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IN THE SUPREME COURT OF INDIA
CIVIL ORIGINAL JURISDICTION

WRIT PETITION (CIVIL) NO.253 OF 2012

PEOPLE FOR BETTER TREATMENT (PBT)

... PETITIONER(S)

VERSUS

SECRETARY, INDIAN MEDICAL
ASSOCIATION (IMA) & ORS.

... RESPONDENT(S)

15/12/15
Assistant Registrar (Civil)

O R D E R

1. The present writ petition raises concern over the issue of Doctors going on a strike.

2. The petition is a public interest litigation filed pursuant to a series of strikes called by Doctors on numerous occasions, which brought enormous pain and suffering to certain patients, and was even responsible for the death of a few unfortunate patients nationwide, as enumerated in the various annexures filed by the Petitioner.

3. The Petitioner claims that stringent action must be taken against the doctors on a strike as stipulated in the Medical Council of India "Code of Ethics and Regulations", and as per the Hippocrates Oath, which is taken by every medical practitioner. The Petitioner also stated that any professional who is involved in public service must not cause inconveniences to people by striking work.

4. The said issue was highlighted before this Court previously in W.P. (Civil) No. 316/2006, wherein a total ban on "doctor's strike" and exemplary disciplinary action against the said doctors at AIIMS hospital who went on a strike was prayed for by the Petitioner therein. This Court disposed of the said petition by categorically stating that the doctor's involvement in a strike is a matter of great public importance and such an act may amount to negligence warranting action for

