

Online Executive Committee Meeting -Minutes of Proceedings

Venue : Zoom Platform . Date : 23/07/2023.

Agenda 1: Welcome by Hon Sec and Request to President to Preside the chair and allow to start meeting.

Dr Navin Thakkar welcomed all EC Members on behalf of Indian Orthopaedic Association. Dr Thakkar said “I am a humble servant of IOA, officially elected Hon Sec. of 15 thousand IOA members. I will abide by the constitution of IOA will act in accordance to the Constitution. I will try to prevent any activity which is harming the reputation of the IOA. We have spent the crores of rupees on the court cases due to dummy and dead members voting since last few years.

It is a high time that the voters’ member list is to be 100 percent sanitized and all the dummy and dead members to be removed. The sanitized list to be given to the election officer needs complete sanitization and it cannot be given in hurry as asked by July end. It can be presented to him by second week of October and there is no logic of demanding it in hurry. We do not need more controversies; it is a duty of the IOA office to hand over sanitized voters list. We are making very humble efforts along the IT team to execute sanitization process and I thank our State President and Secretaries for mobilizing and cooperating members to reach to the website and doing self-verification and sanitization. Letter from the Govardhan Committee which we received today only also reflect the similar sentiments. They have clearly pointed out the fallacy in the voter Member list as resolved in the Amritsar GBM. Aadhar verification will bring total transparency in voter list and prevent the huge monetary losses. We need elected representatives to serve IOA, not the court cases. Aadhar card verification decision by GBM cannot be put to vote for this EC as it is a GBM decision. This meeting can discuss the current year service projects but there is no need to discuss Adhar Card and voter member list as there is no decision possible against the decision of the GBM Amritsar. I am here to serve the IOA as a humble, honest and dedicated Secretary General, till the term end in December, if the need arises for the benefit of all 15 thousand I members. I welcome you all and I would like to request President Sir to preside and chair the session and start with the welcome speech of the President.”

Dr Sameer Agrawal suggested that IN Amritsar GBM Aadhar was not made mandatory. Dr Rajendra Abhyankar said let the President speak. Dr Atul Srivastava -Chair said that we will discuss that in that agenda, please wait

Agenda 2: Welcome by Dr Atul Srivastava – President IOA. President’s Theme

Dr Atul Srivastava said “I will be covering agenda both agenda together.

Dear esteemed EC members, good evening to all and welcome to this very important meeting. I believe this is a very important meeting. At the outset. I would like to mention certain rules of the meeting understandably, so please address to the chair. Please address to the chair directly or raise hand when you want to speak, speak only when asked or permitted to do so. Everyone I can assure will be given a chance to speak. Similarly, you are requested to give others a chance to speak. Don't interrupt. When your colleague is speaking, hear him out completely and then you can ask questions. You can put your suggestions in the chat box. Also, please don't be repetitive at the end. My humble request to all of you is we are all a family. Be calm, composed and concise. Be patient, polite and precise. I am fully aware that a few very important issues are for discussion today in discussing these points. Think with a balanced mind I would only request and suggest that Sochkar, Samajkar, decide kar . I request our beloved Secretary General Dr. Navin to go ahead with the proposed agenda.

Agenda 3: Obituary

Dr Thakkar said next agenda is obituary. He requested Mr Ramesh Pandey to open power point slide of obituary as his internet connection was weak. Mr Ramesh Pandey Narrated names

1. Dr Ajay Pant LM 01748, Moradabad, UP
2. Dr Sirish Limaye LM 03313, Satara, Maharashtra
3. Dr K Sriram-, Tamilnadu
4. Dr Srinivas Rao Akela- LM00572, Hyderabad, Telangana

Dr Navin Thakkar added one member from Gujarat Dr M K Contractor, Baroda Dr Ketan Thakkar mentioned his Life membership number LM00756. Dr Naresh Babu m Secretary Andhra Pradesh added names of Dr Y P Rao from Andhra and Dr A S Rao from Telangana. Dr Navin Thakkar asked Mr Ramesh Pandey to check LM numbers of all and do needful. Dr Atul Srivastava asked again any one wants to add? All prayed GOD for departed soul with one-minute silence with prayer. Dr Atul asked for next agenda

Dr. Navin said yes, this next agenda is the Presidential address and IA President theme.

Agenda 4 : Address by Dr Atul Srivastava – President IOA . President's Theme

Dr. Atul said "That address I've already given but the president's theme. We have Dr. Amarnath, the Chairman of the committee and we have been working very hard on the proposed yearbook on Osteoporosis and we are almost their near completion. He will be presenting on my behalf whenever a suitable slot comes in and Dr. Naresh Shetty, he is working with his team very hard on the ethics and advisories. I would like him also to say a few words in due course of time till that time we continue with the proposed agenda."

Agenda 5 : Confirmation/ Ratification of the Last EC Minutes og 30-4-2023 and continuation on 7-5-2023 on zoom online

Dr. Navin said "Okay. So the next agenda is the confirmation and ratification of last EC minutes of 30th April and continuation on 7th May. It has been circulated to all and whatever again whatever suggestions were required that suggestions were taken from Dr. Ram and Dr. Anup & they were added.

Dr. Anup said "I have requested you the two very important lines which are missing. Navin answered "that has been included. And again the link has been sent to you before three hours sir. Dr. Samir asked " So in is meeting something written on Aadhar? Can we can clarify that? because I have only one query sir.

Dr. Navin asked "What is that?"

Dr. Samir answered "That it is not mandatory"

Dr. Navin said ". No No Sir, it is. It is last time passed and resolution was passed that notifications will be given that it is mandatory to update Aadhar.

You can see the video recordings where the President and everybody has together passed the resolution that will start sending the notifications to the members that it is mandatory to update the Aadhar.

Dr. Samir said "Yes it is mandatory but not before this election. You can't do it within three months or six months. In Government of India is given three years to authenticate to link your PAN card with ADHAR card so that is my objection. I have talked to Dr. SEN Also. He says It will be used as a verification. But If I don't verify my Adhar. I will not be able to vote this time?." I want to clarify that. Tell me where it is written that without verification, I'm not a member to vote. Will you debar 5 thousand people who are member of IOA who has not updated ADHAR to be eligible to vote in this election? I want clarification on only one thing. That's all. After that, I don't have any other question. My question is only simple whether if I don't do a Adhar verification this time I will able to vote or not?"

Dr. Navin Said "But I think that we will discuss when the Adhar comes. It is the minutes which we are verifying. What is recorded in the video is same in the minutes. Sir.

It is not different from the What is recording. If there is a discrepancy in the video recordings and minutes, then you can tell it. You have been given the video recording.

Dr. Samir said "I have all the rights to object it".

Dr. Navin answered "Yes, all the rights to object. We will write that "with your objection" in the minutes. Yes, under whatever I respect, we respect.

Dr. S C Goel said "Mr president as I remember we resolved during last meeting that you will be taking a legal opinion also on this subject. You said yourself this thing. As I gathered from various Supreme Court decisions which I have in my position and I send it to you also that ADHAR cannot be mandatory for private parties. Now it is no more mandatory in banks. Also it cannot be mandatory by schools. There are so many and if you see the minutes of the GBM and even the recording at nowhere mandatory word was used. As I know most of the government forms. When we pay, we are given at least five choices for identification which are all government approved. It may be your PAN card. It may be your driving licences It may be your ID if you're working in a government organization.

There were many objections from many members and legally also we cannot make it mandatory. The only problem is anything cannot be done without a Constitution amendment because voting is the right of every member. When we shifted from offline voting to online voting, we have given three years' time and then 2014 in Hyderabad, we amended the Constitution. Yes, we should amend the Constitution that any of the four or five government ID must be there before person votes and then only you can make it mandatory, not otherwise. Thank you."

Dr. Abhyankar said "I will talk about Aadhar when agenda of Aadhar will come but, I have one more issue in EC minutes that President had received a letter from Nikhil Mittal on his personal email ID. I had requested him to put it in the IOA EC meeting also. So I think that email has to come to the IOA office."

Dr. Atul answered that "the letter was read verbatim in the EC meeting & it is in the EC minutes."

Dr. Abhyankar said "sir, it is a property of IOA. It is not a private communication between you and Nikhil. So, I think it should come to the IOA office. That is my request."

Dr. Atul answered "truly sir. Thank you."

Dr. Bhuvan Singh said "I agreed to Secretary Dr Navin that Amritsar GBM has passed this Aadhar but as I remember it is not mandatory at all. As discussed in Amritsar GBM and my opinion it was passed at Amritsar GBM but as per my opinion it is a hasty decision and we should take legal opinion in that and at least three to four year it takes to introduce Aadhar mandatory. That's my opinion. Sir."

Dr Atul suggested that we will discuss Aadhar issue at length when that agenda comes as there is legal opinion taken by Legal and Grievance committee and in that report it will come. Dr Navin Thakkar informed house that there were two legal notices received. One legal notice is from senior member Dr A N Verma against Aadhar and second from Dr Ashok Sirohi for implementation of Aadhar. Dr Atul with consent of all decided to discuss this issue at agenda of Aadhar.

Dr Navin Thakkar asked Dr Anup Agrawal to check for his objection of two lines which were included before EC starts and link for minutes was sent before 3 hours page 71. Ultimately Dr Anup shared his screen and agreed that these two lines are already added on page 71. So that objection was resolved.

Dr Sameer Agrawal raised objection for resolution passed in the meeting, where he was absent about declaration of post of treasurer and joint secretary, minutes of 30-4-2023. Dr Navin Thakkar replied that this resolution was passed by President Dr Atul Srivastava himself. Dr Sameer Agrawal said that President cannot take that decision and he may be wrong and I have objection.

President Dr Atul Srivastava apologised with the permission of EC that he had passed resolution for the post of treasurer and joint secretary, but he is wrong and take back his words and that will be discussed in election agenda.

For the objection of Dr Rajendra Abhyankar Dr Atul Srivastava said that he has forwarded mail of Nikhil Mittal to IOA house to be circulated to all EC members. Dr Rajendra

Abhyankar requested Hon Sec Dr Thakkar that this point should be included in minutes of this meeting and letter should be forwarded to all EC Members. Dr Thakkar asserted to send to all EC members.

Finally, in these minutes of 30th April there are two notes with objections. One objection of Dr Samir Agrawal is about that Adhar in 7/5/23 EC meeting. Another was again from Dr Sameer Agrawal in 30/4/23 Meeting about the election agenda about the post declared in the agenda in the resolution by president. In that reply the President Sir has asked with the permission of the EC to take back his word.

With these two notes, minutes of 30-4-2023 and its continuation on 7-5-2023 minutes were passed.

Agenda 6 :Hon. Secretary's Report: Dr. Navin Thakkar

I already read about my feelings. As you all know that we have worked very hard for the Aadhar Self -Verification and at the same time I have replied to a letter from Dr. A. N Verma. I have also talked with the foreign members what I have conveyed to them that yes, many people are not ready to use Aadhar. One example, is Dr. R.C. Meena sir, who has written already that you can use driving license or a voter ID card. Dr. Anup also asked in last meeting that can it be alternate any ID card? So, we are working with IT committees on that issue alternate ids.

We have made a scheme that one has to declare whether it is a foreign member. If he/she is a foreign member, it will be email verification by OTP. and they agreed. In place of Aadhar Card verification, foreign members can verify by the first page of passport and that is valid so that foreign members problem can be solved. Then the second comes about the members who are residing in the India. Either they can do Aadhar verification or they can verify driving license or Election Commissioner's voter card along with their email and mobile, so that facility we are trying to find out from the vendors and some of the vendors are having that but we are checking that facility is okay just like Aadhar with OTP verification. IT committee will give more details about that and that is feasible. So, we do not want to harass the member. But at the same time, it is decided in the GBM that without self- verification of the member we cannot allow to vote ,otherwise there will be a problem like it has happened with the Dr A K Gupta because there are some spurious email id's vote from it and we are in the court and we are spending a lot and our IAO image is going very bad everywhere so we have to try that we must have a complete verified list and for that verification, the GBM has passed resolution. President of Maharashtra Orthopedic Association Dr Rajendra Abhyankar has also made a complaint that in the list they have Rediff mail.com email ID in more than 90 members ,which members have said that they have never made these mail ID.Dr. Vilas Mane's letter was there. Maharashtra president has written this.

We have asked President and Secretary of the different states to help in four areas.

1. If it is not declared expired members, please declare the expired members,

2. We have asked them to find out the spurious e mail IDs if they found and inform us.
3. We have asked that any member which has settled abroad and inactive or declared dead by previous mistake but member is live , then inform IOA Office
4. We have requested to inform members to visit website and do self -verification and if difficulty submit request call back form on website, which will be responded by Mr Ramesh Pandey CAO,IOA

Self-verification will be by member only because we cannot take anybody's email ID or a mobile number from a secretary or somewhere because there can be a mistakes and problem like this can happen. Members themselves will not make mistakes for their data and verification cannot be done by IOA office. There will be a single window online update by members themselves. We cannot do offline update by any other person or agency as there will be problems.

Because we have scrutinized the data for Late Dr A K Gupta, i will show you later when it comes in the subject of the election agenda.

So, my humble request is to all the President & Secretary which I have requested multiple times before, that please see for the obituary so that we can remove from list . In the last EC, also we had an agenda of what are the steps taken to remove the dead persons and what steps can be taken further. One of that tools we have thought of Aadhar and we have made affidavit of it in 2020 case in the High Court Delhi already and it is signed by IOA Office and also by the President Dr Atul. So, we have given already the affidavit to Delhi High Court. President Dr Atul Srivastava will inform all about legal opinion taken for it.

What we found on the ADHAR website are FAQs, that we will circulate to all the members. Government of India after that Supreme Court verdict has made an ordinance and, in that ordinance, they allowed any company, any entity to verify their members or their clients. So, they have made special amendment because of that Supreme Court judgment.

We are trying to find out that amendment or that what do you call resolution done by the Lok Sabha and the Rajya Sabha? It is ordinance passed and further then that bill has been passed by that Telecom and IT Minister Mr Prasad

Another thing is we thank from the office of the Secretary to all the President. Secretary and State representatives helping the members to go to the website and do Adhar verifications. As per the records now which we got with the IT committee that around 2200 members have already done the self-verification by Aadhar, and if we educate them and we provide them information and remove the fear from them that there is no problem in Adhar verification because we are giving Adhar at every place.

Just giving the Adhar number does not give any problem. Self- verification is must because IOA office cannot take the responsibility of somebody's verification. And once it

is verified then and then that list can be given to the Election Officer. That cannot be given on the 31 July as IOA office cannot give unverified list.

Dr Sameer Agrawal commented about constitution, but Dr Anup Agrawal requested that we can discuss this in his agenda of election report.

