The registration was verified online through PM&DC records and it was found that Dr. Ghulam Asghar had only basic medical



qualification (MBBS) and did not having spe3clsit post-graduate qualification in Gynecology. Hence, being a jurisdictional issue, the case of Dr. Ghulam Asghar was referred to the PM&DC for necessary action.

8. Subsequently, the Disciplinary Committee issued a show cause notice to Dr. Ghulam Asghar where he was provided an opportunity to submit his written comments to the proceedings against him. Utilizing this opportunity, he submitted his written response, denying any mala fide. Thereafter, upon completion of codal formalities, a hearing was organized in the matter and matter was fixed, providing a written prior notice of hearing to Dr. Ghulam Asghar to present his version, before any decision. After hearing, all the parties and evaluating all the record in the complaint, the Disciplinary Committee then pronounced its decision, finding Dr. Ghulam Asghar as misrepresenting as a qualified Gynecologist, without necessary credentials. Accordingly, he was fined an amount of Rs. 2.5 million and his medical license was also cancelled.
9. Review petitions are limited in scope because their primary purpose is to address grave errors or oversights in a judgment that could lead to miscarriage of justice. Reviews are confined to examining whether the Disciplinary Committee inadvertently overlooked or misinterpreted material facts or legal principles that could have significantly altered the outcome. Further, it is settled principle of law that the exercise of review jurisdiction does not mean a rehearing of the matter and a review by its very nature is not a rehearing merely on the ground that one party or another conceived himself to be dissatisfied with the decision of the Disciplinary Committee.
10. It is clear to this Disciplinary Committee that there appears no procedural lapse or impropriety in its earlier decision dated 21.11.2022. In view of foregoing, the Disciplinary Committee is of the unanimous view that the instant review petition is devoid of any merit. Accordingly, the instant review petition filed by Dr. Ghulam Asghar (52899-P) is dismissed.

Prof. Dr. Muhammad Zubair Khan
Chairman

____ January, 2025