



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.

SPEED POST/ MAIL/OUT TODAY.

ORDER NO: 28 -JKPC OF 2023.

DATED: 30 .11.2023.

Subject →	Cancellation/Rejection of registration application of Mr. Ejaz Rashid S/o Mr.Ab Rashid Para R/o Sursyar, Chadoora, Distt- Budgam (under 32 of the Pharmacy Act, 1948-regarding).
Reference:	1. JKPC-Estt-392-401, Dated: 13.07.2023. 2. Manav Bharti University Letter no: MBU/Ver/2023/715-16, Dt: 03.07.2023. 3. MBU/Ver/2023/183, dated: 03.03.23. 4. JKPC/SCN/2023/PHAR/716-728, Dated: 14.08.2023.

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 Re-organization Act, 2019;

Whereas, an application for registration as Pharmacist under Section 32 of the Pharmacy Act, 1948 from Mr. Ejaz Rashid S/o Mr.Ab Rashid Para R/o Sursyar, Chadoora, Distt- Budgam was uploaded in the Online Portal vide Form reference no: PHAR009809, Dated: 18.12.2022 along with below documents (Whichever is applicable):

01.	10 th Matriculation Date of birth certificate (Secondary School Certificate)
02.	10+2 Certificate (Senior Secondary School Certificate)
03.	Diploma in Pharmacy Certificate.
04.	Approval order copy/Snapshot of Pharmacy Council of India with regard to approval of institution under Chapter 12 of the Pharmacy Act, 1948.
05.	Identity Slip with signature & seal of the Principal/ Gazetted Officer/Officer of equivalent rank (Format placed in the Website).
06.	500 hours of Practical training certificate for Diploma in Pharmacy candidates.
07.	Aadhar Card details.
08.	Suggestive address proof.
09.	Identity Proof.
10.	One Passport size Photograph with White background.
11.	Email ID.
12.	Signature of the candidate.
13.	Personal Account details.
14.	Phone/Mobile number.
15.	Affidavit duly sworn before 1st Class

Whereas, as a matter of practice & procedure, the eligibility certificate uploaded by the said applicant was referred to the concerned university/examining body for purpose of verifying its genuineness;

Whereas, a communication presumably originating from Manav Bharti University, Solan, Himachal Pradesh was received by the J&K Pharmacy Council on 17.11.2022 & 23.12.2022 which was taken on record & the application submitted was approved & the registration as Pharmacist was granted in his favour as per below details:

Registration number	Date of registration	Validity
JKPC/NRC/9809	18-01-2023	17-01-2028

Whereas, the initiating official entrusted with scrutiny & processing of applications uploaded through online portal found that there is an element of suspicion about the credentials of applicant's eligibility;

Whereas, the above inputs were taken on record & as an abundant precaution, a confidential exercise was initiated with the competent authority of Manav Bharti University, Solan, H.P who responded vide their communication with below text:

"This is with reference to your letter no. JKPC-Estt/2574-76 dated 05 Jan, 2023. In this regards it is submitted that communication no: MBU/Ref./2022/4836, Dated: 17.11.2022 is not issued by Manav Bharti University."

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, Panthachowk, 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/SCN/2023/PHAR/716-729, Dated: 14.08.2023;

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 Manav Bharti University reflected at para supra (Inter-alia disputing your eligibility claims for registration as Pharmacist).


(Lotika Khajuria)
Ex-Officio-President
Jammu & Kashmir Pharmacy Council
J&K, Jammu.
Dated: 30.11.2023.

No: JKPC/Estt/PHAR009 802-14 22-1439

Copy to:

1. The State Drugs Controller, J&K for information and necessary action.
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, Crime Branch (EOW), Jammu Srinagar for favour of information.
5. Assistant Controller, Drugs-Srinagar & Budgam for information and similar action as indicated in the endorsement figuring at Sam: (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 inf.
9. Concerned applicant for information.
10. Concerned File/Official Website, Web-Developer to cancel/remove the name of the said person from the List of Pharmacist registered under fresh category (Pharmacy portal)