

IN THE HIGH COURT OF MADHYA PRADESH
AT INDORE

WP No. 36817 of 2025

(IN REFERENCE (SUO MOTU) Vs STATE OF M P AND OTHERS)

Dated : 15-09-2025

*Shri Piyush Mathur, learned Senior Advocate as Amicus Curiae
assisted by Ms. Kirti Patwardhan, Advocate.*

*Shri Vishwajeet Joshi, Addl. Advocate General and Shri Sudeep
Bhargava, Dy. Advocate General for the respondents No.1 to 7 / State.*

In compliance of the order dated 10.09.2025, the respondents No. 3 and 4 have filed a reply by submitting that now the Commissioner, Revenue, is no more In-Charge of the MGM Medical College. Vide circular R-4/1, the Commissioner, Health, is appointed as the In-Charge of the MGM Medical College. Vide Circular dated 03.09.2024, the disciplinary power has also been transferred to the Commissioner, Health. However, the respondents No. 3 and 4 have ensured the compliance of the orders to be passed by this Court from time to time.

The respondents No. 6 and 7, i.e., the Dean of MGM Medical College & Anr., have filed a detailed reply explaining the nature of the said incident of rat bite that happened in the intervening night of 31.08.2025 and 01.09.2025 in the government-run Maharaja Yeshwant Rao Hospital, Indore. The respondents are trying to justify that the two infants did not die due to rat bites but due to multiple congenital malformations. According to the respondents, the MGM Medical College is facing problems of shortage of

staff, poor maintenance of the building by the Public Works Department, etc. According to the respondents, the contract for pest control given to HLL Infra Tech Services Limited (HITES) has been terminated. It is further submitted that disciplinary action has been taken against nursing staff.

Let a copy of the replies be supplied to Ms. Kirti Patwardhan, Assisting Advocate, for the perusal of Shri Piyush Mathur, learned Senior Counsel and *Amicus Curiae*. Shri Mathur, learned Senior Counsel, submits that he will make submissions after going through the replies.

Meanwhile, the respondents No.1 and 2 are also directed to file a reply. The respondent No. 5 is also directed to file a reply explaining why an FIR has not been registered in the case of the death of two infants in the ICU of the Maharaja Yeshwant Rao Hospital, Indore.

Shri Mathur, learned Senior Counsel, submits that the Public Works Department and the HLL Infra Tech Services Limited also be impleaded and issued notice in this case.

The prayer is accepted.

The Public Works Department, through the Chief Engineer of the Indore Division, and HLL Infra Tech Services Limited are impleaded as respondents No. 8 and 9.

Shri Joshi, learned Addl. Advocate General, is directed to accept notice on behalf of respondent No. 8/PWD and file a reply. The Public Works Department is directed to give reply on the following points:

- (i) Condition of the building of Maharaja Yeshwant Rao Hospital, Indore / MGM Medical College, both internal and external.
- (ii) The life expectancy of the buildings.
- (iii) Condition of the drainage system.
- (iv) Condition of electrification.
- (v) How much budget would be required from the government for improvements?

The Public Works Department is also directed to prepare a DPR through its Executive Engineer or by engaging a consultant agency for the renovation, repair and maintenance of the MGM Medical College building and hostel residential quarters, etc.

List after two weeks.

(VIVEK RUSIA)
JUDGE

(BINOD KUMAR DWIVEDI)
JUDGE

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