

Dr Ketan Desai update

1. Lucknow High court has already quashed the major allegation of corruption against Dr. Ketan Desai vide its order dt. 12.02.2015.
2. As per law in our country CBI can file appeal against this order in Supreme court within 90 days. 90 days are already over and till date, as per IMA information, CBI has not filed any appeal in Supreme court against this order.
3. As per IMA information Court has never framed any charges against Dr. Ketan Desai in this case.
4. Regarding Delhi, the Supreme court has stayed all proceedings of the case.
5. Being on bail in India: Its a routine normal procedure in India. Regarding Dr. Ketan Desai being on bail, he is free to travel in the country or abroad. His passport is in his possession.
6. Dr Ketan Desai license to practice was suspended by MCI in 2010 but was revoked by MCI in 2013.
7. Gujarat Medical Council never accepted the decision of MCI suspending licence of Dr. Desai in 2010 and that decision of Gujarat Medical Council was never challenged by the MCI.
8. Dr Ketan Desai is a valid member and past president of national IMA. His membership was never in any dispute in IMA
9. Dr Desai is a honored and respectable Past National president of IMA
10. Time and again a section of media quoting same person, has been writing that Dr Desai was caught red handed by accepting Rs 2 crore bribe. Same is not factual. " As per seizure memo filed by the CBI in the competent CBI court, it was placed on record that only a sum of Rs. 53600/- in all (approx. 900 USD) in cash were recovered by the CBI during search of all the premises belonging to Dr. Ketan Desai and his family.
11. On the basis of certain allegations, CBI had initiated investigation whether Dr. Ketan Desai possessed any asset which was disproportionate to his income. Such position is loosely described as Disproportionate Case.

Disproportionate Case(DA) was registered by CBI in May 2010 against Dr. Desai and his family members for a period from 1/1/1997 to 22/04/2010. After a detailed investigation by the CBI over a period for 2 years - the CBI in May 2012 had filed closure report in competent court submitting that all assets in possession of Dr. Ketan Desai and his family members are genuine possessions known to legal sources of his and the income of his family members In 2012, the competent court after due scrutiny accepted the closure report submitted by the CBI. As a consequence thereof, the appropriate order for removal of any impediment in relation to the assets and bank accounts - was also made.

12. The case for disproportionate assets, invariably, begins with the allegation that the assets held are disproportionate to known legal sources of income and therefore, it has to be assumed / accepted that possession of such assets, which are beyond the known legal sources must be from illegal sources say bribe etc. If upon thorough investigation, the investigating authority concludes that the assets, which

are held by the person under investigation, are proportionate to the known sources of his income then in that case, all the allegations of illegal sources of income such as bribe etc. would deserve to be rejected. No such allegation would then survive. Thus, it can be safely stated that Closure of DA case means that all corruption charges against a person are found to be false and baseless.

13. IMA white paper on Desai can be accessed at <http://www.ima-india.org/ima/news.php?nid=7>

14. IMA is a valid member of WMA, CMAAO and CWMA for the last many years. IMA has no policy to raise funds through endorsements to pay for the international subscriptions. IMA has enough own resources to take care of interactional activities

15. Time and again in response to communications from one Dr. Kunal Shah, who neither is member of Indian Medical Association, nor has any kind of link or association with World Medical Association, media trail is held either on the credibility of IMA or that of Dr Ketan Desai. The allegations that Dr. Kunal Saha has made till date in his communications are just 'repertoire' of the one's that he initially made without any addition, or deletion thereto including their depiction without any alteration of a 'comma' or a 'full stop'.

16. Indian Medical Association time and again rightly and judiciously has made clear to the media that Dr. Ketan Desai has not been convicted of any 'wrong' of any type by any authority

17. The Indian Medical Association that has a membership of more than 2.5 lacs medical professionals in India has consistently and explicitly expressed its complete and total solidarity with him, for he has been and is the 'tallest' leader of the Indian Medical Association with a track record of devoted services to the cause of the health professionals with an impeccable honesty and integrity.

18.