




# ASSOCIATION OF MEDICAL CONSULTANTS MUMBAI

Public Trust Act 1950 Regn. No. F - 7373 Bom  
Societies Regn. Act Xxlof 1860 Regn. No. Bom-454/81 GBBSD  
302, The Summit Business Park Premises Chsl., Opp. PVR Cinema, Andheri (East),  
Mumbai - 400 093.  
el: 022 26821109 / 26841109 / 49765332  98674 50066


## Minutes of Special General Body Meeting of AMC Held on virtual platform on 23<sup>rd</sup> January 2022 from 10am onwards

Following members attended the meeting:

SR	NAME	SR	NAME
1	Dr. Sushmita Bhatnagar	54	Dr. Unnati Shah
2	Dr. Niranjana Agarwal	55	Dr. Sunil Singhal
3	Dr. Smita Sharma	56	Dr. Jagdish Khandeparkar
4	Dr. Pradeep Baliga	57	Dr. Rashmi Mehta
5	Dr. Arshad Gulam Mohamad	58	Dr. Santoshjaybhaye Jaybhaye
6	Dr. Bipin Pandit	59	Dr. Viral Haria
7	Dr. Deepak Baid	60	Dr. Kalyan Ayyer
8	Dr. Rajeev Agarwal	61	Dr. Dushyant Punwani
9	Dr. Gurudas Kulkarni	62	Dr. Kaushal Sheth
10	Dr. Hemant Dugad	63	Dr. Ritesh Kharche
11	Dr. Ritesh Agrawal	64	Dr. Jyotsna Meshri
12	Dr. Sabhsingh Khambay	65	Dr. Nilay Bhatt
13	Dr. Vikrant Desai	66	Dr. Vidya Sharma
14	Dr. Jayesh Shah	67	Dr. Abhay Dalvi
15	Dr. Nilima Vaidyabhamare	68	Dr. Yogesh Bhadange
16	Dr. Sudhir Naik	69	Dr. Abhay Deshpande
17	Dr. Supriya Arwari	70	Dr. Jignesh Thakker
18	Dr. Veena Pandit	71	Dr. Raghendra Bellurkar
19	Dr. Vivek Dwivedi	72	Dr. Kiran Makwana
20	Dr. Rajesh Yadav	73	Dr. Manhoar Arwari
21	Dr. Nitin Bhatnagar	74	Dr. Milan Balakrishnan
22	Dr. Ashok Shukla	75	Dr. Neeraj Jindal
23	Dr. Rajendra Tiwari	76	Dr. Neeraj Khanna
24	Dr. Vikram Khanna	77	Dr. Niranjana Mayadeo
25	Dr. Dnyanesh Belekar	78	Dr. Rupesh Kashikar
26	Dr. Amit Nabar	79	Dr. Shiblee Siddiqui
27	Dr. Pradnya Kulkarni	80	Dr. Tushar Jagtap
28	Dr. Ajay Hariani	81	Dr. Uday Nayak
29	Dr. Dhiren Kalawadia	82	Dr. Dilip Pawar
30	Dr. Qayum Mukaddam	83	Dr. Anand Ambesange
31	Dr. Shivbhagwan Agarwal	84	Dr. Manoj Aithal
32	Dr. Lalit Kapoor	85	Dr. Avani Shah
33	Dr. Sujata Rao	86	Dr. Neelam Nalge
34	Dr. Kishore Adyanthaya	87	Dr. Nilesh Thete
35	Dr. Ajit Desai	88	Dr. Raju Uttamani
36	Dr. Rajendra Chawhan	89	Dr. Sameer Mucchala
37	Dr. Mukesh Gupta	90	Dr. Satish Gaikwad
38	Dr. Shrikant Badwe	91	Dr. Sharad Ghatge



