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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C)4984/2021**

M/S. BRAM HEALTH CARE PRIVATE LIMITED..... Petitioner

Through: Mr. Ritaj Kacker, Adv.

versus

UNION OF INDIA & ANR.

..... Respondent

Through:

Mr. Tushar Mehta, SGI, Ms. Aishwarya Bhati, ASG, Mr. Chetan Sharma, ASG, Mr. Amit Mahajan, CGSC, Mr. Anil Soni, CGSC

Mr. Rahul Mehra, Sr. Adv. with Mr. Satyakam, ASC, Mr. Gautam Narayan, ASC, Mr. Anuj Aggarwal, ASC and Ms. Aayushi Bansal, Adv.

Dr. Abhishek Manu Singhvi Sr, Adv., Mr. Amit Bhandari Adv., Mr. Sandeep Jha Advocate for State of Rajasthan.

Mr. Rajehekhar Rao, Senior Advocate, Amicus Curiae, with Mr. Vinayak Mehrotra, Ms. Mansi Sood, Mr. Karthik Sundar, Ms. Sonal Sarda, Mr. Areeb Amanullah, and Mr. Anandh Venkataramani, Advocates

CORAM:

HON'BLE MR. JUSTICE VIPIN SANGHI

HON'BLE MS. JUSTICE REKHA PALLI

ORDER

02.05.2021

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C.M. Nos. / 2021 (to be numbered)

Exemption allowed, subject to all just exceptions.

The applications stand disposed of.

The Court fees be paid within a week.



C.M. No. / 2021 (to be numbered)

Issue notice. Mr. Satyakam accepts notice on behalf of the State. He wishes to file a reply to the application. Let the same be filed by 05.05.2021. The application shall be heard on 06.05.2021.

We had directed that we shall be hearing the submissions of counsels on the aspect of allocation of LMO to Delhi on 03.05.2021, however, on request of learned counsels, we shall hear the said aspect on 05.05.2021.

The learned Amicus has prepared the note on legal issues, which may arise for consideration in this application. He may circulate the same to learned counsels, as well as to the Court, and also suggest ways and means of resolving the dispute without this Court requiring adjudication of the legal issues which, otherwise arise for consideration.

During the course of hearing, we have been informed that Oxygen gas cylinders, Oxygen flow meters, and medicines required for treatment of COVID-19 disease are being sold in the black market at a much higher price above the Maximum Retail Price (MRP).

We direct the State to ensure that none of the equipments, or medicines used in the treatment of COVID-19 disease are sold at prices above the MRP. Any person found indulging in malpractice of either hoarding the equipments or medicines, or selling the same at prices above the MRP shall be booked, and brought to the notice of this Court for initiating of independent contempt action against all such persons.

At this stage, Mr. Mehra has brought to our notice that the Delhi Police has created a helpline No.23469900 whereon complaints regarding malpractice such as overcharging by ambulances; fake COVI-19 medicines;



black marketing/ hoarding of medicines, Oxygen cylinders/ concentrators or other medical equipment; harassment at cremation ground etc. may be reported.

We direct the GNCTD, and the Commissioner of Police to widely publicise the said helpline number in Daily Newspapers, and through other media channels.

VIPIN SANGHI, J

REKHA PALLI, J

MAY 02, 2021

N.Khanna