Agenda 7: Editor's report and Registry -Dr. Lalit Maini

Ok, good evening, sir and thank you very much a very good evening to all the EC members and seniors.

The journal is doing fine. We've maintained an impact factor of more than one for the third consecutive years and we are maintaining publication of each issue at least one week to ten days before the month date where it has to be published. The August issue is also ready. Monday or Tuesday It should go online and that's what I would share about the journal and regarding the Registry, we've done almost everything. We've also done the financial part and as suggested by President Sir. I need to share that we would need an expense of six lacs, 48 thousand. After making payment Next week, we can start constructing it so we've also drawn a timeline for making the platform. Once we make the payments within six weeks it could be ready and the next six weeks it could be tested, meaning that by three months it could be ready to start entering our entries and the journal was. The Astern team was also given the responsibility of archiving the osteoporosis initiative of the President and I have been constantly pushing Walter to get a better financial deal and we are almost and probably it might not cost us anything, so chapters are all ready, Amarnath to brief from that. I think that's all which I would like to share if there is anything I can answer.

Dr. Lalit Maini had asked EC amount of 6. 48 lac rupees for construction of the platform for the period of one year then we can start the work any time the payment is made.

Dr. Atul asked EC members "Does anyone have any suggestion or objection to this?" There was no objection from anyone, so it was passed.

Dr Atul asked for Dr Sandeep Kumar for treasurer report, but he was going to join little late, announced for legal and grievance committee report with all letters from members for grievance. Dr Navin Thakkar informed Dr Atul that as we passed resolution last time Education and academic committee agenda will be taken first and given priority .

Agenda 8: LEGAL & GRIEVANCE CELL and Letters from members for grievance - Dr. Purushottam

After initial difficulty in sharing slide Dr Purshottam shared slide by slide

He saw four issues of

1. Election Case 2020
2. Election Case 2022
3. Aadhar Verification
4. Letters from Members for Grievance

He further said “ I had briefed about these things which we deliberated the Legal and Grievance Committee. We are only looking into the issues which is referred by President. Secretary or the officials of the IOA or direct letter from the member. So, with that aspect I'm presenting what we have on call at present.

1. First one is the 2020 election case. We had a recent hearing on 19 July and it is again listed further in this month only 27. 7 2023. Here one new thing has come up. The Honourable Judge has insisted D 7 that is IOA to present their affidavit with respect to the issue what they had faced in the early though it was withdrawn by the plaintiff in the beginning. So, this is all about 2020. We have to wait till 27. 7. 23 to get to know about it further.

Dr Navin Thakkar corrected that D7 is IOA and it has never withdrawn. Dr V Purshotham said that D7 is Lucknow organising Secretary and asked to file affidavit. Dr Thakkar again corrected that D7 is IOA and IOA Lawyer is asked to file affidavit for Late Dr A K Gupta death. Dr Atul asserted what Dr Thakkar said . Dr V Puroshattam said he stands to be corrected.

2. Then we have 2022 election case which is going on.
so, let's move on to the 2022 election case.

He screened next slide. It was heard on 18 July at the Division bench, that is the double bench of High Court and in this case it is pertaining to the plea from Dr Shinde. With regard to two points,

- a. one with regard to the voted members list in the order that is passed on 18 th of July, it says that it has denied the voted members list to be in furnish to the petitioner, that is Dr Shinde, but again here Citing that there are not sufficient reasons to you offer that plea, So they have asked them to file again fresh reasons and hearing will be on 27 July on that court.
- b. The second plea with respect to refraining Dr Anup Agraval from being Vice President and Election Officer has been dismissed so this is the order we got on 18th July so we have to wait till 27 July to hear further what happens with respect to the voted members list.

Dr. Navin said “Sir, can I correct small thing here because I was online present in hearing. They asked for the ex-party order to give the voters member list so Judge said that I cannot give the ex-Party order. Let other parties file a reply because both, Dr Anup and CDSL were absent. CDSL lawyer and Dr Anup’s lawyer were absent, so Dr Shinde asked for the Ex-party order under different application number and Judge has said no to only Ex party order for that particular application of ex-party order and aske other parties to file a reply.

Yes, if you read the order completely, their plea was they are absent but they were asking for the voted member list, judge said that I cannot give Ex PARTY without listening to them. That's why other parties (Dr Anup and CDSL) are asked to file their reply.

The second case of refraining Dr Anup has been dismissed. That has been dismissed there and there. IOA lawyer has said that we will keep 2023 election with the retired High Court justice as an observer that we have admitted in the Court. So, we'll have to keep the retired High Court judge as an observer because that we have already admitted in the court for 2023 elections.

Dr Anup said "sir, that is the part of the Constitution".

Dr. Navin answered "yes, that is a part of new Constitution, but this is just what was let the EC members know exactly because that is what written in the order. So, it is my duty as a secretary just to inform the right things which I've understood. I may be wrong. It can be corrected by anybody.

Dr. Purushottam said "I was also trying to convey the right thing what I gathered"

Dr. Purushottam said "I have no intention of misleading. I think Dr. Navin Thakkar has clarified the point, which I was not able to express fully. So, we move on to the next issue. What we have is Adhar verification. So, I think some discussion has flowed in the beginning of this meeting, but we will start it.

Dr. Abhyankar asked "what is the status regarding 2020 election??"

Dr. Purushottam answered "case on 2020 election is again posted on 27. 7 2023.

Dr. Abhyankar again asked "Yeah, but is it true that there was some finding about the voting by a dead member? Our past president Dr. A K Gupta?"

Dr Atul answered "Yeah yeah, that's true, that's true. But that is already the date has been put on and being discussed in the court.

Dr Abhyankar again asked "that it has been accepted that the Dr. A.K. Gupta vote was casting that election?"

Dr. Atul answered "let 27 July pass we will come to know everything"

Dr. Abhyankar said "I am asking a simple question whether that was accepted in the court of law on that day. What has happened? I'm asking"

Dr. Atul answered "I was not there"

Dr. Abhyankar said "So you were not there"

Dr. Purushottam said "I think the Nityam software have been asked to represent that on 27.7.23 & give sufficient reasons"

Dr. Abhyankar said "and what we have heard We have the court order or the findings of the court on that particular day and somebody said that "Nityam himself has said that yes.

Dr. A K Gupta's vote was casted, that is recorded by the court"

Dr. Navin said "yes and he has given affidavit of 83 pages with the details of vote has gone to whom, with what OTP and everything in affidavit is there.

Dr. Abhyankar said "So I think this is the most important clue in the present situation, what we are going through as IOA.

If we are here and going in front of the judge, somebody has accepted that a member has voted. Then it is possible that they have voted in 2021, 22 and I do not know for how many years these dead members are voting. So the office of IOA should find it out because court is going to ask them Also, if Dr. A K Gupta has expired in the year 2007.

Dr. Navin said “yes. Yes, you're right he died in year 2007.”

Dr. Abhyankar said “then voting all the years from 2007 ? somebody has to find out. Dr. Navin,

Dr. Navin said “Yes. Sir. Yes. Sir. Sir, we have found out. Dr Thakkar asked Dr V Purushottam to stop the sharing the screen? Yes, we have tried to find out that Dr A K Gupta has expired in 2007 and in 2008 obituary was printed in the IJO. When this case came for hearing we were at the London myself and Dr. Atul were at London for British Indian Orthopaedic Association meeting on seventh July was the date there was a hearing there in the court.

I heard online that court had asked IOA Lawyer that whether this member is live or expired? The IOA lawyer Mr Virag Gupta said that he needs to verify it. Court asked IOA Lawyer to file an affidavit. Lawyer representing Niyam Software said that he knows the manner in which Dr A K Gupta has cast vote Niyam was asked by court to file affidavit and subsequently Niyam has filed 83 page affidavit with all details. Our IOA lawyer Mr Virag Gupta asked Dr Atul to get the death certificate of Dr. A K Gupta.

So IOA Secretariat office has written a letter to Dr. A K Gupta's address of Lucknow in database by speed post with Proof of Delivery. We sent letter on email ID and WhatsApp on mobile number in database. We also sent email to President UPOA – Dr Anup Agrawal and Hon Sec UPOA Dr Santosh Singh with same letter as attachment with request to visit family of Dr A K Gupta at Lucknow to get Death certificate to be submitted in court with affidavit. After receiving speed post son of late Dr A K Gupta , Dr Amit Gupta sent an email as reply addressing both President and Secretary . If you all want to see that mail, I can saw that mail and, in that mail, Dr Amit Gupta produced the death certificate and he had some observations that and he had some objections and we must respect that.

IOA office forwarded mail with attachment of death certificate to IOA Lawyer Mr Virag Gupta by email to submit in court with affidavit. Now IOA Lawyer Mr Virag Gupta had asked us that if Dr A K Gupta is expired in 2008, how his name is there in 2020 voter list ? IOA secretariat office checked 2018 and 2019 Voter list ,Dr Ak Gupta's name was not there. IOA office tried to find out that how Dr A K Gupta's name came into 2020 voter List. This is the problem. Why we need Aadhar. This is the problem and this problem has to be solved and this cannot be solved without Adhar without self- verification.

This is the mail (showing on screen) Where there are series of nine mails from the Secretary of the UPOA. Let me make it open here. This is the first mail. Can everybody see it? This is the mail. Friday 25 September 2020, at 10:30 am to IOA House. Delhi, from the Secretary UPOA upoaoffice@gmail.com to IOA House and Election Officer IOA “Dear Sir. Thanks for mail. We have received the request from your state members through your good office. This is the IOA office has written.

----- Forwarded message -----

From: **Secretary Upoa** <upoaoffice@gmail.com>
Date: Fri, Sep 25, 2020 at 10:21 AM
Subject:
To: Indian orthopaedic Association <ioahousedelhi@gmail.com>

IOA House

Dear Sir,

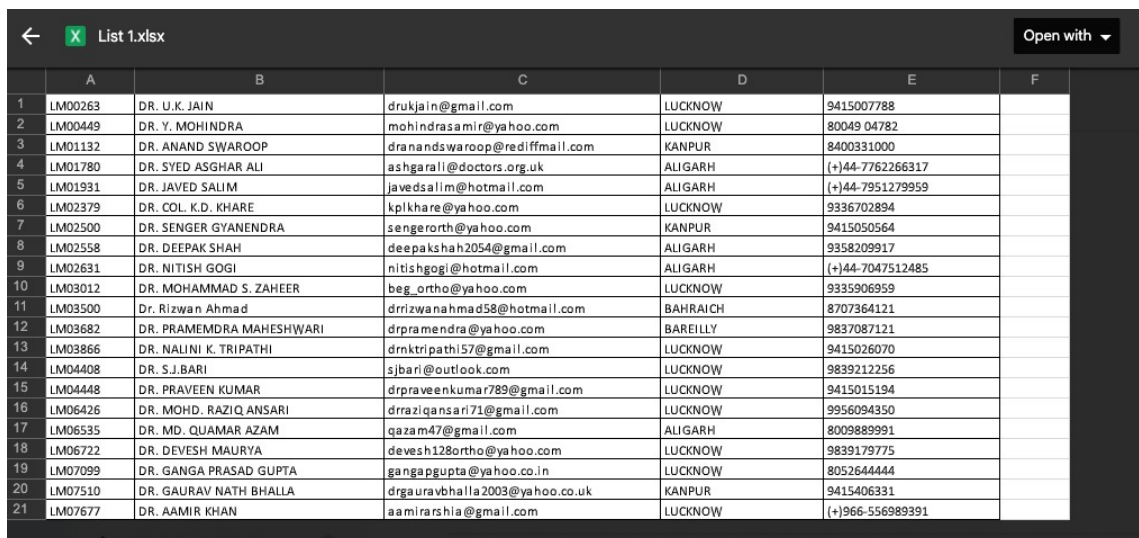
Kindly find attached a list of 21 IOA Members from UP with their required details for registration of IOA online voting.

Kindly note that these details have been personally verified by me and also that these members have requested that the UPOA office validate their details with the IOA Secretariat, and they have no objection for this

Thanks & Regards

Dr. Anup Agrawal
Secretary - U.P.Orthopaedic Association
Vice Chairman-Asia Pacific Trauma Society
National Delegate _APOA
Sushrut Hospital
Sector-D,Priyadarshini Yojna,Sitapur Road
Lucknow-226020
Ph-9415018365
Office NO:9415679511

Dr Anup Agrawal as the Secretary of UP Orthopaedic Association has written to IOA House “Dear sir, kindly find Attached a list of 21 IOA members from UP with their required details of registration for IOA online voting. Kindly note that these details have been personally verified by me and also that these members have requested that the UP office validate their details with the IOA secretary and they have no objection for this” and this is the first list right? (while sharing on screen)



	A	B	C	D	E	F
1	LM00263	DR. U.K. JAIN	drukjain@gmail.com	LUCKNOW	9415007788	
2	LM00449	DR. Y. MOHINDRA	mohindrasamir@yahoo.com	LUCKNOW	80049 04782	
3	LM01132	DR. ANAND SWAROOP	dranandswaroop@rediffmail.com	KANPUR	8400331000	
4	LM01780	DR. SYED ASGHAR ALI	ashgarali@doctors.org.uk	ALIGARH	(+44-7762266317	
5	LM01931	DR. JAVED SALIM	javedsalim@hotmail.com	ALIGARH	(+44-7951279959	
6	LM02379	DR. COL. K.D. KHARE	kplkhare@yahoo.com	LUCKNOW	9336702894	
7	LM02500	DR. SENGER GYANENDRA	sengerorth@yahoo.com	KANPUR	9415050564	
8	LM02558	DR. DEEPAK SHAH	deepakshah2054@gmail.com	ALIGARH	9358209917	
9	LM02631	DR. NITISH GOGI	nitishgogi@hotmail.com	ALIGARH	(+44-7047512485	
10	LM03012	DR. MOHAMMAD S. ZAHEER	beg_ortho@yahoo.com	LUCKNOW	9335906959	
11	LM03500	Dr. Rizwan Ahmad	drizwanahmad58@hotmail.com	BAHRAICH	8707364121	
12	LM03682	DR. PRAMEMDRA MAHESHWARI	drpramendra@yahoo.com	BAREILLY	9837087121	
13	LM03866	DR. NALINI K. TRIPATHI	drnktripathi57@gmail.com	LUCKNOW	9415026070	
14	LM04408	DR. S.J.BARI	sjbari@outlook.com	LUCKNOW	9839212256	
15	LM04448	DR. PRAVEEN KUMAR	drpraveenkumar789@gmail.com	LUCKNOW	9415015194	
16	LM06426	DR. MOHD. RAZIQ ANSARI	drraziqansari71@gmail.com	LUCKNOW	9956094350	
17	LM06535	DR. MD. QUAMAR AZAM	qazam47@gmail.com	ALIGARH	8009889991	
18	LM06722	DR. DEVESH MAURYA	devesh128ortho@yahoo.com	LUCKNOW	9839179775	
19	LM07099	DR. GANGA PRASAD GUPTA	gangapgupta@yahoo.co.in	LUCKNOW	8052644444	
20	LM07510	DR. GAURAV NATH BHALLA	drguravbhalla2003@yahoo.co.uk	KANPUR	9415406331	
21	LM07677	DR. AAMIR KHAN	aamirarshia@gmail.com	LUCKNOW	(+966-556989391	