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39	Dr. Suhas Kate	92	Dr. Ashwini Jogade
40	Dr. Rajendra Nagarkatti	93	Dr. Pradeep Gadiwan
41	Dr. Rajesh Bijlani	94	Dr. Amit Trivedi
42	Dr. Lalita Mayadeo	95	Dr. Jyoti Bobe
43	Dr. Guirish Ambe.	96	Dr. Manoj Patel
44	Dr. Alpa Modi	97	Dr. Multan Sharma
45	Dr. Narendra Dedhia	98	Dr. Dinesh Hegde
46	Dr. Ketan Parikh	99	Dr. Satish Patkar
47	Dr. Achut Nayak	100	Dr. Shweta Dubey
48	Dr. Anand Parihar	101	Dr. Meena Kamat
49	Dr. Nikhil Datar	102	Dr. Nimesh Mehta
50	Dr. Sangeeta Pikale	103	Dr. Naresh Agarwal
51	Dr. Lata Ghanshamnani	104	Dr. Raajeev Hingorani
52	Dr. Rahul Rane	105	Dr. Atul Shah
53	Dr. Hemant Pikale	106	Dr. Nitin Jain

10.00 am Dr. Pradeep Baliga welcomes the members to the Special General Body Meeting of AMC. Due to lack of quorum the meeting is adjourned by 15 minutes.

10.15 am Dr. Baliga calls the meeting to order and requests President Madam to initiate the proceedings.

President Dr. Sushmita Bhatnagar greets the members with good wishes in the golden jubilee year of AMC. She requested all to remain cordial and respectful to each other so that there could be short and successful meeting. Before starting the meeting, she mentioned that due diligence was taken and notice was posted on 1<sup>st</sup> Jan 2022, at Registered Office, taking care to inform members in advance, as mandated. Subsequently it was posted on AMC website and mobile App, fulfilling the criteria of 21 days. The MC and OB are in the loop regarding the SGBM.

She mentioned the process of this special AGM wherein every member will be unmuted and allowed to speak, in rotation, after member raises virtual hand. This arrangement is made for the smooth functioning of the meeting, as we are on virtual platform, and not to deny right of the member to speak.

President madam informed the agenda of the meeting as **“To address issues related to 2021 election complaints and deliberate on appropriate actions to be taken”**.

The SGBM had been called as there were three complaints following the AMC elections 2021, from Dr. Debraj Shome, Dr. Vivek Dwivedi and Dr. Dhiren Kalawadia, with the Election Tribunal. The Tribunal had to take action and decided to hold third audit after multiple discussions. The report of this audit was received on 10th November 2021, and was discussed in the 4th MCM on 28th November 2021, held at the new AMC Office. The MC deliberated on this matter in a great detail. Some recommendations came out of this. The audit report asked for a reelection, but, the MC decided that it is too late to hold reelection. As the calling of choice of reelection or not, rests with the GB, it was brought for discussion in this SGBM. Dr. Sushmita Bhatnagar reiterated that she is only doing her duty as mandated by the MC, without




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any bias or prejudice. Many issues came up during MCM, hence, to protect the fairness of upcoming AMC elections 2022, this meeting was essential. She invited head of the Tribunal Dr. Niranjana Agarwal to present the audit report.

Dr. Niranjana Agarwal described that the elections fought in March 2021 were as never before. The issues raised and the conduct of elections are known to all. Unfortunately, it happened just before the upcoming golden jubilee year of AMC. It made us sad. Elections were fought before also. But, the allegations, counter allegations, among the people who were supposed to conduct the elections, were so high and so were the interpretations of the constitution, twisted so vehemently, to suit the individual goals. We got the legal notice, even before the election results were declared. The AGM said to go ahead after the first two audits were rushed through within a day and a half. It was decided that a third audit will be done in the need arises or further complaints came up. The name of the association had to be cleared. As there were complaints after the results, we were compelled to go for the third audit. Lot of time was lost in the preparation for the same – contacting the complainants, getting their statements, report from Nityam after signing NDA with them, etc. Finally an agency, recognized by the government was found with a task of thorough forensic audit of every election trail, so that not even an iota of doubt remained in the mind of anybody, about the fairness of elections. Lot of paperwork and data sharing were to be done, from many sides. Due to the pandemic affecting many people/families involved in these activities, the whole process got delayed. Ultimately, the physical interrogation took place and the report was given to us on 10th November 2021.

