

Union Territory of Jammu & Kashmir.



JAMMU AND KASHMIR PHARMACY COUNCIL

Constituted in terms of Section (19) of Pharmacy Act 1948

COMBINED DRUG & FOOD LAB, PATOLI MANGOTRIAN, JAMMU).

EMAIL: presidentjkpharmacycouncil@gmail.com, Tele: 0191-2536043.

ORDER NO: 08 -JKPC OF 2024.

DATED: 27.02.2024.

Subject →	Cancellation/Rejection of registration as Pharmacist of Mr. Ab Hamid Dar S/o Mr. Gh. Hassan Dar R/o Barsoo, Awantipora, District- Pulwama (under 32 of the Pharmacy Act, 1948-regarding).
Reference:	1. JKPC-VERF-PHAR006691-Estt-1843-55, Dated: 27.01.2024.

Whereas, the Pharmacy Council of Union Territory of J&K issued a Public Notice under endorsement no: JKPC-86/Estt/681-91, Dated: 16.12.2020 inviting therein applications for registration as Pharmacist under the Pharmacy Act, 1948;

Whereas, the above exercise was initiated in pursuance to the implementation of the Pharmacy Act, 1948 in the Union Territory of Jammu & Kashmir after the enforcement of J&K Reorganization Act, 2019;

Whereas, an application for registration as Pharmacist under Section 32 of the Pharmacy Act, 1948 from your end was uploaded in the Online portal vide Form reference number PHAR006691, Dated: 12.08.2021 along with requisite documents as prescribed under the Checklist;

Whereas, a matter of practice and procedure, the eligibility certificate uploaded from the applicants end was referred to the concerned university/examining body for purpose of verifying as genuineness;

Whereas, a communication presumably originating from **Bundelkhand University, Jhansi** vide no: 2022/1573, Dated: 04.04.2022 and list/record dated: 20.03.2023 which was received has been taken on record & the application submitted was approved and the registration was granted in his favour on the basis of aforesaid communication as below details:

Registration number	Date of registration	Validity
JKPC/NRC/6691	06.06.2023	04.06.2028

Whereas, the staff dealing with applications uploaded through online portal informed that there is some evident suspicion about the credentials of applicants who claim to have obtained requisite eligibility from Bundelkhand University, Jhansi;

Whereas, the above inputs were taken on record and a confidential exercise was initiated with the competent authority of Bundelkhand University, Jhansi to verify the record being submitted to this office;

Whereas, the Controller of Examination, Bundelkhand University, Jhansi vide their communication no: 2023/4945, Dated: 20.12.2023 during physical verification has vehemently disowned the issuance of letter no: BU/Conf/Reed/2023/1260, Dated: 09.10.2023 from their side and therefore suggesting that the same be treated as fake.

Whereas, the response highlighted herein above clearly indicates that the claims of eligibility by the applicant are not bonafide & further the said person has indulged in unfair means:

Whereas, at the time of filing the application through online portal, the applicant has also submitted an affidavit duly sworn before 1st Class Judicial Magistrate, Srinagar with one of the below averments:

"That in the event, my eligibility for registration as Pharmacist is found to have been acquired through misrepresentation, impersonation or concealment of material facts and found false, the Pharmacy Council shall have a right to strike off my registration as Pharmacist ab-initio without providing me any opportunity for being heard".


Whereas, the above person was offered an opportunity to provide his response in the matter through show cause notice vide this office letter bearing no: JKPC/VERF-PHAR006691-Estt-1843-55, Dated: 27.01.2024;

Whereas, no reply was received from the applicants end;

Whereas, the applicant has failed to respond to the communications reflected in para supras and therefore the applicant has not availed of his right to be heard before a decision in the matter is taken.

Now, therefore the undersigned in exercise of powers vested under Section (36) of the Pharmacy Act, 1948 rejects the application of the applicant for registration as Pharmacist in terms of Section 32 of the Pharmacy Act, 1948 and the name of the applicant is hereby removed from the register maintained by the J&K Pharmacy Council with immediate effect.

(The above action is being taken in pursuance to the communication forwarded by the Bundelkhand University, Jhansi reflected at para supra (Inter-alia disputing your eligibility claims for registration as Pharmacist).


(Lotika Khajuria)
(Ex-Officio) President
Jammu & Kashmir Pharmacy Council.
Dated: 27.01.24

No: JKPC-Estt-PHAR006691-2186-2204

Copy for information to:

1. State Drugs Controller, J&K for information.
2. Deputy Controller, Drug & Food Control Organization, Kashmir/Jammu for information and necessary action, it needs to be ensured that the said applicant has not succeeded to obtain any regulatory clearance under chapter IV of the Drugs and Cosmetic Act, 1940 and Rules there under from the empowered authorities (Retail/Wholesale), in the event of any benefit that may have accrued to the said person, the process for restoration of status quo ante be initiated without any delay under an intimation to this office.
3. Jt. Director, Information, Jammu/Kashmir for information and with the request to publish the subject order in the two local dailies for at least three days.
4. Sr. Superintendent of Police (EOW), Crime Branch, Jammu/Srinagar for favour of information and n/a
5. Assistant Controller, Drugs- concerned for information and similar action as indicated in the endorsement figuring at S.no: (2).
6. All Licensing Authorities, J&K for information.
7. Private Secretary to Administrative Secretary to Government, Health & Medical Education Department, J&K, Civil Sectt, Srinagar/Jammu for favour of information of the worthy A.S.
8. All Other Members, J&K Pharmacy Council _____ for int.
9. Concerned applicant.
10. Official Website.