	A	B	C	D	E	F
1	LM00457	DR. R.S.AGARWAL	drsralko@outlook.com	LUCKNOW	9198681500	
2	LM00487	DR. M.S. UPADHYAY	msuortho@outlook.com	ALIGARH	9956266128	
3	LM00659	Dr. Pradeep Kumar Srivastava	pks.lkoorth@gmail.com	LUCKNOW	7991584474	
4	LM00663	DR. AVADHESH KUMAR	avadhortho@outlook.com	LUCKNOW	8127808046	
5	LM01775	DR. G P BHARGAVA	gpbhargava47@yahoo.com	LUCKNOW	6387905319	
6	LM01941	DR. SACHIN SWARUP	sachin_swarup@rediffmail.com	ALLAHABAD	9415347182	
7	LM03031	DR. VINOD KUMAR JOSHI	vkjiko@yahoo.com	LUCKNOW	8381936383	
8	LM03226	DR. CHAITANYA GUPTA	chaitanya.oslko@gmail.com	LUCKNOW	6386491724	
9	LM03932	DR. SANDEEP KUMAR KANAUJIA	drsanjeev.kanaujia36@gmail.com	SHAHJAHANPUR	9415119317	
10	LM04107	DR. SANJAY PRAKASH	drsanjayprakash75@yahoo.com	LUCKNOW	9721458682	
11	LM04156	DR. SAURABH SAGAR MEHTA	drsmortho@yahoo.com	LUCKNOW	8354922524	
12	LM05585	DR. VINOD KUMAR SINGH	drvks55@rediffmail.com	ALIGARH	9264934047	
13	LM05940	DR. MUDIT KHANNA	drnudithkhanna@outlook.com	LUCKNOW	7355908090	
14	LM06090	DR. SAURABH SINGH	saurabh.ortho.lko@gmail.com	LUCKNOW	7007622693	

This is the second list again. Second list. Here we can see the attachment. Second list again this is the second list list two. You can see Excel file where it is the second list of 14 IOA members from UP with their required details for registration IOA online voting.

	A	B	C	D	E
1	LM00236	DR. A. K. GUPTA	drakguptasgpgi@yahoo.com	LUCKNOW	9452900120
2	LM00652	DR. PRAMOD KUMAR	kumarpramod0900@gmail.com	LUCKNOW	8840671065
3	LM00776	DR. R. P. AGARWAL	agarwalrp408@gmail.com	MEERUT	8318071586
4	LM01744	DR. R. SHUKLA	shukla.rdr@gmail.com	FARRUKHABAD	9369371700
5	LM01747	DR. A D SINGH	dradskgm@gmail.com	LUCKNOW	9415160676
6	LM02075	DR. AMAR NATH SARASWAT	amarnathsar2@gmail.com	KANPUR	8354933451
7	LM03223	DR. ABDUL QUDDUS ANSARI	abdulqa920@gmail.com	VARANASI	7007513623
8	LM03228	DR. AMAR JEET SINGH	as9045858@gmail.com	MEERUT CANTT	9161392280
9	LM03267	DR. RAJESH KATIYAR	rajeshkathiyar@gmail.com	KANPUR	9889418917
10	LM03779	DR. YOGENDR. A S PUNDIR	pundiryogendra621@gmail.com	SAHARANPUR	6393298551
11	LM04271	DR. SHASHI KANT MISRA	doctorskm@gmail.com	LUCKNOW	9839212256
12	LM04592	DR. ROHIT JAIN	rjain_ortho@yahoo.com	LUCKNOW	8009013957
13	LM05051	Dr. VIRENDRA PAL SINGH	virendrapalsingh755@gmail.com	SHAHJAHANPUR	9793086616
14	LM06036	DR. MANOJ KUMAR SINGH	manojyadav.dr96@gmail.com	VARANASI	8416937717
15	LM07140	Dr. KRISHNA CHANDRA BARANWAL	kcbaranwal@zohomail.com	LUCKNOW	9721458688
16					

This is the third list to the IOA "Yes sir. Kindly find the third list of 15 members from UP with the required details of it, for IOA online voting. Here is the name of Dr A K Gupta. This Excel seat is containing LM0236. Dr AK Gupta. drakguptasgpgi@yahoo.com. Lucknow 9452900120.

There are other members also here which has been sent in the list such Nine files are there which is verified by UP orthopaedic Association Secretary Dr Anup Agraval and it has sent to the Election Officer and the IOA House and that's why that was included because it was verified by the UPOA Secretary Anup Agraval, and that has given into the list that all these members to be included for online voting . Again, the list you can see this is the 4th list.

There are 16 IOA members from UP with their required details of registration for IOA online voting and that has been forwarded to Election Officer also at that time and this is the IOA House kindly find a fifth list of 11 IOA members from UP with their required details for registration of IOA online voting. This has been done on 13 September 2020 at 10:49 am. This was 4th was on 29 September 2020 at 8:53 am. so different sheets has come at different time intervals. This is 28 September at 8:49 am. Now that was the 4th list. Now we can move further and check it. Second list. This is third list. 4th list.....

We must accept any details by self -verification ONLY. We are here to help the members. We cannot give the list on 31st July. Yes, it is written in the Constitution perfectly right. But what is the convention is that we have to allow the members till 10th October, and this is the example where Secretary UPOA has done in the October five.

So, getting the lists from the state secretaries is also not foolproof system. That's why we advise that it is a self- verification and we do not know these mail ids and mobiles have come from where. So, this are the facts and I have to show the facts. That's why I produce the facts to you now as asked, it depends on the you people to discuss it.

Dr. Atul said "Navin. I think your point is very well taken. Can we move forward with V. Purushottam's presentation?"

Dr. Abhyankar said "Yes, and now have you found out that all the members were dead or there were some live members Also? because Dr. A K Gupta's name is there.

Dr. Navin answered "that requires further investigation. Sir, because we have to ask them. In between Dr. S C Goel commented "everybody in UP has died? Every member UP has expired already?"

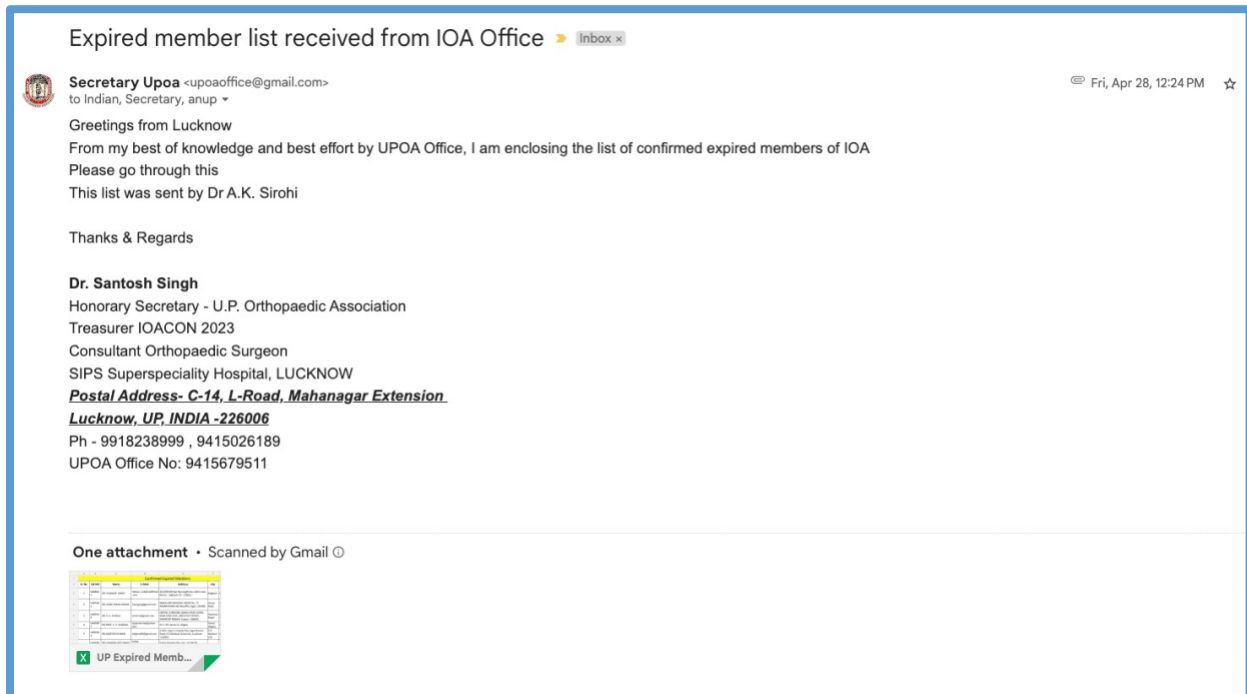
Dr. Navin answered "Sir, sir, we are not saying that just Sir, please wait. I have not completed. Sir, please wait. Now I want to show you that we had asked all the state to give the list of obituary and what is submitted by UP secretary again that I want to show you that is there in another mail may be in the IOA secretary list i think in box. Here is expired member list received from IOA office.

This is from Dr Santosh Singh "Greetings from the Lucknow, this mail has been written by Secretary UPOA to Indian Orthopaedic Association Honorary Secretary and Anup Agrawal, right? "greetings from the Lucknow. From my best of my knowledge best efforts by UPOA office I'm enclosing the list of confirmed expired members of IOA.

Please go through these. The list was sent by Dr. A K Sirohi" that I could not understand. but I can show you the list and that has made us confused.

Here he has divided the category into confirmed expired members right and the second category he has given unconfirmed expired members. Third category has given LIVE

members and the 4th category was astonishing not UPOA members, Doubtful regarding Alive or expired. Here it is again LM



Here he has divided the category into confirmed expired members right and the second category he has given unconfirmed expired members. Third category has given LIVE members and the 4th category was astonishing not UPOA members, Doubtful regarding Alive or expired. Here it is again LM

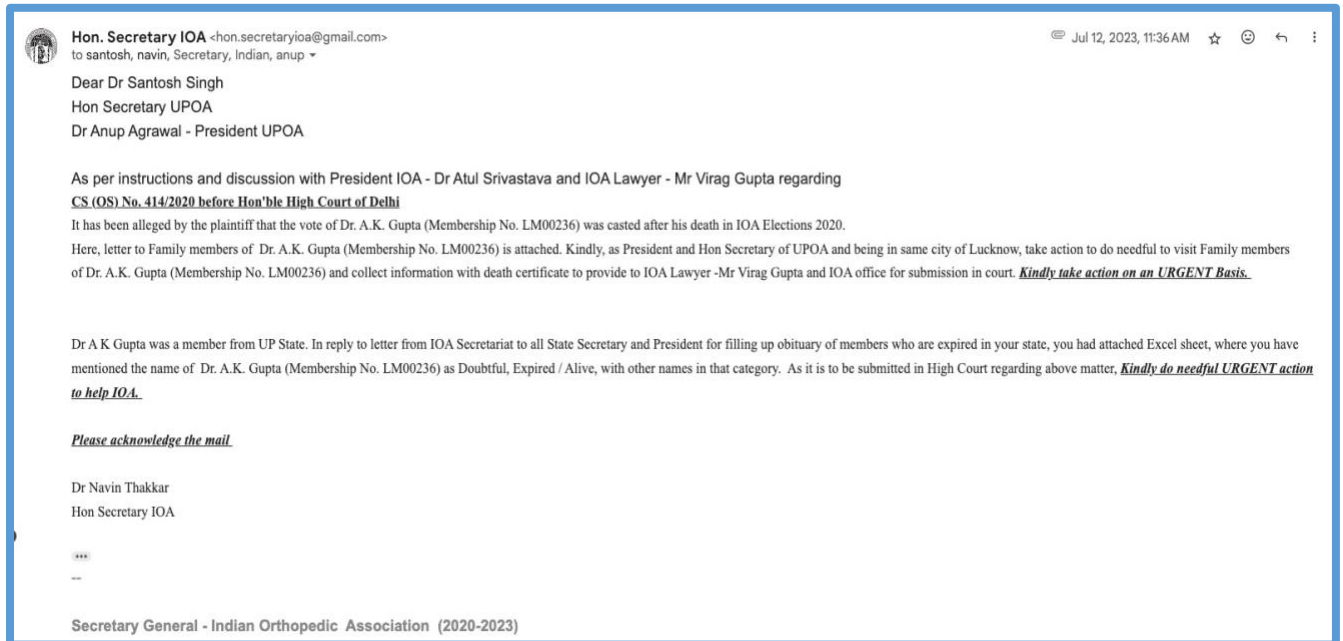
0236 Dr. A K Gupta drakguptasgpgi@yahoo.com. So he has classified him Dr. A K Gupta in not a UPOA member, as per our knowledge He is the founder president of UP Orthopaedic Association and he has written that doubtful regarding alive or expired. So, it was very difficult for us because the lawyer when asked then I also said that yes probably we need death certificate that is correct and so we asked the death certificate and we had written to Dr. A K Gupta's son and this is the letter I can show you.

Yes. "As per instruction & discussion with President IOA Dr. Atul Shrivastava and IOA lawyer Mr. Virag Gupta, it has been alleged by the Plaintiff that the vote of A K Gupta was casted after his death in IOA election 2020. Here, a letter for family member is there and kindly do needful to send this letter to address of the Dr. A K Gupta by speed post with Proof of tracking & delivery possible. Here is this letter we had written on 11/7, to confirm this and I had also sent a copy to President UPOA for action. Dr. Anup Agrawal Lucknow and Santosh Singh at Lucknow and Mr. Virag Gupta a lawyer for IOA. For this copy to submit in the court of law. and I also to both and this is the proof of delivery and we have received the answer from him also. What is that answer?

See I had written to both Santosh Singh Secretary UPOA & Anup Agrawal.