There are two parts of the report. One is the actual forensic trails of election, data which was there etc. The second is the part of physical interrogation of the person suspected to have truncated the data. The first report said that no untoward incident has happened in truncating and we can go ahead with the results. They suggested some kind of security network has to be there so that any suspicion should be avoided in future. The interrogation was conducted by the chief of cybercrime, Mr. Harold D'Costa, with Nityam team and three Tribunal members, and the Managing Trustee being available in the office. There were certain questions which the Nityam team was not able to answer. It was concluded that the system was not entirely foolproof and Nityam did not take certain measures to prevent cyber assault that could occur. That is the reason they concluded that it is difficult to say that free and fair elections have taken place, and, reelection should occur. This report was placed before the MC Meeting held on 20th November 2021. Discussion took place. In the larger interest of the organization and because the forensic audit did not find anything except security lapses in the system, lacunae in the system of Nityam, we decided that there should be no reelection. Especially in the golden year of AMC we should not send a message, which would start pointing fingers towards the organization. The complainant readily agreed to this and was prepared to withdraw the complaint. The interest of the organization should be protected first. The MC recommended that we must not have a reelection. However the MC and the Tribunal are not the sole authority and such




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kind of major decision lies with the General Body. We want your endorsement for the same. That is the first thing.

Then, there were issues raised during MC Meeting, in the three audits conducted and while checking the trail mails, we found that some sort of course correction must be done. After having spent so much time, energy and money, we have to prevent occurrence of such kind of incidents, in future.

The first and foremost lacuna is the system which we have for election, which needs safety-guard. The software must be audited pre-election, so that we ensure that nothing can be tampered with during election. Whichever agency is employed to conduct election, it must be ensured that there are no loopholes in the system.

Secondly, during the election, the constitution was twisted, as per personal whims and fancies. I recommend that a committee be set up, that will look in to all the lacunae and ensure that nobody will misuse their powers. Let the General Body give the powers to the committee so that even in this year the elections are conducted in a free and fair manner. A formal amendment can be taken up later.

We have an arrangement that the three past Presidents become the election officers. Somewhere down the line we have realized that it is not a good idea. During this election multiple biases were observed. People, who are directly or indirectly connected with the election process this year, must take a moral responsibility to stay away from becoming election officers. During this election at least, let GB recommend some other three past Presidents to conduct the election. It requires a constitutional amendment. We can take up the discussion in the upcoming GB Meeting, later this year. We should ensure that the upcoming election must not be marred by the biases, egos, etc., which show the Association in a poor light. This is the third recommendation. Over to President Madam.

Dr. Sushmita Bhatnagar: Thank you Dr. Niranjana for giving very concise report of the entire events that happened. We must hear a few things from Dr. Smita Sharma, who was the Chief Election Officer, following which we can start discussions.


Dr. Smita Sharma: I have the full report of election process with all the trails, all the conversations, all where the constitution was interpreted wrongly and several other biases. I am going to hold it right now. But, as the purpose of this meeting is to harmoniously solve everything, not to create any disharmony. I will bring it up only if required. I think we can give others chance to talk. First of all, is the house agreeable to the proposal of Head of the Tribunal.

Dr. Niranjana: This is what I feel, but the General Body must have a say. If we start the discussion, the allegations and counter allegations will start. We are all here to safeguard the interest of the Association. We may have difference of opinion. Everybody agrees that the software needs to be audited before election and necessary safeguards to be taken. Let us take the proposals one by one.

Does the house agree that there should be no reelection?



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Dr. Sushmita Bhatnagar: Let us enable the chat and ask members who have raised their hands to speak. She named members who had raised their hands, one by one, enabling them to speak.

Dr. Jignesh Thakkar: We have gone through such experience with Nityam in 2018, in Radiology Association. There is no system which is foolproof. He gave information of the case wherein more than 15 lakh rupees were spent in prolonged court cases, after a defeat in an election. Let there be a committee to decide how to campaign and hold the election. There cannot be any personal “my way” of conducting the election. Let there be rules of campaigning and moral code of conduct. Action will be taken if someone does not follow the code. Let there be a system in place to avoid things going murkier. Only those who follow will contest. The mudslinging must not be allowed. No reelection; let bygones are bygones. Let there be a proper robust system in place. Let us go with the positivity. Thank you.

