

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Miscellaneous Application No. 1187/2019 in C.A. No. 3155/2017

[Arising out of impugned final judgment and order dated 09-07-2018 in C.A. No. No. 3155/2017 passed by the Supreme Court of India]

UNION OF INDIA

Petitioner(s)

VERSUS

MOOLCHAND KHAIRATI RAM TRUST

Respondent(s)

[Mr. Sanjay Jain, Senior Advocate and Mr. Ninad Laud, Advocate are amicus curiae]

IA No. 139051/2026 - APPROPRIATE ORDERS/DIRECTIONS

IA No. 90622/2026 - EXEMPTION FROM FILING O.T.

IA No. 122298/2026 - EXEMPTION FROM FILING O.T.

IA No. 142705/2026 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

IA No. 60637/2026 - PERMISSION TO FILE ADDITIONAL DOCUMENTS/FACTS/ANNEXURES

WITH

Diary No(s). 47165/2026 (XIV-A)

IA No. 230248/2026 - APPROPRIATE ORDERS/DIRECTIONS

Date : 09-09-2026 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA
HON'BLE MR. JUSTICE SHREE CHANDRASHEKHAR

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Ms. Harshita Sukhija, Adv.
Ms. Rishika Agarwal, Adv.
Ms. Ishani Shekhar, Adv.

UPON hearing the counsel the Court made the following
O R D E R

1. Respondent No. 32, Yatharth Hospital, was issued notice to explain as to why proceedings for committing contempt of court may not be initiated against it, and the responsible representative/Medical Superintendent of the hospital may not be sent behind bars.
2. In response to the said notice, Respondent No. 32, through its Medical Superintendent, has filed an affidavit stating that the hospital has not received any notice from this Hon'ble Court, nor the nodal officer has called upon it, to appear before this Court.
3. In paragraph 5, it is again mentioned that the hospital came to be aware about the pendency of the present proceedings only through informal communications and industry peers, and not through any formal service effected by the nodal officer as directed by this Court.
4. The above statement is contrary to and is head-on with the office report dated 22.04.2026, in which it was clearly brought to the notice of this Court by the Registry that notice has been served on Respondent No. 32, Yatharth

Hospital. Thus, the statement made in the reply is ex-facie false and *mala fide*.

5. Accordingly, we draw formal contempt proceedings against Respondent No.32 through Dr. Sushil Kumar Srivastava, authorized representative as Group Head (Legal) of Yatharth Hospital.

6. A reply to the contempt proceedings be submitted within a week.

7. The Amici Curiae have filed the Revised Delhi EWS Free Treatment Standard Operating Procedure (SOP), 2026. It is stated that only 12 hospitals joined the consultation for preparing the revised SOP.

8. Learned Senior Counsels appearing for several hospitals submit that they want time to examine the revised SOP and make suggestions, if any.

9. Let a single/unified document of suggestions be filed through Mr. Mrigank Prabhakar, AOR (9953068680) on behalf of all the hospitals, so that the revised SOP is made final on the next date of hearing.

10. List the matter(s) on 30.09.2026.

(MINI)
COURT MASTER (SH)

(ANU BHALLA)
COURT MASTER (NSH)