← X UP Expired Member In IOA Voter List.xlsx										Open with
	A	B	C	D	E	F	G	H	I	
						Lucknow				
27	4	LM06159	DR. BRIJESH KUMAR	drbrijesh.jnp@gmail.com	ORTHOPAEDIC SURGEON, VILL- GOSAI PUR , POSTIMALO PANDEYPATTI DISTT. JAUNPUR	PANDEYPATTI	Uttar Pradesh		9415287562	
28										
29	Live Members									
30	1	LM05676	DR. VINOD KUMAR AGARWAL	drvinodagrawal@gmail.com	SM AGARWAL ORTHOPAEDIC HOSPITAL,SHIVAJI MARG, NEAR HEAD POST OFFICE	(SHIVAJI MARG, NEAR HEAD POST	Uttar Pradesh		9897214924	
31	2	LM04435	DR. HARISH CHANDRA AGRAWAL	agarwalharish41@gmail.com	PHARMA AGENCIES, KABIR CHAURA	Waranasi (Pharma Agencies)	Uttar Pradesh		7275593124	
32	3	LM00959	DR. R.B. MISHRA	rambhjanmishra@yahoo.co.in	B/51, SECTOR-B, ALIGANJ	Aliganj	Uttar Pradesh		9415020425	
33	4	LM03973	DR. SHASHIKANT MISHRA	drskmishra67@gmail.com	MEDICAL OFFICER, PARMARY HEALTH CENTRE, NIYAMTABAD,ALINAGAR, MUGHALSARAI	Alinagar	Uttar Pradesh		9455708438	
34	5	LM07099	DR. GANGA PRASAD GUPTA	gangagupta@yahoo.co.in	5/89 Vipul Khand Gomti Nagar	Gomti Nagar	Lucknow	Uttar Pradesh	8052644444	
35										
36	Not UPOA Members- Doubtful regarding Alive/Expired									
37	1	LM00236	DR. A. K. GUPTA	drakguptasgpgi@yahoo.com	C/O DR. AMIT GUPTA, PROFESSOR OF NEPHROLOGY, SANJAY GANDHI P.G. INST. & MEDICAL SCIENCES Lucknow -226014	Sanjay Gandhi P G	LUCKNOW	Uttar Pradesh	9452900120	
38	2	LM09175	DR. MERAJ AKHTAR	akhtarmeraj@yahoo.com	flat 301,paradise apartment,,aligarh Muslim University-202002	Aligarh	Lucknow	Uttar Pradesh	9897309178	
39	3	LM01797	DR. JAGDISH C. MALGURI	jcmalguri@rediffmail.com	G -23, NEHRU COLONY Dehradun	Nehru colony	Ghaziabad	Uttarakhand	9412052114	
40	4	LM00659	Dr. Pradeep Kumar Srivastava	pks.lkoorth@gmail.com			Uttar Pradesh		7991584474	
41	5	LM00776	DR. R. P. AGARWAL	agarwalrp408@gmail.com	LECTURER IN ORTHOPAEDICS LLRM MEDICAL COLLEGE,	Meerut (LLRM Medical Coll)	Uttar Pradesh		8318071586	
42	6	LM00457	DR. R.S.AGARWAL	drsaalko@outlook.com	1, KASMANDA HOUSE, NARHAI,	Lucknow (Narhai)	Uttar Pradesh		9198681500	
43	7	LM04414	DR. RAMANAND MISHRA		C/O.SHAKTI NURSING HOME,CINEMA RD, KHOWAGALI, GOLGHAR,	Cinema Road	Uttar Pradesh		9839077718	

And I have noted that Dr A K Gupta was a member from UP state. In reply to letter from IOA Secretary to All state secretary & President for filing up the obituary members who are expire in your state, you had attached the Excel sheet where you have mentioned the name of A K Gupta membership number so, is a doubtful whether he is alive with other names in that category as it is to be submitted in the High Court regarding ABOVE matter kindly do needful as urgent action to help IOA that I had written because they had written doubtful.



That's why I had to write them that it is written by you as a doubtful by the Secretary himself and the letter which we have received from Dr. Amit Gupta.

Dear Dr. Shrivastava & Thakkar I am in received your letter sent by speed post on 12/7/23 regarding the demise of my late father Professor Arunkumar Gupta, who had been one of the founder members of IOA. He had been one of the few pioneers to establish the speciality of Orthopaedics in India in 1950. S 60. S having started department orthopaedics in GSVM Medical College Kanpur in 1957. the Indian Journal of Orthopaedics had published in obituary in 2008 April June issued 42/2 page 235 written by one of his illustrious student Professor Suraj Bhan. My father expired on 30/12/2007 at Lucknow and I am attaching a copy of these death certificate. I am actually amazed and appalled that his name has been not been removed from the voter list and has been taken a court case for IOA headquarters to inquire about the date of his death. I hope the Secretary will now do the needful and also inform me so that the name of my late father was no longer besmirched by the members of the very organization that he along with few others had started in India. And this is the death certificate has been given by him.



THE INDIAN ORTHOPAEDIC ASSOCIATION - 2023

President's Theme: "Strong BONES Stronger NATION"

President
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Agra-282002
Email: dratulagra@gmail.com
presidentioaind@gmail.com
Mobile: +91 9897076867

Hon. Secretary
Dr. Navin Thakkar
39/B, Hindu Colony, Opp. Sardar Patel Stadium
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Email: hon.secretaryioa@gmail.com,
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President Elect
Dr. Ram Chaddha

Vice President
Dr. Anup Agrawal

Imm. Past Presidents
Dr. Ramesh Kumar Sen
Dr. B. Shivashankar

Hon. Treasurer
Dr Sandeep Kumar

Editor, IJO
Dr Lalit Maini

Joint Secretaries
Dr Pardeep Bageja
Dr Dinesh Thakkar

Dated: 11-7-2023

To : Family Member of Dr A. K .Gupta (Life Member IOA -LM00236)

C/O DR. AMIT GUPTA, PROFESSOR OF NEPHROLOGY, SANJAY GANDHI P.G. INST. &
MEDICAL SCIENCES Pin code : 226014 Lucknow. email : drakguptasgpgi@yahoo.com , Mobile :
9452900120

Dear Sir/Madam,

Subject: CS (OS) No. 414/2020 before Hon'ble High Court of Delhi

It has been alleged by the plaintiff that vote of Dr. A.K. Gupta (Membership No. LM00236) was casted after his death in IOA Elections 2020. In this regard we request you to please provide us details of his death along with copy of death certificate. **Next Date of Hearing before Hon'ble Court is fixed on 19.07.2023.**

You are requested to please provide us all the details so that same can be brought to the notice of Hon'ble Court.

Thanking you,

Dr Atul Srivastava
President IOA

Dr. Navin Thakkar
Hon .Secretary -IOA

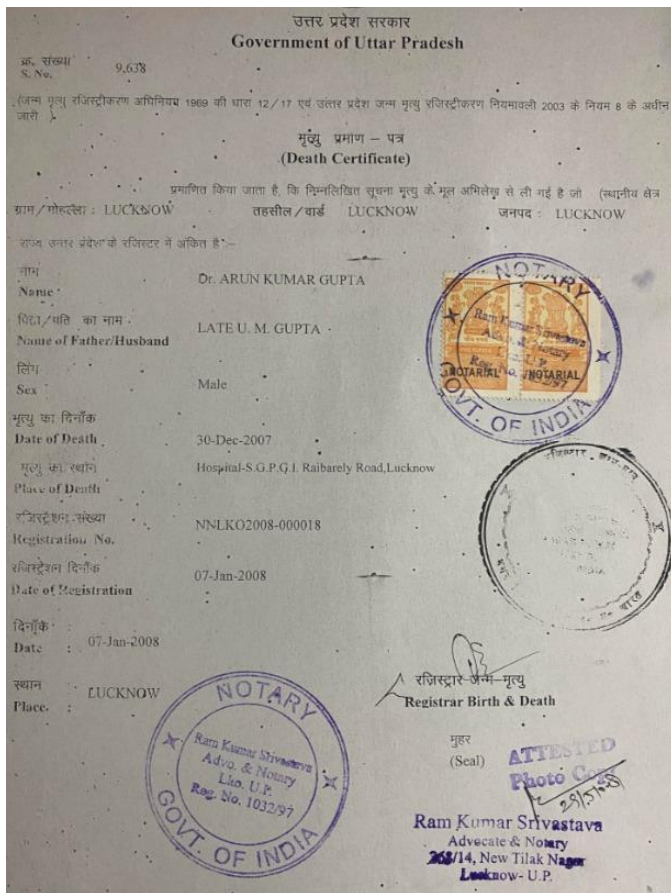
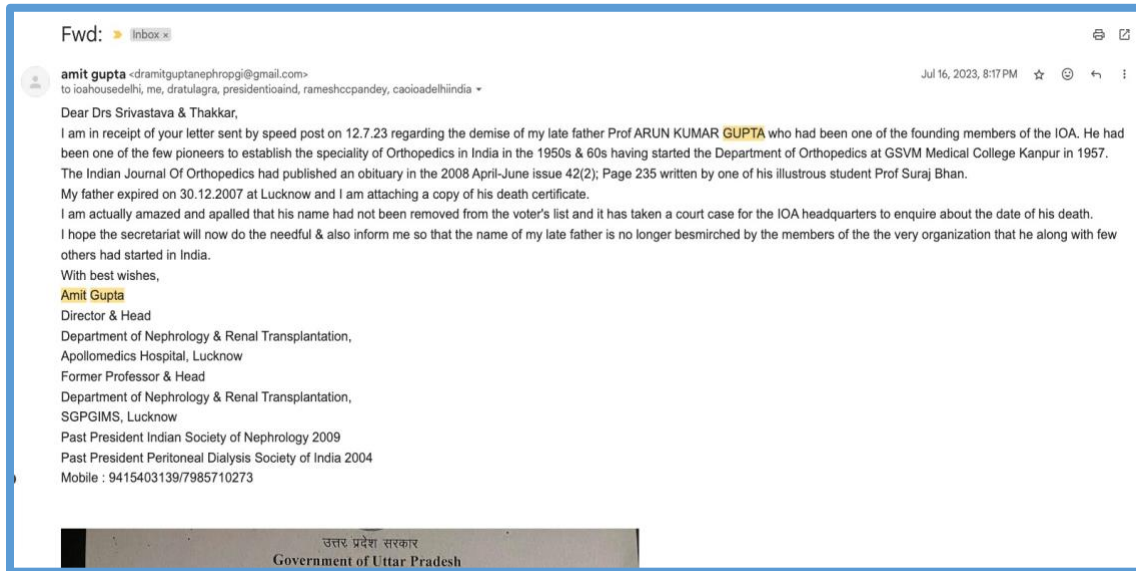
Copy to : President UPOA for Action – Dr Anup Agrawal , Lucknow

Hon Sec UPOA for Action– Dr Santosh Singh , Lucknow

Mr. Virag Gupta – IOA Lawyer

Note: Register AD/Speed post with proof of Delivery(POD) from IOA House (CAO IOA) to : DR. AMIT GUPTA, PROFESSOR OF NEPHROLOGY, SANJAY GANDHI P.G. INST. & MEDICAL SCIENCES Pincode : 226014 Lucknow. email : drakguptasgpgi@yahoo.com , Mobile : 9452900120

Registered Office : I.O.A. House, Plot No. 69, Tughlakabad Institutional Area, Behind Batra Hospital, M.B. Road, New Delhi - 110 062
Ph. No. : (011) 29961434, 9811967820 E-mail : ioahousedelhi@gmail.com, hon.secretaryioa@gmail.com
Contact Person : Ramesh C Pandey, CAO, IOA E-mail : caoioadelhiindia@gmail.com, rameshccpandey@gmail.com



So, I am stopping sharing or anybody wants to see anything again.

Dr. Samir asked is membership number is same in both??

Dr. Navin replied “yes, it is same. In both it is LM00236 and voted member list which Dr. Ramesh Sen has given is also their 00236 and in the voting sequence it is 167 number. He has voted on first November 2020 and Vote has registered to D4, P2 and D6. That is according to the affidavit submitted to court by Nityam software.

Dr. Samir asked “have you checked his mobile number and email address?”

Dr. Navin replied “email address is bouncing, and What’s app was accepted tick marks.

Dr. Samir asked “So it means that phone is still working is that why he's able to vote from phone?” Dr. Navin answered “phone was working. But the Nityam has filed affidavit that vote has come from the email. Whatever it is, I don't know that is a matter of investigation.

Dr. Atul said “I see a lot of hands have raised.”

Dr. Abhyankar said “i think with this, it is very clear now that we need a foolproof method for voting. You cannot make a mockery of the election process of IOA so mandatory Adhar, because there is no option. Those people who are objecting to Adhar, they're not giving alternatives. So, I request that you should not rush the election process this year, which will land us more trouble. So please don't rush. Let it be whatever October or whatever the thing. The second thing is what I have gathered is it was Dr Anup Agrawal as a UP secretary who has sent the list to the IOA. Now he will be the election officer. I will leave it to the EC. All the honourable Members of the EC to take a proper action on this. I leave it to you President sir, because I'm sure you are for the transparency and the purity of the association. Thank you so much.”

Dr. B Shivashankar said “just to reiterate what Navin said and Dr Abhayankar has said that UPOA Secretary has sent the lists in mails. It is evident now; it needs investigated for email and mobile number of all the members in that lists. Dr A K Gupta’s vote casted from email ID as per Nityam. The Nityam says that it has been voted through using the OTP sent through the email ID. That itself indicate that somebody had an access to those email ID and though the mobile number is genuine. They are only spurious created like gobile.com spurious email ID and it has been used to cast the vote.

That's the point we should understand and we should investigate and we should also investigate all the other people in lists and also whether voting has been done from that all email IDs ? The voted member list of 2020 is already out. Through Nityam we should get data of voting gone to whom for all these members in attached list and investigate who are the other people who has voted and all the votes, which person it has gone. It needs to be checked.

That's another thing and I'm really, really sorry to say that the founder member of Indian Orthopaedic Association like A K Gupta where we have a trophy in his name. The UPOA secretary sends a list recently saying that whether he is a member of UPOA is there or not, it is really bad and he if I am right, he is the first president of Uttar Pradesh Orthopaedic Association. UPOA have already an oration in his name every year, and if the secretary gives a letter saying that whether we don't know whether he's a member or

not. I think there is something larger than what we are really seeing at present in front of us. That's all I had to say. .”

Dr. Mohan Mantri said “Good evening, partly covered by the Dr. Shiva, but honestly speaking, unbiased to anybody. All intelligent people are sitting here. What investigation is needed for this. If a person like late Dr. A K Gupta’s vote has been done spuriously and name added with spurious email and mobile, what else you want? What investigation more than this you want?? Does it require any investigation??”

Dr. S C Goel said “Dr. A K Gupta was very respected surgeon of UP, and founder president of UPOA, was secretary of IOA & president of IOA. So, there is no doubt about it.

One thing Mr secretary. I may like to know the email on which you correspond because this SGPGI. The email in that election list is having SGPGI, where his son is working. He never worked in SGPGI to whether the voting was that from the same email?

Dr. Navin Answered I don't know that I cannot say because that only Nityam can tell. I cannot tell this.

Dr. Atul said “court has already put it into investigation. The next date is 27 July. Navin has presented the facts, let the court decide. Dr. Narayan Karne, you wanted to say something?”