Dr. Dhiren Kalawadia: I was one of the complainants. I had asked for certain things to be provided from the election commissioners. First was the agreement/MOU signed between AMC and Nityam. Second was the agreement between AMC and each of the Auditors investigating apprehensions and complaints cast by the contestants on Nityam. Third was the auditors’ reports. The last was the Candidate audit trail and voter audit trail from Nityam. I was told to sign a confidentiality agreement as Nityam was insisting for it. As a member of AMC it is my right to have, the agreement between AMC & Nityam. It was not given to me. Agreement between AMC & Auditors was not given, so also the report from auditors, given before the last AGM. I agree with what Dr. Niranjana said about plugging the loopholes and having a robust system in place so that there will be transparency and confidence in the system. If there is a rule, it must be applicable to all, no one can be above rules. If changes are made, must be made applicable to everyone, cannot be selective. Like election officers, even Tribunal members also, directly or indirectly, must not take part in the election process. Both, the election commission and Tribunal must stay away from election process.

Dr. Sangeeta Pikale: My questions: 1. Who forms the tribunal? 2. What are the criteria or eligibility for the tribunal?

Dr. Niranjana Agarwal: The Tribunal is made as per the constitutional direction. They are supposed to take all complaints post-election. The head of the Tribunal is the Managing Trustee. Two more Trustees are appointed. Dr. S. S. Khambay and Dr. Shrikant Badwe along with me were part of the Tribunal.

Dr. Sangeeta Pikale: So, the Tribunal is also a part of the regular Managing Committee. The third question is: Whether the Managing Trustee or the other two Trustees, who were the tribunal, were they part of election campaigning? Were they supporting any candidate in the election?

Dr. Niranjana Agarwal: There is no constitutional provision which prevents them from doing so.

Dr. Sangeeta Pikale: Usually a Tribunal has to be nonbiased. If it has to judge, cannot be part of the same campaigning. The whole authenticity of the tribunal falls apart. A




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judge cannot be a part of the same discussion. The constitution of India and the laws of the land clearly define who can or cannot be a tribunal person. There are things from moral turpitude etc. There are multiple citations from the courts. Repeated her question.

Dr. Niranjana Agarwal: I repeat again, we follow our constitution, which is silent on this. That is why I have suggested forming a committee to look in to the lacunae. The scrutiny committee, before election, also had suggested then President, not to take any sides. He vehemently refused saying there is no such thing in the constitution. Actually, it is clearly mentioned that the President has the casting vote. In spite of that he chose to campaign for one candidate and agreed that the others can also do so. Despite that none of the Tribunal members campaigned in groups. They only sent personal messages, only to their close contacts. We can only discuss constitution of AMC in this meeting and not beyond that.

Dr. Sangeeta Pikale: This kind of a tribunal is prima facie failure as an unbiased tribunal. MC members taking part in a discussion, becoming part of the Tribunal, and then deciding on MC. Were the FAMCI President and other OB campaigning? What is the time limit put to the Tribunal? Is the new committee going to be formed among the MC, by the MC?

Dr. Niranjana Agarwal: The new committee formation is for the AGM to decide. We are trying to find out lacunae and to correct them. One has to take the things in the right spirit.

Dr. Sangeeta Pikale: A very small number of AMC members are joining this meeting. My last question is, in the MC, among the voting members how many are elected and how many are nominated members?

Dr. Niranjana Agarwal: That is beyond the discussion of the SGBM.

Dr. Sushmita Bhatnagar tried to intervene, was interrupted.

Dr. Sangeeta Pikale: Holding of SGBM was the decision of the MC, after the 4<sup>th</sup> MC meeting. That is why it is important, who are the voting members in the MC. My other questions, unanswered, are raised in the chat box or may be sent by mail. I rest my case.

Dr. Sushmita Bhatnagar: Madam, all your questions are noted. We have not even discussed here, so many things that happened last year. Let it be discussed in a separate forum. This is not what we are here for.

Calls the next speaker.

Dr. Smita Sharma: Want to answer some questions which come under my purview. The special amendment was passed in 2019 that all the co-opted members do not have the right to vote, they can participate in the discussion in the MC.

