



*Pl. issue
with enclosure*

File No. S.12011/27/2022-MG/MS
Government of India
Ministry of Health & Family Welfare

Nirman Bhawan, New Delhi.

Dated : 6th March, 2023

To

Shri Prashant Ajmera,
Prashant Ajmera & Associates
206 Elite Business Park,
Opp. Shapath Hexa, Nr. Kargil cross road,
Sola, Ahmadabad, Gujarat, India - 380060
Email: prashant@ajmeralaw.com



Subject: Domicile requirement by each state for Kidney Organ transplant-reg.

Sir,

I am to refer to your email date 29th August, 2022 on the above cited subject and to say that the Hon'ble Gujarat High Court, vide its judgment dated 21.11.2022 in the case titled "Vidya Ramesh Chand Shah v. State of Gujarat" declared that "the need to have a domicile certificate in order to be registered as a recipient on the State list for cadaveric transplant of an organ in Gujarat is held to be illegal and unconstitutional and the respondent State is directed to register the petitioners and such other recipients for cadaveric transplant of organs without the conditions of submitting a domicile certificate."

2. Moreover, it was decided in the meeting date 09th January, 2023, under chairpersonship of Prof. (Dr.) Atul Goel, DGHS, "to remove the condition for requirement of domicile certificate for registration of patients requiring deceased donor organ for their transplant, wherever it is there". A copy of minutes of said meeting is enclosed for ready reference.

(Encl: as above)

Yours faithfully,

o/c
Signed by Poonam
Chaudhary

Date: 06-03-2023 16:39:32
(Poonam Chaudhary)

Under Secretary to the Government of India