Dr. Narayan Karne said “Yes, sir, what we are discussing now is from which email ID of all these correspondences was there? Is it important? Or is it a very important subject or what was the emailed? What is important is, the name was added and from that the voting has happened. So, we have to discuss on that aspect addition of the dead member’s name. See, if it was not removed at all, then it is something different matter, but it was removed long back in 2008 and again added back in 2020. That is a serious matter and from that the voting has occurred. That is the only serious matter we should discuss. We should not divert from the subject. That's what I want to say. We have to discuss on that thing. That is a serious issue. Addition of the dead member and voting has been done from that member.

Dr. Atul said “your view is quite taken. Dr R K S Dhakkad do you want to speak something?”

Dr. Dhakkad said “Yes. Sir. Sir this is really very unfortunate. We are discussing and dragging a very respected beloved senior to the court of law because of our own benefit and because of the I don't know why we are dragging this name. I think my suggestion to the all respected EC and chair. Once the obituaries list, we are getting during our EC meetings the names of the persons they passed away immediately. They should be deleted from the voting list and they have to kept in the historical list with the due respect. So, I think all such kind of speculations and complications they will be settled down immediately.

Dr. Atul said "Thank you. So, we have discussion on this and again I reiterate since it is 27 th July date of next hearing, I'm sure the court will investigate all this. So, Dr. Vijay Purushottam should, please carry on with your presentation? Okay. Dr Purushottam again shared slide on screen.

Dr. Karne asked the president "I just want to add, have you taken any cognizance about this matter or we have just discussed and resist. Let it go."

Dr. Shinde said "We need to take a decision over this issue."

Dr. Karne said "We have to take some decision on this gross irregularity. We should not go to the next part unless this part is over."

Dr. Atul Said "My take as the chair is that since the matter is in the court of law, let the court decide."

Dr. Raviraj Shinde said "The court has not said not to discuss this matter in the EC at all."

Dr. Atul answered "So we have discussed"

Dr. Raviraj Shinde said "We discussed but we have to take the decision, manipulation of voter's list and taking the benefit of that manipulation."

Dr. Karne said" It is a serious matter, who had done the addition? Addition of his name in 2020 is not a matter of sub judice. The matter sub judice is only the fake voting, but the addition of the name which is done in 2020 and is something different, which is not in the court at all. So, it is not sub judice

Dr. Raviraj said "I think you all are aware of this fact. That's why you're not giving the voted Member list.

Dr. Karne said "that is, that is another issue. The issue is that who has done this addition and that should be taken into consideration and the decision should be taken now in this meeting only. It is not sub judice matter of addition is not sub judice matter

Dr. Raviraj said "that person should resign from the post of this election officer"

Dr. Karne said "now whose is that person who has added Dr A K Gupta's name and details? He should not be given any important post till that particular part is finalised? If it is proved that this addition has been done by any person then that person has a done a gross blunder. I will say. Crime. It is a crime to add the dead members list into the voting list and that should be taken seriously and the serious action has to be taken against such person. We should not go to the next topic unless this is over."

Dr. Raviraj said "I think honourable EC members should also take this matter very seriously. Keeping mum on this matter is going to do the such things in Future Again and Again.

Dr. Abhyankar said "I am surprised that nobody is talking."

Dr. Shiva said "I am with the opinion of Dr Karne, if the list has been manipulated then some action needs to be taken. I agree on this.

Dr. Harpal Singh Selhi said “regarding Dr. Anup Agrawal being an election officer or not. Dr. Shinde has challenged in the court & court of law which is the law of the land, has rejected his petition as of now. So, he has no locus standi to bring the same to the EC meeting.”

Dr. Raviraj answered “Court has Said nothing regarding this. The court has not rejected the petition. The court has only said that it will not give Ex party decision. The court has only said that, as advocate of Dr. Anup Agrawal was not present in the court, court will decide after listening other party. Court has not rejected but asked to issue notice to these people and the matter is put for the next hearing. This matter of addition of dead member in list of 2020 is not in the court at all so please don't try to misguide the EC that We cannot discuss and take decision on it.

This is totally wrong and for what we are doing this all for sake of some manipulation? It is crystal clear that the list is manipulated. The IOA member, the one who was the founder president of the UPOA. We are casting his vote and some people are defending it. This such a shameful thing by just stealing the matters, the matters of good. Well, the court has mentioned that you cannot discuss it or you cannot give the list? Has the court given the verdict like this? Yes, it is, it is serious, it is very serious.”

Dr Sameer tried to interject when Dr Raviraj was speaking. Dr Abhyankar reminded Dr Atul that Dr Sameer is not permitted by chair, but still speaking. Dr Sameer said sorry. Dr Atul asked Dr Raviraj to complete and then Dr Harpal Selhi

Dr Raviraj cleared that “as this matter of addition of Dr A K Gupta in 2020 voter list is not before the court and it is not subjudice. We can discuss and decide about it. Do not say that this matter is subjudice. It is totally wrong “

Dr Karne said “Addition of member in 2020 voter list is altogether different matter and not subjudice “

Dr Harpal said “Once a person goes to the court and the matter is sub judice, no other organization, whether it is IOA or any government official, will not comment on the matter that is considered as contempt, because our judgment, our opinion may have difference with the court of law and this is not acceptable in the court of law. You cannot criticize. You cannot say that you have passed this opinion and judges are at variance. If I may quote it correctly, even the press which is inside the court has to report the words of the judiciary.

They cannot give their own opinion on the conduct of the judiciary, so it is wrong to say that this is subject is not subjudice and we can discuss it. No. Once we go to the court, we have to wait for the court of law to give judgment and then follow that judgment. We are bound to follow it and we will wait for the judgment. What is the hurry? I don't understand. Why are they so impatient? They have gone to court. The IOA didn't go to court. If you have gone to court, wait for the judgment, why are they such impatient?

Maybe they will win, if they are right. Then let us see what the court decides we still have to follow it. “

Dr. Sanjiv Gaur said “we have seen this and I think we should consider whether or make an opinion whether the voting on A K Gupta was done or not, we are hushing it up. The EC should give us some opinion. Whether court gives or it is sub judice It is fine. But we are not giving any decision to make it a crime or whatever. But EC should give some opinion on this matter. Thank you.”

Dr. Samir said “is it in the court that this A K Gupta has voted whether you have a full proof that has voted. The court has asked only death certificate of this person. That's all. So, it is not officially that he has voted? No.”

Dr. Raviraj said “The list is published of election 2020, and there're the voting is confirmed. A K Gupta's voting is confirmed sir, and now Nityam has said that vote has gone to whom. It is now on affidavit in court that vote of Dr A K Gupta has gone to Dr Atul Srivastava, Lucknow as Venue and Dr Manish Dhawan “

Dr Sameer said “I was not having cited information on that that is why I asked. Nothing more I have to say “

Dr Shiva said “I want to say two things, one is the what Dr Harpal is saying and prayer in court has done by Dr Ajit Shinde that Dr Anup Agrawal cannot be an election office is entirely different. What we are discussing now is entirely a different issue. What we are discussing now is 2020 manipulation of the voter list by the UPOA Secretary, who has sent the name of A K Gupta into the list. So that has to be discussed because this is entirely different from what prayer has gone to the court, definitely not, it is not sub judice. What we are discussing is how a UPOA Secretary Includes a name of a past president of IOA who was no more into the list and also submits it to the IOA that is one and second thing is why the present UPOA secretary writes saying that he doesn't know whether A K Gupta is member of UPOA or not. When he was the founder member and founder President of the Association.

I entirely agree with Dr. Abhyankar and Dr. Karne that we have to take some stand at this stage and some stricture has to be passed before we can proceed further. Otherwise, we are going to only meet like this and discuss and it will be a matter of entertainment for other people who are watching this video afterwards.”

Dr Atul asked for the turn of Dr Karne

Dr. Karne said “Thank you, sir. Thank you, sir, Dr. Shiva also said same thing. First thing we are digressing from the subject. We are necessarily mixing the different subject together that this particular subject is not at all sub judice. It has been proved now that the UPOA secretary has added the name of the dead person and it is accepted and this person is voting form 2020. So now this is serious matter and this is already proved. So, a strong stricture has to be passed and decision has to be taken in this meeting by itself. We should not just postpone. Honourable president once said last year that is' submitting that EC meeting is nothing but the farce which I objected at that time also. EC meeting

should not become farce and just a sake of name. We are responsible persons and we should take strict decision on this issue. Thank you.”

Dr. Atul asked “who said that?”.

Dr. Karne answered “The answer who said that that you see meeting that has even said and I had taken objection also at that time that is not a par when it was taken probably I forgot the date and it was August October but probably date is October and that's why I said now it is already proved. It is as open as a clean sunshine and I don't know why we are arguing on this again and we are just pushing it for the next one. It is already proved that two things are there, the inclusion of the dead member into that and then the vote has been casted on that. So, the strong stricture has to be passed against UPOA Secretary and that also on the current Hon Secretary of UPOA who should also explain why he has said that we don't know whether he's alive or not. This is a very serious matter and the court cases are going on only on this. We really want to clean the IOA. We have to go on these lines. Thank you.”

Dr. Govind Purohit said “Our main concern is in the court is also the irregularities which has happened in the voter list and the voting today also discuss is for the correction of the irregularities in the voter list now when we are correcting the voter list by updating by data correction daily and regularly. So even if it is sub judice this matter for what purpose we are interested in correcting the irregularities, so is there any way to avoid such discrepancies and irregularities rather than ADHAR card is there any way. Then we can surely go for that and I think ADHAR is the only way which can correct all the irregularities, and only way for self-recognition and I think all members should cooperate for the harmony of the association and to avoid such irregular discrepancy in the future. So, this is my suggestion and I would request precede to put on the note and do need full. Thank you very much.”

Dr. Rajesh Gupta said “so two points here? So, by whatever the list to the secretary sending all General Secretary or President sending to you are we matching it at IOA office? Or we directly adding those names in voter's list??

Dr. Navin answered “So to answer the question of Dr. Gupta here you have seen that. In the 2020 in September and October there are series of nine mails from UPOA Secretary Dr. Anup Agrawal where he has categorically said that he has verified personally. It is a clear cut world personally verified , to be included in the online voter list.

Dr. Rajesh Gupta said “that is right. I understood that I have listen to that. Yes, my question is are we verifying?

Dr. Navin Answered “No, no, no, no, no, sir, nobody, nobody, nobody can verify. That is why the system is made on the website that whatever you want to write, you write in the request callback so that the person who is writing can be noted and it come in the IP address and the time and stamp. It is getting recorded and whenever any cyber crime ask, we can provide the detail because IOA Office cannot do a verification of any person. That is why GBM we have passed the self- Verification. Self- verification is the only method and here Self verification is not done. It is the verification done by Dr. Anup Agrawal, the Secretary of UPOA. He has taken the responsibility to verify and he has put up the file here. So that is the question mark and now the question mark has come to all

nine Excel seats. We have to check that all nine Excel seats are containing how many members, how many people have voted. That is a different thing. But this is the data.

Dr. Rajesh Gupta asked “Navinbhai I have a simple question that do we ask the presidents & secretary to update the data of members?? Sorry, I'm not talking of only UPOA. You have asked to all the secretaries you send a list?”

Dr. Navin asked “No, no, no, this is the problem. This is the problem. You read my mail. We have said/instructed that you ask members to go to IOA website and do self-verification. We have asked and we have given the list to the State President Secretary to just notify which are expired people so that we can include in our list of expired. Second thing we ask about if they feel that XYZ person is known to me and this email ID is not containing this is not his Email ID, it is spurious. Somebody is misusing his inactivity. Then you have to point out that. Third point is you have to ask the members to go to website for the self-Verification. For those members who have no data of email and mobile number, you have to ask them to fill up the request Call back on website. Any data from the Secretary or the President of State cannot be taken as a verified until member himself do self-verification on website and get recorded for future need of record”.

Dr. Rajesh Gupta said That is what I am saying. So, I do not know, so just I was asked.

Dr. Navin said “That's why we tried to find out, how name of Dr A K Gupta was added in 2020 and these series of mails have come from the secretary UPOA saying that I'm personally verifying and please include in the online voter list. That is the question here. That how he has verified? How that email ID and mobile numbers are introduced here when the member is already dead in 2007? Sir, and what action has to be taken against that person who has made the data like this and he is on the very responsible post now.

Can we trust him as the election officer?

Dr. Rajesh Gupta said “before going there can we ask Dr Anup and Dr Santosh to clarify this?”

Dr. Navin said “What to clarify? it is the Mail says clear cut digitally. It is a document. It is a digital document with the dated 28 September 2020 with the times stamp. No clarification is required. What is a clarification? There is no need of inquiry committee even. In the gobile.com it was offline update. That's why we required inquiry committee to go into the deep. Here It is the digital evidence, Digital footprints.

If the EC wants to take the action on Dr Anup Agrawal that we do not trust him as an election officer we cannot trust and we cannot pass this and that needs the resolution. It has no relation with 2022 case and it is not sub judice. It is something different than that, there is a distinction. There is a distinction between secretary submitting the data of the dead person knowing that that he was UPOA Founder president, knowing that they have taken three times A K Gupta Trophy in a state chapter. He was the CSRC chairman. He was looking after all the states he was looking after the UP state.

Also he was very well knowing still and we have to find out how many other spurious mail IDs are there. The main question is Can we trust him as an Election Officer? That is the question mark and he may be biased of the people who are objecting this matter. He may

become bias as an Election Officer to me or anybody else who are objecting. This is the fact and this is the truth. We are not telling any story. This is the fact and there is the digital footprint which has come directly from Dr. Anup Agrawal's signature. How can you deny this fact? Can We? We have to take the decision that, can we continue him as the Election Officer because we cannot trust him? If the data manipulated like this, he can do anything and be biased. Nothing personal. I have nothing personal but Election Officer post is very sensitive and he is very much hurried to get the list on 31 July. Why there is a hurry?

Dr. Karne said "the Election Officer has to be beyond all the doubts. We cannot move without taking action.

Dr. Navin said "we have to take action. We cannot move to further agenda without taking action."

Dr. Harpal said "Mera Ak hi Contention hai. It seems from this Secretary General's report that there is an error committed by Dr. Anup. It is for the executive to decide what action to take, but similar errors have been done in the past and in last year also. Dr. Ramesh Sen's name was not there in voter list and a dead member was included in the voting list. Then the same action should be taken against the responsible person of last year also.

Dr. Navin answered "First, there is a distinction here, Dr Harpal try to understand. Dr Anup writes clear cut that he has verified personally. Dr Harpal, you are trying to defend indefensible"

Dr Atul said " Please speak one by one , let Navin complete"

Dr Karne said "I want to answer on this point of Dr Harpal "

Dr. Harpal said "last year president chair mai baithe he fir bhi usko pata nahi hai ki vo jinda hai ki nahi hai uska nam delete kar diya gaya comfortably aur uspe koi action nahi hona chahiye lekin kisine ek mal dali hai jisme unho ne galat nam dala hai iske upar action hona chahiye, if this is the law of the land,

Dr. Karne said "we should be allowed to talk on this point. Dr. Harpal Singh's point, can I speak?