Dr. Sangeeta Pikale: Co-opted members are those only co-opted by the President. I am saying about the nominated members, means, Chairpersons, Zonal directors and others.

Dr. Smita Sharma: Please read the constitution to get the answers. About campaigning, it is very clear that the Returning Officers (R.O) cannot canvass. But, one R.O. did




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campaigning for one contestant, said he did not want to be a R.O. Then, changed his mind and remained as one. I have all the trails with me but, do not want to bring it here now. One R.O. has blatantly campaigned. About the question from Dr. Kalawadia, every year there is M.O.U. signed between AMC and Nityam.

Dr. Sushmita Bhatnagar thanks Dr. Smita Sharma and calls the next speaker.

Dr. Sudhir Naik: Appreciated the way Dr. Niranjan Agarwal presented the report of the Tribunal. He regretted that some seniors are trying to rub salt on the wounds which we are keen to close. Due to some lacunae in the system some unethical things were done by some people, and we need to rectify the same. As responsible seniors we must understand that situation, because if such things continue to happen, the reputation of the association will be in trouble. Dr. Pikale's suggestions were incorporated earlier when she was in the review committee and her suggestions today will also be looked in to. The pointed questions regarding the morality are uncalled for. We trust our Tribunal members to be impartial. They have been exemplary this year, having been impartial in the past. We are not here to see what went wrong. We did see certain things were done wrongly, must not occur this year also. The vicious campaigning that happened in the past should not be occurring. Members are getting frustrated with the amount of canvassing done. Abusing in social media has to stop. Let there be well defined way of campaigning. If AGM cannot form a committee to improve the system, I fail to understand which body can do it. I have my strong objections to the use of the words like impropriety, immorality, unethical, etc., which must be avoided, in future too.

Dr. Sushmita Bhatnagar thanks Dr. Naik and calls the next speaker.

Dr. Hemant Dugad: Nityam is conducting our elections for many years, we had lots of complaints against it, even in Lion's club. Yes, agree with D. Niranjan and Dr. Jignesh, that no system is foolproof. It is very difficult whether a pre or post-election audit is done. The server is in control of the agency. The pin with which login was done, voting process started, completed and results obtained. There is always a probability that the pin can be misused. No auditor of whatever repute can give a categorical answer that the system is foolproof. Not possible. It ultimately boils down to the people who are conducting the elections. The discussion should bring us to harmonious conclusion, so that as many possible loopholes can be plugged so that in future we have a better system to conduct the elections. Past Presidents, some leaders and senior members of MC can constitute the committee. Seniors should take cognizance of the lacunae and sit together unbiasedly, to plug the loopholes and see that AMC in the golden jubilee year is better in the next 50 years than the last 50 years.

Dr. Sushmita Bhatnagar thanks Dr. Dugad. She said there are lots of points to be discussed, but, did not bring out those points. Our purpose is to resolve and have a proper discussion on this. So far this is going on in a unilateral way where members may not be aware of all the incidents which happened during the elections last year and that those points should be informed now. I request Dr. Niranjan and Dr. Smita to take over.




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Dr. Niranjana Agarwal: Our intention is clear. These discussions will never end. We want the association to be functioning in a better way, and we want to plug the loopholes. Forget if some people think in a different way. Majority here want the elections to take place in a friendly way. Let us forget the negative things and go ahead with positive thoughts. That is what my proposal would be.

Dr. Sushmita Bhatnagar thanks Dr. Niranjana, calls next speaker.

Dr. Shrikant Badwe: We have to go further rather than digging the old things. Otherwise the meeting will be unending.

Dr. Sushmita Bhatnagar thanks Dr. Badwe, calls next speaker.

Dr. Deepak Baid: Appreciated the way the meeting is going. Absolutely agree with Dr. Niranjana also. 1. There should not be any reelection. 2. We need to relook the way and pattern in which we should go ahead. Because, it is absolutely not right, though it is not there in the constitution, we should not be campaigning. My suggestion is the President, the Past President and President Elect, election officers and Tribunal should ideally be not campaigning, at all. Office Bearers campaigning may be plus or minus. Whichever committee is formed let invitations be sent to all past presidents to be part of the committee, whoever wishes to join. Let the association be more like an association than the actual way it is going on. We have a beautiful association to look for. In the MC we do have the discrepancy as far as the voting rights are concerned. We need to look in to this also. Out of 60 people only 20 are the elected people. The elected people must have the heavier say than the nominated people.

