

## BIHAR HUMAN RIGHTS COMMISSION

9, Bailey Road, Patna

File No. BHRC/Comp.86/14

**Case of Sh. Nitesh Kumar: Denial of registration to BHMS pass out Homeopathy Doctors by Bihar State Homoeopathy Medical Board, Patna.**

Sh. Nitesh Kumar, Muzaffarpur had complained to the Commission (in Jan,2014) that the authorities of Bihar State Homeopathy Medical Board, Patna are indulging in serious irregularities in awarding permanent registration to BHMS pass outs. Petitioner informed that they passed out 4<sup>1/2</sup> yrs BHMS course from Muzaffarpur Homeopathy Medical College & Hospital in the session 2006-11, their applications for temporary registration for start of internship were submitted by the College Principal to Bihar Homeopathy Medical Board on 21<sup>st</sup> Feb, 2012. They completed internship course in accordance with the guidelines issued by the **Central Council of Homeopathy, New Delhi** and internship certificates were issued by BRAB University, Muzaffarpur for the session 2012-13 but they are being **denied permanent registration** by the Bihar State Homeopathy Board due to which they are not in a position to practice as doctors.

2. **Commission** asked for a response from the **Registrar**, Bihar State Homeopathy Medical Board. The Registrar informed the Commission that according to the decision of Bihar State Homoeopathy Medical Board dt. **14.05.1988** temporary registration is a must before internship course after the B.H.M.S exam. Registrar informed that only 381 students (out of 611 who passed out in July,2011) have been given temporary registration so far. Registrar further informed that rest of the students are asking for permanent registration without temporary registration quoting the recent circular from Central Homeopathy Council, New Delhi.

3. **Central Council of Homoeopathy, New Delhi** had issued a circular dt. 23<sup>rd</sup> March,2011 to all the Registrar, State Board/Council of Homoeopathy and Principal of all Homoeopathy Medical Colleges in India which is quoted below :-

"I am directed to say that the matter was considered by the **Executive Committee of this Council** in its meeting held on 15.02.2011 and it decided that after passing the final BHMS examination a candidate must apply at the earliest for provisional registration with the concerned State Board /Council of Homoeopathy (may be through the College authorities) as per provisions of Homoeopathy Central Council Act, and wait for 7 days for provisional registration certificate to be issued by the concerned State

**Board/Council failing which the applicant students may be allowed for starting the compulsory internship training by the College authority." Unquote**

4. It appears that the Central Council for Homoeopathy, with a view to obviate the delay in the awarding temporary registrations to start internship by state boards, issued the circular that if provisional registration is not forthcoming, compulsory internship training should be started by the college authorities. Consequent to this circular the students who did their internship and were issued certificate by the university in Bihar, are now being denied permanent registration by the Bihar State Homoeopathy Medical Board. This looks strange.

5. Registrar, State Homoeopathy Medical Board informed the Commission that they made references to the Health Deptt. on 09.04.2013,16.07.2013,05.02.2014 and 25.02.2014 for a clear direction on the issue but the same is wanting. The petitioner has enclosed copy of minutes of the meeting on 10<sup>th</sup> Sept,2013 convened by the Additional Secretary, Health Deptt. on the issue. The meeting was attended by the Chairman, Central Council for Homoeopathy and officials of Bihar State Homoeopathy Medical Board. It was decided that all the students who passed in 2011 batch and who have done internship without provisional registration, should be accorded permanent registration by the state Board. Still the students have been denied, permanent registration by the Bihar Homoeopathy Medical Board.

**6. Commission, therefore, directs (1) Director, AYUSH (Ayurved, Yoga,Unani, Siddha & Homeopathy), Health Deptt., Govt. of Bihar and (2) Registrar, Bihar State Homoeopathy Medical Board to appear before the Commission on 30<sup>th</sup> May, 2014 (Friday) at 12:00 hrs along with action taken report in the matter.**

7. Copy of the order be sent to (1) Director, AYUSH, Health Deptt. Govt. of Bihar (2) Registrar, Bihar State Homoeopathy Medical Board,Patna for necessary action and to (3) The Principal Secretary, Health Deptt., Govt. Bihar & (4) Petitioner for information.

Date: 22.4.2014

Sd/..  
(Neelmani)  
Member

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