Can I speak?

Dr. Atul allowed to speak.

Dr. Karne said "Thank you yeah now, what Dr. Harpal saying is something different.

It's called the act of omission. It cannot be a deliberate act, but when the act of Commission is there the name which was not there has been added into that okay and he was not a simple person, the person who well known and the person whom is a celebrity or icon of the IOA, that name of him secretary of a UPOA ,state cannot add this is called Act of Commission which is a very, very grave. There are many acts of the omission which can happen from the president as well as secretary, but the act of the commission is very serious, so Dr. Harpal defence it is totally wrong. This can't be done by anybody, it may be secretary, it may be IOA office or CEO, manager, anybody else and that point also raised of Dr. Ramesh Sen. But that is a totally minor point. And this is a major point of Act of Commission that also is not a simple act that the person who is now going to conduct the elections are we sure that the elections will be conducting in a fair manner now when he was not in the main office of the IOA, he has done such a great blunder or commitment. I will say committed the crime, and when we are allowing him to be at that chair, the whole thing and the whole trust has gone now completely it has gone

to the docks. So the only issue is that we should not allow him to be a like Election Officer this year just like last year we can appoint somebody else as Election Officer but not the person who has done such a serious and the I will use a heinous act of the adding the dead Member respected dead member into the list. Thank you.”

Dr. Anup asked “sir? Can I sir? Can I”

Dr. Atul said “Dr. Anup and Please don't interrupt anyone in between.

Dr. Anup answered “Sir I had been listening. All the data which had been shown by Dr Navin. Let me first clearly say.

That it had been sent to the IOA office. There are no doubts. I'm not denying that, but I'll need to check, number one, because we never had any online confirmation of such data. All the data updating was done on the basis of the phone received by the IOA office and all the list are being sent on the behalf of UPOA Secretary to the IOA by the UPOA officer, who is the Clerk. Now let me tell you I'm not taking away the responsibility of president or secretary that it has been written on my behalf. But having said that it is written on my behalf does not mean that I am involved into that. Let me check all the data. Let me tell you even UPOA has AK Gupta gold medal in his name. So, there are no doubts, every year I myself make the slides for the oration of Dr. A K Gupta every year, so I don't have any doubt on this, that he is a dead person. He had expired in 2008, so there is no reason of doubt about it. The similar thing was trying to correlate with me last year. Also I have been seeing last six months there had been attempt for not me being Election officer. I don't know why and what is the reason and the same attempt I'm seeing here again and again, this has been happening and let me tell you I have done all my jobs honestly, whether as an IOA CSRC chairman, whether as UPOA President or UPOA Secretary security I had been doing, there could have been mistakes by the office clerk and I take full responsibility on that. But having said that it has been a heinous crime and criminal and all those words, I'm sorry. I'm not going to take that. If EC feels, and think that I' am not competent enough and honest enough to run the election of IOA. I do not have any problem for not conducting the election of IOA. I feel it is my duty as a vice president to conduct the election of IOA. Last year, the similar thing happened. The vice President of IOA said that he will not conduct the election. Then people ask that why don't you resign? That was the only duty that IOA Vice President has to do so. If EC feels that Anup Agrawal is not transparent, not honest, he should not conduct the IOA election. I don't have absolutely any objection on this, but to say and conclude that it is a heinous crime every time whatever you find is absolutely wrong. wrong. wrong.

Let me tell you even the last year Ramesh Sen name has been deleted from the main list. Even the Obituary read of Manish Chapparwal was included in the list. Who is responsible? Will you ask the same kind of treatment from that person also? please read the minutes of the EC, where Manish Chapparwal's name was written in Obituary after the list was submitted by Ram Chaddha as by shown into the EC minutes during the EC by Dr. Ram Chaddha, his name was included after Dr. Ram Chaddha had submitted.

Dr. Navin asked “whose name? Whose name? Please say again.

Dr. Anup Agrawal said “Manish Chhapparwal”

Dr. Navin answered “Manish Chhapparwal's name was in obituary. It was removed by IOA office. It is not in final voter list. By mistake, Ramesh Pande has deleted someone else in the row. That is clerical mistake.

Dr. Anup answered "When Ramesh Pandey does, it is accidental and When my clerk does it, it is my only"

Dr. Navin answered "no, no, it is a series of nine excel files in series of email as submission. Sir, let me ask you a question, who has returned the word that "I have personally verified and members have allowed me to tell the IOA office to update this data". That means you have talked to the Member and member has given consent."

Dr. Anup said "no sir, no, sir. It is always the office who call to the Member and not every time the President or Secretary talk to the member."

Dr Navin Thakkar said "I will send this mail to all EC members to read exact wordings written and meaning of it, it is clear cut words in series of mails in different month of September and October by Dr Anup "

Dr Anup said "Yes, you can send it, please "

Dr. Anup said "Everybody has said once I am speaking let me speak. So, this is my submission to whole EC and I'll again request all the EC to put the decision on this. If you all feel that I should not be the Election Officer. I absolutely have no objection on this. I'm clear on my conscience. I'm clear by what I do and what I wish to do for UPOA or IOA. Thank you. Sir,"

Dr. S C Goel said "It is very unfortunate that elected officers of the association accusing each other. Mr. Secretary is saying Dr. Anup is dishonest now. This is type of thing should not be acceptable in this elite body. It is very painful to see all this happening and if you say that if any person handling the data is dishonest, then I may also point out that our Secretary has announced his intention to contest the election this time and he will be the person handing over the data. So can we depend on him to hand over the data well again. The same question comes. Thank you."

Lady voice asked " Can I start ?"

Dr Karne said "let us have our decision on the first matter. Then we can start the second matter"

Dr. Atul said "now I want to know one thing as Anup has spoken his sentiments. Now as the President. I want to know one thing because the Election Officer is not by a choice. It is by a Constitution and the constitution says that the Vice President should be the Election Officer. Now do we have the authority to disobey the Constitution on this issue? It also says that only in the situation that unfortunately had risen last year is that if the Election Officer or the Vice President expresses his inability to conduct the election, then the previous Election Officer becomes election officer and can be requested to conduct the elections, so does the EC have the authority to take a decision? We are all now learned people and I'm asking a specific question to, especially to the legal and grievance and to the president's Advisory Committee and to Narayan Karne, who happens to be a knowledgeable person in these aspects, and also to Dr. Shiva Shankar, my past president. Does the EC have the authority to disobey the Constitution?"

Dr Karne said "Can I answer?"

Dr. Karne said "so as the as you had said it is the Constitutional Duty of Vice president at the same time EC cannot decide on these, but at least EC should not pass a resolution that he should be work as an election officer. As far as appointment of his election officer is concerned, what we have to do is we have to not allow this time or not declare the Election Officer this time if you cannot take decision to remove. If you cannot remove from an Election Officer, he should at least resign. But if you do not want to do that to take his side and do not want to resign, you should not appoint him as Election Officer.

Dr. Atul said "No, no, sir, you misunderstood me. I am talking of the situation when he doesn't resign and for your elections again by Constitution mandate you do to pass the notification in the first week of August. So, are we not disobeying the Constitution ,as the President I am asking "

Dr. Karne said "Somebody else should have been the election officer. I am not saying that you postpone the whole proceedings again, notification can be done as per constitution."

Dr. Atul said "you're not understood what I'm trying to say. Sir, is I am ready to accept whatever the EC's verdict. The President is all about the verdict of EC . What I am trying to say is, do we have the authority to remove the Election Officer? No"

Dr Karne said " We have no authority to remove , then we have no authority to appoint election officer "

DR Atul said " He has been appointed by members of IOA "

Dr Karne said " In this situation , Dr Anup should not become the election officer , that is what EC is feeling in this situation and Dr Anup is also feeling "

Dr Atul said "I have a specific question "

Dr Karne said " EC is appointing him to put his report as election officer and we are discussing issue to discuss and pass his report , then why this agenda in EC ?"

Dr Sameer said " EC is not appointing him as election officer , he is already an election officer "

Dr. Abhyankar said "I do not know what we are doing here. Sitting and discussing the things. AS per your saying 1 point is Sub judice you should not discuss should not take any decision. The other point is we cannot take decision then what EC is supposed to do? What I propose is we have to take a decision because these things and these documents have been revealed now. We propose resolution to take decision that Dr. Anup Agrawal can not be an election officer after these documents revealed. If the EC doesn't have that power, we can make a resolution to call an extraordinary general body meeting which will decide and has the power of removing anybody. This is an urgent

matter and this should not be rushed and I propose that we pass a resolution like this in this EC and then we should call extra-ordinary GBM.

Dr. Anup said “sir, I have already said that I am myself considering all these things, which had been happening for the last six months. I definitely do not wish that a controversy should be created in this regard. I have already given my statement that everybody thinks that I should not be the Election officer, I have already given in High Court that election would be conducted under the observer retired High Court Judge. So, I am ready that I should not have any role into the election and let the whole election be conducted under the supervision of Retired High Court Judge. Let the whole election happen. I will have no role in conducting the election. I don't have absolutely any problem in this.”

Dr. V J Purushottam “As for the Constitution, we cannot. Number 1 ,The EC does not have the power to take action on the Election Officer who is also a Vice President of our association. Number 2 , We are all discussing so much here now. The court is hearing again on 24 August now, if we take some action on this forum now and the court decides against. I mean gives a verdict which is contradictory to what we have taken. What is our situation? We would be in a big embarrassment then, this is my opinion.”

Dr. Navin said “Dr V J, your legal knowledge is perfect but you're mixing up the two issues. The first point is there is a clearcut distinction between what you are saying. Court Case 2022 is different and here the matter is the data.

This is the new evidence which has come because of the Doctor A K Gupta's case. That is 2020, It is not 2022 election. It is about 2020 election, totally a different thing. The first distinction is this and second distinction. You said that EC has no power to remove the Election Officer but EC has a power to accept the resignation which Dr Anup has offered practically having no role in election process. EC has a power to accept his offer. We had accepted, similar offer of Dr Ram last year because of gobile.com in data. This is just like gobile.com. This is also offline. This is an offline data update done by a UPOA secretary and that was the offline data updated by Election Officer and there also they said it is a technical error. Clerical ERROR by Clark. Here is also same thing, technical error, clerical error by his staff so he has taken the full responsibility. Dr Anup has humbly said that he will not have any role .in election process. The same thing he is offering. Third point. Third point is we have a letter from the Inquiry Committee which all EC members have not read. It is read by me and President only. They have also asked for extraordinary General Body Meeting. So, as suggested by Dr Abhyankar if the EC can pass resolution that we will put this matter also into the Extra Ordinary General Body Meeting till that time he has offered that he will not work as Election Officer. Am I right? Sir?”

Dr Karne “We agree to it “

Dr Thakkar said “Dr. Anup has offered in front of all EC members that he will not have any role in election process”

Dr Harpal said “No Sir , Wrong “

Dr Dhakkad said “We EC members must be allowed to speak . It may be mistake done purposefully or inadvertently , but action must be taken , his voice started breaking may be due to poor connectivity at his end ”

Dr. Rahul Katta said “So you ask a question whether EC has a right to appoint or remove? Vice President is the Election Officer as per constitution no. He has not been proved guilty by the Court or any other inquiry committee. The EC cannot take any action at present right now. Number One, number Two Any State Secretary if send any list to the IOA Office he is responsible for everything in the IOA voter List changes. Any State Secretary send the list as for their records. It may not be 100 percent correct but that is not the State voters List. It is the IOA list. So IOA office must double verify before make the changes and if the IOA office has changed the list, it is the not responsibility of the State Secretary. If it is always there then the State Offices would not help out the IOA office regard the membership list again. Thank you so much.”

Dr. Jamal said “Small Correction. Dr Anup Agrawal has not used the word resign. He has not once said that he wants to resign. He has said in his I mean I heard him twice speaking, he said, if the majority of the EC wants. I can withdraw from my responsibility of being the Election Officer since I have already said in court that the elections will be under the guidance of a High Court judge and therefore, I can withdraw. So please, it should be noted that he has not said that he is resigning.”

Dr. Anup answered “Thank you Dr Jamal for clearing it up again.”

Dr. Rajiv Anand “Mistake has been done in the past so what the EC and the IOA should do is like to rectify that these mistakes should not be repeated and appoint two other persons to take care of elections along with Dr Anup Agrawal and election process should continue “

Dr. Atul said “My observation is around two points, one is that we all know Dr. Ramesh Sen himself has confessed that he was not able to vote last year, he being the Alive then-president. So that is also an error. On behalf of who, who should be held responsible. What Dr. Karne said. The Error of Omission Commission. It is easy to play with words, but a bribe is a bribe whether you take it or whether you give it.”

Dr. Jamal said “without blaming anybody. You should remember one thing. Sir, because this particular one I have followed because I'm a party, D6. The court case was filed on the 10th of December against 2020 elections. In January 2021. It was the voter list was put forward by Dr. R C Meena to Dr. Manish Chaddha who put it in the court of law in March 2021. It might be interesting to know that in March 2021 the plaintiffs put in court that Dr. A K Gupta had expired but was on the voter list and in fact voted. Now comes the interesting part. March 2021 it was put as an affidavit in a court of law. Still Dr. A.K. Gupta continued to be on the voter's list for 2021 and 2022.”

Dr. Atul answered “This is this point is also noted”

Dr. Harpal “Sir in IOA we work according to the Constitution if I understand it correctly and as per Constitution we have to fix whose responsibility it is to provide the voter list to

the Election Officer and for 2020, 2021, 2022 who provided the voter list and what all fallacies were there in that Dr Karne is good to play with the words I am not convent educated. So he said heinous, I don't know if any murder has taken place in IOA. Heinous crime includes, murder, gang rape passage. Second, what are people afraid of? Is it not a conflict of interest? These secretary as a candidate? Why are they afraid of getting a Anup Agrawal as Election Officers post when a High Court judge is going to oversee the whole election process and CDSL is going to conduct the elections and the voter list is being sanitized by Secretary General himself and his dear friend Dr Jawahar Jethwa. The letters written by other candidate "isme to kisine heinous crime nahi likha". So Sir before we label other people as "Chor" as corrupt. We must look into our own "Gariban". I want this statement to go on the record."