Dr. Sushmita Bhatnagar thanks Dr. Baid and calls the next speaker.

Dr. Sangeeta Pikale: Legally this particular Tribunal is invalid. A constitutional amendment is needed, very urgently on this. Our constitution cannot be held valid or legal if it is not in line the law of the society's act, land, constitution of India and constitution with the charity commissioner.

Dr. Sushmita Bhatnagar thanks Dr. Pikale, calls the next speaker.

Dr. Arshad Gulam Mohammad: There are two issues I can identify. One is the reelection and the other one is smoothening of election process. All SGBMs are agenda specific. As far as reelection is concerned, everyone has understood by now. Cases filed before the results are announced are quite different from the ones done after the announcement. Courts in general are not amenable to admit the petitions which are filed after the results are announced. If you analyse these cases you will find that overwhelmingly large number of cases went against the petitioner. So there is no case, as far as I think, for reelection. Unless we want to make laughing stock of ourselves, I do not think even we should think in those lines. Making the election process smoother is always welcome. I am with the decision of GB in this. Thank you.

Dr. Sushmita Bhatnagar thanks Dr. Arshad and calls the next speaker.


Dr. Rajeev Agarwal: Agree with Dr. Niranjana. We should form a committee of seniors. Let the election process be made better for everyone, with a happy ending. Let the upcoming elections will not have such happenings as seen in the past. Thank you.

Dr. Sushmita Bhatnagar thanks Dr. Rajeev and calls next speaker.





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Dr. Abhay Dalvi: I go with majority opinion in the chat box saying no to reelection. As far as the guidelines to smoothening the process, let there be a committee to suggest the same and come before a proper AGM, as an agenda. Thanks.

Dr. Sushmita Bhatnagar thanks Dr. Dalvi. She thanks everyone for their opinions and suggestions. To conclude, she mentioned that she would like to emphasize whatever discussion we had today.

First of all, there will be no reelection, as agreed upon by the SGBM.

Secondly there will be a committee to look in to the election matter. All the matters will be presented by everyone, whoever wants to.

Thirdly we will have a new election vendor, after asking for quotations. Three election officers must be selected for this year, as per the discussion. The elections this year will be held before the proposed committee presents its report. So, we need to select the election officers right now. The last point as suggested by many that the constitutional amendments are required. The committee looking in to all election matters will also urgently look in to this. This can be presented in the AGM this year. Now, three election officers for this year must be named. She requests Dr. Niranjana to speak on this.

Dr. Niranjana Agarwal: Congratulated President Madam for conducting SGBM in a nice manner. He congratulated all the members who opined in the interest of the Association. We look forward to working together in a nice atmosphere. He thanked all, Dr. Deepak and Dr. Nilima, in particular, because we want to be with you all and do not want to exclude anyone from anywhere. That is the message we want to give. As far as three election officers for this year, I would like to recommend three people with impeccable integrity; they are Dr. Suresh Rao, Dr. Umesh Oza and Dr. S. N. Agarwal. If everyone agrees, we can go ahead.

President Madam seconded the proposal. It is an excellent suggestion, she added. Dr. Baliga fully agreed with the proposal.

Dr. Niranjana Agarwal: I think lot of people agreed in the chat box also. So, we can have the final conclusion on this.

Dr. Sushmita Bhatnagar concurred, said majority seem to agree. That is great. Together we will resolve all the differences and go ahead. We will emerge victorious. She thanked all, and concluded the meeting.

Dr. Niranjana Agarwal also thanked all the members.

Dr. Sushmita Bhatnagar: Let members who have not spoken so far also express their opinion.

Dr. Mukesh Gupta: Thank you. It is really difficult for one to join as election officer and see all the friends fighting the elections. It becomes not only moral but also ethical dilemma for everyone. This is really nice way to look in to it. He reiterated that as election officers they tried to do the best to see to it that it was conducted in a fair way.

Dr. Suhas Kate: I agree with Dr. Niranjana when he named election officers. My two questions are: On what criteria these people are selected. Have they been asked whether they are willing to become election officers? Thank you.




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Dr. Niranjana Agarwal: Answering the questions said there were no fixed criteria over here. I just put a proposal and everybody is agreeing. The second question is really valid. I will take the moral responsibility to convince them.

Dr. Nilima Bhamare: Thanked all for their faith in her to become the President of the association next year. I look to working with everyone harmoniously. I am not happy with the way the next tribunal is announced. A proper MC meet has to happen; constitutional amendment is needed before we have such a tribunal. Because in the recent amendment, there is a provision made in the constitution to make it unbiased, that the past three Presidents only can become the election officers. When the amendment is made and passed in the solid AGM, I do not think a SGBM which is poorly attended and only some people here are agreeing, I do not think it is acceptable. Three names given are absolutely fabulous, I agree with their honesty and credibility. But, that does not mean the others are not honest or credible. I think it should be rehashed. I do not think it can be passed as it has no validity. Constitution cannot be flouted just like that, in a SGBM. We have to follow the processes which are laid down already. It can so happen tomorrow that people will come together in SGBM, pass something else. That is not the right way to go ahead. It is again my request to you all, as the President next year, the question of reelection must be decided on the basis of audit report, which has said there is no tampering, forensic audit also said there is no tampering, so the people who have won, have won on their merit. Let us not put an iota of doubt in the minds of common members that the upcoming committee or President has won by fraud. Recommendations of the third audit have been taken up. Two lakh rupees of the association are spent for the third audit, without presenting the audit report, accepting it in SGBM is not acceptable. Why are we accepting the third audit when two audits have cleared all kinds of allegations made about election tampering and the result was declared? After the results questioning the verdict of election officers is not acceptable. The process of selecting election officers is clearly mentioned in the constitution, flouting that by SGBM called without a specific agenda is not acceptable. Thank you.

Dr. Sushmita Bhatnagar thanks Dr. Nilima and calls the next speaker.

Dr. Vikram Khanna: Thank you, President Madam. Let me congratulate each member attending the SGBM, which is conducted in a very dignified manner, without casting any aspersions on each other. I completely agree that there should be no reelection. Consent of the three persons should have been taken before announcing their names. Since Dr. Niranjana has taken the moral responsibility, we can go ahead with it. We have the constitutional provision in place regarding who should be the election officers, the decision of this SGBM must not be held against that and a new controversy must not be created. That is my only concern. Thank you.

Dr. Sushmita Bhatnagar thanks Dr. Vikram, calls the next speaker.

Dr. Rajeev Agarwal: Election officers are appointed now, let the SGBM appoint the Tribunal also. We can appoint the committee also and invite persons interested to join.

Dr. Sushmita Bhatnagar thanks Dr. Rajeev, calls the next speaker.




# ASSOCIATION OF MEDICAL CONSULTANTS MUMBAI

Public Trust Act 1950 Regn. No. F - 7373 Bom

Societies Regn. Act Xxlof 1860 Regn. No. Bom-454/81 GBBSD

302, The Summit Business Park Premises Chsl., Opp. PVR Cinema, Andheri (East),

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Dr. Niranjana Agarwal: There is a process of calling a GBM. There is a process of fulfilling the quorum also. The attendance is defined in the constitution. Those who attend and make their say, their votes are counted. The notice has gone to all. Those who are present and speaking are not four or five. You can see the numbers attending in the chat box. Constitutional amendments are also done in the GB. The proposal here was to take things forward. I have said we have some lacunae in our system. The three IPP becoming election officers. This election has seen the President fighting with the election officers, more than the candidates fighting the elections. To overcome that, this suggestion is for this year at least. Then further discussions can be held at the proper AGM and suitable constitutional amendment can be made. The recommendations were made to overcome all these lacunae and take the association forward these recommendations are made. I take this guarantee that all three named will oblige us, because they are hard core AMCites and they want the interest of the association to be protected. It does not mean that the others are not capable. But, there is a limitation about how many people we can have. And the suggestion is accepted by all. Let us move forward from here. And come back in the main AGM with whatever lacunae we have to correct and we correct. That is what I have to say.