Dr Thakkar said " No one said that xyz is chor , only facts are presented "

Dr Harpal said "Many said action should be taken against Dr Anup Agrawal, what action will be taken for Dr Ramesh Sen's name was absent in voter list? "

Dr Thakkar said "That will also will be investigated and also what you have printed highlights of IOACON2022 without MOU will also be investigated on facts. Dr Ramesh Sen has said in EC meeting of 30-4-2023 and it is in minutes with facts. No one is threatening, we will go by facts only to see own Gariban"

Dr. S C Goel said "Dr. Rajiv Anand has raised the issue, and I want to clarify that to all the members to the EC, some of them know it already. None of them might have missed it in the Constitution which has passed in Goa.

Which is applicable elections are being conducted by a committee headed by the Vice President. He's not the only person committee is already there. A High Court judge is always on the committee for the last three years when Dr. Atul had conducted, he was there, when Dr. Ramesh Sen had conducted he was there this year. Last year he was there. So it is mandatory now in the Constitution to have a committee of past president or senior members IOA assistive present and to have a judge. So and as I may I remind you all of you last year when Dr. Shiva Shankar conducted the election, there no problem because now the election will be conducted by the CDSL and to whom is Honorary Secretary already Secretary General has already signed the MOU so it will be according to that MOU. Election conduction is nothing. The main problem now comes to the voter list. Which has to be provided by IOA office, so you see into that who is providing the list and the list should be clear. The election is now being done by CDSL when Vice President has no role there probably adding the committee. But actually he's not doing anything."

Dr. Rajendra Abhayankar said "See I have listened to many people saying that what IOA was doing when a UPOA Secretary or any state Secretary is sending the list. If it is the case, may I know who was the Secretary of IOA when Anup Agrawal passed this list to the IOA office in 2020 elections, can anybody answer to that?"

Dr. Navin answered “In that tenure Dr. Atul Shrivastava was Hon Sec, but List is always provided by IOA office, Secretariat and not Hon Sec”
Someone said “Dr Atul was not on post in Sept 2020 “

Dr. Abhayankar said “We come back to the point that you should not depend on anybody, State Secretary or somebody given the job of correcting the list. Only Adhar self-verified list has to be supplied to the election officer or who is conducting the elections.

Dr. Atul said “So we again come back to square one that point right, sir, each and every person let me tell you categorically because I am being in touch and it is my nature to be in touch with members. Each and every person feels that the list should be totally sanitized. There is no doubt about it and there is 100 percent consensus. We are committed.

Dr. Navin said “for that the 31 St. July date cannot be fixed.”

Dr Atul said “ Dr Navin , I will come to that point , when that agenda of election will come , wait”

Dr. Sameer Agrawal said “I just want to say to all of you. I think so. I'm the young one of the youngest member of IOA. I just want to say that are we here working fulltime for this IOA? All are working part-time as a part of the responsibility toward IOA. We have elected members and we are dependent upon our clerical staff and misdeeds happen. I, i am associated with IOA for the last 20 years. I think so and every year we have some problems because of we have a very, very weak system in the office. So definitely everybody wants that list should be sanitized. No doubt about that it is the Government of India has done for Adhar and PAN linking . So but you have to give some time. But you say Doctor Anup Agrawal is guilty or Dr Navin Thakkar is guilty. Wrong. It is, this is our part-time job. It is not a full-time job that time I am. If I am giving list of 15 thousand I can bet nobody can sanitize that 15 thousand list. Right now everybody's talking about Adhar. Have you noted that only 2200 members has verified and by 31st of October it will be 5 thousand. By best of our efforts we have tried in our state also, and do you want that 10 thousand people should be made ineligible? should you want to give up, give some time make something else this. But remember it is for everyone. We are dependent upon our staffs. But yeah, we are working association. It is not my full time job. That is why I want to talk this”

Dr. Atul said “somehow on a personal note, not that due to my personal relationship with Anup. As the president I feel what Sameer is saying right. “dil se socho, dimag se socho kya kah rahe ho kiske liye kah rahe ho” Give some leverage ,some discount to some people.

Dr. K P Raju said “I also speak with the with the continuation of Dr. Jamal. I think everyone knew all the candidates knew this was the list and they kept the A K Gupta's name was

there already after everything why they have to fight for this they should have done before only. Secretary should have removed that time only I don't know why again and again. From 2020 to 23 it is going on. Once they already voted that time they should have told I am not contesting the election.

Dr. Raviraj said "I would like to speak certain issues. First person wise. I will speak to Dr. KP Raju, Sir. Every candidate was aware that there are few people in the voter list are dead. But nobody was aware that these dead peoples are voting also . It is proven that this vote has been casted on name of dead member Dr A K Gupta, so please don't try to give such excuses.

Dr. KP Raju answered "as doctor I am not giving an excuse. Sorry, I'm not giving an excuse.

Dr. Raviraj said "we are here in the good faith we thought that there are so many people in the list who are dead. They may be because the list has not been sanitized or it is beyond someone's capacity. But now as it is proven that these people are voting, so it is very serious issue and we have to consider it. Secondly, if it is considered that the name of the mistake has been done by the President secretary by omitting the name of the current president by the current secretary.

The current PRESIDENT name has been removed from member list so the strict actions should be taken against him when in the same way the same actions should be taken against that time president secretary also as there is some expired member has been including in the list. Secondly, as Dr. S C Goel said that the constitution is mentioning something, sir, the constitution is applicable for the election issues only after the IOACON of Lucknow till the election issues are not been covered by this new constitution. Okay so the second then thirdly, the Dr. Jamal said"

Dr. Atul asked in between "the last point, please repeat the last point"

Dr. Raviraj answered "Dr. S.C. Goel said that there is something mentioned in the constitution about the election but as far as my knowledge it is very clearly mentioned and that's why only the last year certain people are allowed to for the election because this matter the election issues are only applicable after IOACON of Lucknow. Now select the selector. We cannot say that this is applicable now and it won't be applicable for this issue and that for allowing someone to contest the election, the election so it is not the selective one. There is one more thing i would like to tell how come. There is always a clerical mistake and how come only a few people are always benefiting these clerical mistakes. It is very interesting to know there are many clerical mistake every time certain people are getting benefit by these clerical mistakes. Very interesting.

Secondly. Dr Jamal Asharaf has said that Dr. A K Gupta's matter was in the court in 2021. I would like to remind sir, this matter has come to before the court just now, after we have filed the case. Till then nobody has noticed that Dr. A K Gupta was dead and his vote was cast, it means after I have filed the case, it has been noticed into 2020, 2020 election, that is, his vote has been casted. So these are certain points I would like to mention. Which I have noted while the honourable members of the speaking thank you.

Dr. Atul said "All points are noted, thank you"

Dr. Navin said "The issue is. Dr. Samir Agrawal has said, i think he was answering Dr. Herpal that we are the honorary people and when the Harpal was pointing the finger

against the secretary. So, he was answering Dr. Harpal and the second thing. Dr. Samir said that we can do gradually. That means if the 5 thousand people have done so other spurious emails, we are going to allow them to cast the vote and again create the court case.

Dr. Samir "Yes to be, you can't debar them"

Dr. Navin said "How can we allow spurious voters to vote? Let me make it clear when we have done the online election, we are not providing physical ballot for they cannot claim that their voting right has gone.

Dr. Samir said "three years were given; three years were given."

Dr. Navin said "sir after three years or so sir, that is different thing that different sir, that was offline, this is online, Adhar is online,

Dr. Samir said "so not a problem, not a problem. You have to give some time."

Dr. Navin said "Please let me complete. Don't heckle please please small request, Dr Samir. Small request. Please don't heckle in between. As it is, we are not giving right to the people, those who are not updated, their email and mobile. They are not getting their voting rights. So voting right is not a right? It is a duty of the member to vote.

Its not be considered as the right in a cooperative society. This is the contract between the member and association, so , here it is a duty of the member , duty is to vote. it is not, the right to vote it is, the duty to vote so those who do not want to do their duty of vote they have to follow the rules of the association. There is a contract between member and association. This is something different and the GBM has made a rule that it should be Adhar base. And now it is proved beyond doubt that if you'll do without Adhar or a verification there will be always the problem. So, IOA office cannot give a list with unverified Email IDS.

Anybody who is verified only can only vote. I said in the previous talk that those who are foreign members, they have to self-verify their email and first page of the passport. Those who are Indian members, they have to self-verify either Adhar or alternate method of Govt approved Ids and self-verify their email and mobile both. Because email can be created by anyone that we have seen in this example that the Dr. A K Gupta's email was created and misused. So, emails cannot be allowed as an alone security, mobile has to be also verified. Sir, then according to that, it is not possible to get the verified list on 31st July, so there should not be any hurry why the Election Officer is making hurry to get the list of 31 July on the name of the Constitution.

Last four years we are having cut of date 10th October by the Election Officer himself. You see the notification of last four years. Dr. B Shiva Shankar, Dr. Ramesh Sen, Dr. Atul Shrivastava & Dr. Ram Chaddha. All notifications are saying that cutoff date is 10th October. We are here to help the members not to harass the members let them update at their end. We should stimulate them. We should not obstruct; we should not give fear to them and there is no fear. Aadhar website has answered all FQs and as I said that there is already an ordinance. The third thing, third thing, which I want to say that it is not a problem to have a dead member's name in the voter list. The problem is voting occurring by spurious email ID on the name of the dead member. That is, the problem. Dead

member may be there in list of Lok Sabha election and other every election but getting voted, getting benefit out of a dead member is a problem in the court of law. There may be dead members from the very beginning and that can be a clerical error but voted on that member is not a clerical mistake. It is purposeful and done wanting to get the benefit out of it. So, there is a clearcut distinction between this and that has to be cleared in the minds of all the people and thank you, we should give only verified list. We will be unable to get verified list on 31 July from IOA Office.

Dr Sameer said "I agree that list should be fully sanitised, but we cannot take away the right of members who have not done self -verification. How can we allow only 5000 members to vote? I will go to court. Let me see who stops me ,thank you"

Dr Thakkar said" You can take your own legal course. Let me inform house that there are two legal notices, one in favour of self -verification by Aadhar and other against Aadhar verification "

Dr. Narayan Karne said "First of all, there are many subjects raised together now the first subject is somebody going to has said that in 2020 who was the secretary? What I feel is that I got a full trust in Atul Shrivastava so that he will not do any such kind of thing. One thing. Secondly. I want to say that it is impossible for one person to check all the 14 thousand members and whether there is addition or not, or whether they are dead or not.

But so, giving the least where the date members there is something different and just carrying on the beast for the next two year. Sorry even at that time also so is something different. The secretaries or the President are not the full time office bearers. So it is impossible for them to go to each and every member's name and just one further. So I don't think we should blame the Secretary at that time that Dr. Us, so it is not cannot be his fault because we all of us are in. We understand even the status of our least of our own state are so. But important part is that when something is added into that and it is not that the 1000 numbers were given, hardly some 15 members were given. I mean that such a conspicuous name a senior person like him name is added by Hon Sec of UPOA into that. That is an important matter."

Dr. Jamal said "What said today what the Secretary General has said that there could be Adhar, it could be driving license, it could be passport or it could be even email addresses and cell phones. By se some any method this is different from what was written. But if that is done. I personally will fully endorse what he has said, because then this big purpose becomes sanitization of the list and not just a dictate of following Adhar. So, I would personally support that. So Dr. Navin I support that number two. But there is Dr. Navin just to say you and I were part of the Constitution Review Committee and in the Constitution that you and I wrote and presented to the IOA and which was approved. The date for giving the voter's list to the Election Officer is incidentally mentioned as 31st July of the respective year. I'm not saying you do it. I'm not saying EC accepted just to point out that is what it says in the Constitution."

Dr. Navin said “Thank you Dr. Jamal that you accepted. The method of verifications and verification is 100 percent required, and for that we need a time. The second point is automatically taken care of as you said verification has to be done and verification cannot be done within a week. Yes, you are right that it is in the amendment and there it is written 31st July. But even after the amendment, the election was done by Dr. Ram at the notification date was a he has given tenth October because that was done by convention every time for last four years, and that is the technically and convenient thing for the members. We are here for convenience of the member and the Election Officer taking the least on 31st July has to do nothing because the election will start after tenth November. They have to give the CDSL whatever vender whatever may be election officer he may or may not be Dr. Anup Agrawal, any election Officer. Previous Election Officers have also given the date for tenth October. We have to give time to the members to make verification by Adhar or other means.

But we have to give that time that is the only point and we have to keep the same convention which 10th October is there. That is the only point. I'm saying and thank you for confirming that. Dr. Jamal said “Navinbhai one more thing. You are the secretary; you are the keeper of the seal of the association. So, till officially it is decided please and I request you. Please don't say Election Officer Anup Agrawal or any other one.

Dr. Navin answered “Name was given just for the reference, It is the election of all these election officers. It doesn't make any difference. It is the tenth October Atul has also done at tenth October and you have seen the Anup sent list in September and October. This to update and get included in the voter is at the time of Dr Atul was there”

Dr Atul said “By the way by the way it is up to the EC to decide whether 31st July or 10th October, my contention is that who will be responsible for the updation of the list. The sitting Secretary General Dr. Navin Thakkar who also happens to be the contestant. Dr. Navin said “Sir. I have not declared yet or I have not filled up the nomination form. Still notification is not out. I may or may not contest. That is a different issue. It is the tenth October we are giving every time so ten October will be given and the IOA office will give the data, but it was not done by Dr Atul that you want to say the same way it can happen here. Sir, thank you, thank you, sir. List is given every year by IOA office only since so long.

Dr. Harpal said” first thing, if it has been done for last four years as our secretary has said on record दस ओक्टोबर तक लिस्ट जाती है तो. Then I think I request all the EC members to approve so that it becomes legal that we give the voter list by tenth October and as Dr. Navin has proposed the other methods of approval of the membership also and other people also feel like me that the voter list should be sanitized. The EC should approve this as an ex extraordinary event, even though beyond our purview as EC members. Third, to take away all the ambiguity and controversies I will request like for any other company, the data of the shareholders is maintained by CDSL. We should hand over our

list within the next two weeks to CDSL and let them verify all the members and the members that they verify should be allowed to vote.

Dr. Navin asked “Can I answer? Can I answer? Answer? Can I answer because it is directly to me, this point you have raised in the GBM also. So, when I talked to CDSL people they said that we verify only emails and not mobiles. But the emails are many times spurious and CDSL has opinion that it is useless to make a cost of three lac rupees because we will get the answer from the spurious mail also. Dr Harpal said “ Let CDSL answer this

Dr. S.C. Goyel said “If we pass the resolution that we agree tenth of October, do I take it. anybody who has not self-verified by tenth of October will not be allowed to vote.”
Dr. Navin answered “Yes, yes,”

Dr. S C. Goel “that means you will be having votes only about 4. 5 thousand Only
Dr. Navin answered “no, it is not only Adhar. Sir, it is any method of verification. There are alternate methods of verification. Tools will be given to all the members. Sir, Dr. S.C. Goel said “just listen. All those new elections included Dr. Navin. Dr. Atul and everybody knows it. Majority of our members are silent voters. They are sleeping, they don't bother, they don't listen, they don't read your emails. It is only at the time of voting when you poke them, then they will wake up. And then that day you will complain that his name is not there.