Dr. Sushmita Bhatnagar thanks Dr. Niranjana and invites Dr. Kapoor Sir.

Dr. Lalit Kapoor: This is a historic opportunity for all of us to rise above constitution, to rise above rules, to rise above court case, rise above legal challenges. This is a historic opportunity to give a mature decision. We really need to stick to the spirit, to understand the spirit behind what Dr. Niranjana Agarwal said in his remarks. This is something after narration of such a good kind of direction which Dr. Niranjana gave to this audience. For us to go back to rules, go back to constitution is not going to lead us anywhere and that was the purpose. In fact please remember that the chief election officer of last election, though I believe that she has made mention of the various lapses, various misconduct, in this spirit she has been asked or she herself volunteered not to make that presentation. The whole idea is not to go back in to the unpleasant happenings of the past and to rise above it. We have to understand something about the spirit of it. This GB meeting is a valid GB meeting, which represents 12,000 members. Nobody has prevented anybody from joining this meeting. Even if tomorrow if you were to call another GB meeting for amending the constitution, even this many people may not come. That does not mean they have no right. That is the General body. This GB agrees with the spirit of what Dr. Agarwal has said, I think we should not go back again to all the constitutionalities which is the cause of so many problems and so many speakers have said in the earlier discussion, that it serves nobody's purpose to be going in to various kinds of litigation and legal challenges and so on. So my earnest request to everybody is to rise above all this and to take it in the spirit, particularly in the year, which marks the 50th year of the existence of the association. Let us be mature enough, to accept that this GB does have a power of going beyond the constitution and to suggest something which is in the interest of the association in the future. This is my earnest request. Thank you.




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Dr. Sushmita Bhatnagar thanks Dr. Kapoor Sir, calls the next speaker.

Dr. Sujata Rao: Thanks Madam. Congratulations for the manner in which you have conducted this SGBM, with the help of head of the Tribunal, Dr. Niranjan Agarwal. Actually, very impressed with the smooth process. It is very unfortunate that I have to talk after Dr. Kapoor Sir, I am sure most of us agree with the wise words spoken by him. My two bits: we have been talking round and round, about reforms, amendments, changes. We want to plug the loopholes. But, when we attempt to do it legs are pulled back to the same mundane and the routine constitutional requirements. Here is an extraordinary SGBM, due to extraordinary circumstances that led to the election fiasco last year. So it requires extraordinary attempts to change that. For that the SGBM is enough because the agenda has been sent, the agenda has been discussed, every point of it has been discussed in the right spirit. I see no reason to drag our feet again, because of constitutional amendments. In my view if at all there has to be any constitutional amendment, it should be that any discord between the MC members, that MC must resolve. What have we come together for? We have come together to represent the ordinary doctors in the cities, across our state. Are we here only to follow the constitutional amendments? It must be changed. The interpretations change according to the person who holds that post. The post is not illegal or immoral or anything. The person has to rise above that post in ethical and judicious manner. I do not think any amendment is going to allow that. We have to rise above the occasion, have to see that these extraordinary fiascos that we have witnesses last year, which has disappointed all our members, across the membership has to change. That is why my vote goes to what Dr. Niranjan has said about creating a new set of election officers. I think this SGB is very much empowered to create an extraordinary result on this discussion. Thank you.

Dr. Sushmita Bhatnagar thanks Dr. Sujata. Dr. Ketan Parikh has probably joined in a little later, has raised his hand to speak. Since I have already closed the meeting I will just read out what he has written in chat box. There was no agenda suggesting reforms in the constitution. But, we have not decided everything beforehand. Everything was supposed to be presented and discussed. I am sure there will be some people who will feel that we are doing something wrong. But, please be assured that, all this is done with the interest of the association, so that we are moving ahead positively. There is nothing that is done with any negative thought in the mind. Thank you everyone. Thanks to all who have given their valuable suggestions and comments. Everything that you all have said is taken in to account and noted. Thank you and have a good day.

The SGB Meeting concluded.

**Draft Minutes written by Dr. Pradeep Baliga**  
**Finalised by Prof. Dr. Sushmita Bhatnagar**