What I'm saying is that because we added this thing this year only as we did for email voting, also we gave three years. Making this mandatory this year whatever method you may say, not whatever, but majority of people don't know about it. So, if you do it well. I have no. I am putting my point of view. Whatever you pass will be will be decided. But I am telling you. You will not have voting more than 3. 4 thousand you can see.

Dr. Navin said “So do we allow the spurious voting and not the less voting? You are in favour of spurious voting in by the way, not you are not in favour of the sanitization and allow the spurious voting that means so?”

Dr. S C Goel replied, “the law says, even if one culprit goes free, one in innocent sense should not be punished. That is law”

Dr. Navin said “There is nothing. Sir, everybody is innocent.” Let me tell you, sir, let me tell you now in the constitutional language, let me tell you, sir,

Dr. Harpal said “Even EC members do not have proper email id. इसमें भी दो बाउंस आती है.

Dr. Manoj Chaudhary “There are only allegations and counter allegations. We should come to a consensus what to do. Actually, we have to do something positive, not the allegations or counter allegations. So, we forget we should at least try to forget what has happened in the past and try to rectify what the what the what was done wrong in past. So, I feel that I should support the views of Dr. Rajiv Anand, that the elections may be conducted by a team of three people headed by our Vice President. Whoever he may be our Vice President because Vice President has only one what to do and he should be

assisted or there should be a team have equal rights. Each one has equal rights three persons and they should conduct elections. Number two, we all are busy doctors' -busy surgeons. We cannot verify each and every address, so some method has to be adopted to clarify verify the voter list. This is my observation sir. This is my submission. Thank you."

Dr. Vikash Jain "ये सब सुनने के बाद एक चीज जो क्लियर हो रही है. की जो भी मिकेनिजम आई.ओ.ए. अडॉप्ट करे , लेकिन इस बार कोई भी कैंडिडेट कोर्ट में नहीं जाना चाहिए. अगर इस बार कैंडिडेट को कोर्ट में नहीं जाना है, तो it is the duty of IOA to provide the list to the candidate. जो कैंडिडेट कॉन्टेस्ट कर रहे है उन कैंडिडेट्स को एक बार वो सनीटाइज़्ड लिस्ट को अप्रूव करना है. जैसे इम्म्यूनिटी अनूपजी मांग रहे है उस तरहसे आई.ओ.ए. भी उन कैंडिडेट्स से इम्म्यूनिटी लेगी. एक बार तुमने लिस्ट अप्रूव कर दी, इसके बाद तुम कोर्ट में नहीं जा सकते. सर इसमें अपफेक्ट कौन हो रहा है? अपफेक्ट तो कैंडिडेट हो रहा है ना? अगर इस बार कैंडिडेट चाहे नविन हो चाहे वो डॉ. मोहंती हो चाहे जितने भी कैंडिडेट्स है, ये कैंडिडेट्स ही कोर्टमे जाते है. जब हारेगा तो कोर्ट में जाता है. उसको ये फील होता है की मेरे साथ किसी प्रकारकी चीटिंग हुई है. तो अल्टीमेटली इतनी साडी एक्षरसाइज़ जो हो रही है, वो एक्सरसाइज़ हो रही है वो कैंडिडेट को सैटिस्फाई करने के लिए की हम सीधी तरह से इस लिस्ट को सेनेटाइज़ करना है, वो आई.ए.ओ. के लिए अच्छा है. लेकिन वो एफफेक्ट किसको करेगा? जो कैंडिडेट खड़ा होगा इसको. तो अगर जो कैंडिडेट खड़ा हो रहा है वो कैंडिडेट , उस कैंडिडेट ये लिस्ट हमने सेनेटाइज़ की है. ये लिस्ट आप go through कर लो १२००० मेंबर हो चाहे ८००० मेंबर हो. ये लिस्ट आप अप्रूव करो साइन एंड ऐफिडेविट, अब हम ये इलेक्शन इस लिस्ट के हिसाब से करेंगे. CDSL through होगा लेकिन इस इलेक्शन बाद जो भी रिज़ल्ट होगा, हम कोर्ट में नहीं जायेंगे. हम I.O.A. को बार बार कोर्टमे नहीं ले जा सकते. इस तरह का मिकेनिजम होना चाहिए.

("After hearing all this, one thing is becoming clear. Whatever mechanism I.O.A Adopt, but this time no candidate should go to court. If this time the candidate does not have to go to the court, then it is the duty of IOA to provide the list to the candidate. The candidates who are contesting have to approve the sanitized list once. Just as Anupji is asking for immunity, I.O.A. Will also take immunity from those candidates. Once you have approved the list, after that you cannot go to court. Sir, who is getting affected by this? Affect is being candidate, isn't it? This time, whether the candidate is Naveen or Dr. Mohanty, no matter how many candidates there are, only these candidates go to the court. When he loses, he goes to court. He feels that some kind of cheating has happened with me. So ultimately, the entire exercise that is being done is to satisfy the candidates that we have to directly sanitize this list, that I.O.A. Good for. But who will it affect? Whichever candidate will stand? So if the candidate who is standing is that candidate, we have sanitized this list for that candidate. You can go through this list whether it is 12000 members or 8000 members. You approve this list, sign and affidavit, now we will do this election according to this list. CDSL will go through but whatever the result after this election, we will not go

to court. We I.O.A. Cannot be taken to court again and again. There should be this kind of mechanism.)

Dr Atul thanked Dr Vikas for suggestion and good point

Dr. S C Goel said “whatever Vikas said or what other people are saying is correct and in Amritsar GB also I have also voted for that. That must be authentic. Now the problem is of implementation. One point, I will say in Amritsar GBM you can see the record, you can see the videos. When Dr Vijay Raghavan was speaking, he said The list must be out by 31st of May and everybody clapped on there. It was ordered that it should be on May though. But we said when we discuss that it is in Constitution. 31st July. You want to change it. I have no problem, but I'm just pointing it out in GBM Dr. Vijay Raghavan said you should be out in May. For that Candidate prospective candidate can see it verified and raise objections. You are going up 10th of October. When will the continue raise objection? If it is given beforehand he can find objection, that is one point. And the other thing is only I said earlier also I am worried about those members who are not very active. Who may not be if you want to debar them, it's your sweet will. Thank you.

Dr. Atul said “Thank you”

Dr. Navin said “can I speak point by point? “

Dr. Atul had given permission.

Dr. Navin said “Sir, let me put in the records. Dr. B Shivashankar has presented his election report in the GBM, where he has put the notification where cut up date of 10th October Dr Ramesh Sen has put his report where he has put the notification in the minutes and in the presence of everybody. Dr Atul Shrivastava has presented and GBM has passed these minutes. So there is no query about that, once the GBM has passed that tenth October would be the date. Then while we are making query it is already presented in the GBM and it is passed in the GBM not one time. Four times it is passed sir.

That is why it is a constitutional point so four time it is passed. There is no query about tenth October. So we cannot give the 31st July. It is not practical. Theoretically it is okay but it is not practical to give it so tenth October should be and if you do not want to sterilize then it is up to EC. It is now 100 percent sure that GBM EC has agreed for the sanitization of the list. 100 percent agreed that there is a problem of spurious email Ids. Maharashtra has complained. Now the report of this committee you will be seeing this and you can. I think we should take that letter first and then we pass a resolution because that is also concerned about the list. So can we project that letter and then we discuss and pass the resolutions.

Dr Atul asked “which letter?”

Dr. Navin answered “letter from the Inquiry committee because it is related to election.”

Dr. Atul said “listen. I mean there are so many letters to be discussed.

Dr Thakkar said “ Inquiry committee letter is related to this matter only and it is our priority and should be screened first to decide further as we are discussing about spurious email

ids in list and election matter and as you have read this it , it is about spurious email ids and we cannot neglect that report”

Dr. Atul said “Does everyone agree, especially the Secretary General, with the last line that the Aadhar verification cannot be made mandatory to verify for the the voting rights of the member. Other options to be looked into, does everyone agree to this?”

Every one said “Yes, sir.”

Dr. Vijay Purushottam said “Letters from members. The first letter we are talking about is

Dr. Jamal Asharaf and Dr. L. Prakash regarding the trademark registration of our annual IOACON. We have taken opinion in this regard from the Advocate. I think the EC members should be aware that there was an attempt by one of the members to register our trademark of our annual conference IOACON and we have taken opinion from the advocates and that advocate clarifies that though we are enjoying 12 bar A status, that is, we are a charitable institution. We have to apply for the registration of trademark on our own and the association cannot allow any member to do it on his own and take the action. What is necessary? Is there any discussion on this point? I am told that IOA office has applied for the registration of trademark accordingly, is that correct? Shall we proceed further? Yeah, yeah, o no discussion on this?

Dr. Harpal asked in between “what action should be taken against a member who has applied for the trademark in a bad intention against the Association.

Dr. Purushottam answered “Yes, some action can be thought from the Collective Minds of this EC.

Dr. Abhayankar said “Clerical Mistake. It can be a clerical mistake now.”

Dr. Purushottam said “How can it be clerical? It is a willing fully done a matter if the. Member who has done for application of registration of IOACON trademark has written to us stating that he is doing it to safeguard the interest of IOA. So maybe he's in the wrong assumption not clerical mistake

Dr. Harpal said “So then he should hand over the trademark right away the rights to the IOA. If he doesn't do it within one-month action should be taken.

Dr. Samir said “so we should write to him we should write to him that this is wrong and you should withdraw your application. If you don't do that within a one-month time or two weeks ‘time he should be debar from the membership”

Dr. Atul replied “that is a good suggestion. Dr. Raviraj said “If he is ready to give that mark to IOA then let's find.”

Dr. Samir said “it is not easy; it is not he will not get it.”

Someone asked “Why has you done it? That is the question.”

Dr. Atul replied “that you ask him no.”

Dr. Samir said “ So as an association we can just write to him that this is, we come to know that you have applied for the trademark and we as in the EC, we have decided that you should be requested to just withdraw your application so that IOA office can apply for

the same. And if you don't do, we will be compelled to take action against you as per the law. That's all.

Dr. Purushottam said "There is a letter from Dr. S Mohanty. Actually, this is the repeated letter from Dr. S Mohanty about his concern about possible misuses of office by those in position. Obviously, he's referring to Dr. Navin Thakkar who is willing to contest as for the next post, beholding the post of Secretary General, he is of the opinion that because he is updating the voter's list or the members list and the data's, there would be some misuse of the office in that intention. Second point was delay in AGM minutes, but it this has been addressed by Dr Thakkar by sending minutes to all the members on time. This was, and the next one is the election to go with the present law or the new one?"

Dr. Atul answered "that will discuss yes, that is important."

Dr. Purushottam "the extraordinarily general body, it says that all the new by law be will come into existence from 2023 after Lucknow Conference regarding the election. But that should not happen because you cannot have one sided law for one another for other things. So, it should be uniform to everything. Either all the matter should come in force from 2023, that is, IOACON, or we should apply it immediately from this election itself."

Dr. Atul said So Navin has already clarified that he is not officially bid in his nomination. Where are we so. Now if that's your take on Mohanty's letter, his main contention was that you are the secretary and you are bidding. What do you want to say about that?"

Dr. Navin said "That was every time you were secretary. At that time somebody was complaining, when Anup was CSRC chairman. Then somebody was complaining. You answered this question multiple times, so I expected that you will answer you. You have pass through this."

Dr Atul said that I had resigned. Dr Thakkar said "There is nothing like resignation in the constitution. I had done as moral duty even when I was IT committee chair, sir I will do needful only after acceptance of nomination, if I will file nomination. As on today, there is no notification of election 2023, so this matter is out of context and as there is no notification of election, it is just an allegation with different motives. Let us have notification first and then nomination process and then this discussion arises. This letter should be condemned, because it says that election can be done on spurious emailed with list on 31st July as asked by Dr Anup Agrawal."

Dr Atul said "I have full trust on Dr Navin Thakkar , if he will file nomination , he will do needful ."

Dr. Atul said "can I speak to the you a few lines which I've written now considering all this which has been discussed and especially after the legal and grievance committee presentation, "dear all my EC members, my humble take on this matter is I will read it out. I agree it was passed in the General Body Meeting. And I also dittoed it on two EC meetings for Adhar verification. But were we aware of the law pertaining to this at the time of passing this? I feel no. We were not aware we came to know after that. How can it be

made mandatory that has been discussed? Some members are not willing or capable or interested to verification, so we have already discussed that we'll find alternatives of Aadhar verification. How can we deny members who don't verify of their voting rights? That is very, very important. Even ten members have denied a voting right. They will go to the Court of law. Do consider that. All this is a short recipe for litigation, which can be avoided by a thoughtful intent in the court of law, not the GBM minutes, but the law of the land shall prevail, and that is that you cannot deny even a single member of his voting right. That is why legal opinion is being sought, and we have got legal opinions from various scholars.

Except for a letter which we received today from Dr Ashok Sirohi, all the legal opinions will strongly go against making Aadhar verification mandatory. This this is also important. This process of verification. If it all to be followed now, we are following it should be a gradual process like shifting from ballot to online voting was given three years' time. How can we make it mandatory from this year itself? Aren't we inviting trouble or litigation on our esteemed organization ourselves rather than safeguarding it now? we have to follow either the old constitution or the new amended constitution in totality. it can't be a mixed bag to suit someone some other time. This is what I feel was an error in the General Body meeting of Goa. I being the Vice President.

I include myself as a bigger part of that error. You can either use the old constitution or use the new constitution. How can you go by both favouring some for some aspect and some for some? So, in that contention. I feel that since our then-president Dr. Shiva Shankar has passed that the new amendment constitution shall be in effect only for elections after Lucknow conference. Therefore, this year the election should be held as per the old constitution which says that Dr Navin Thakkar, the Secretary General is eligible to contest for the post of Vice President if he wishes to. However, there should be no elections for the post of Treasure and joint Secretary and they should be nominated by the EC as in previous years.

Dr. Navin said "can I say something about Aadhar. I would like to have the legal committee to screen that letter of Mr. Shyam Padman (advocate) so that everybody can read it or we have to share it to the EC because without sharing letter to the EC and getting them, you read it. We cannot say that he has given opinion like that. I have read it and let me make it clear he has given the opinion clear cut that it is the contract between the member and the association.

The public laws do not apply to the association and association is not state. It is the will of the member and the association to make the rules and by laws. The GBM has made that rule to make the Adhar. because of the problem, we have accepted the problem. We have accepted the solution of Aadhar in GBM. So, this letter says clearcut that if you do verification by Aadhar it can be done but, there are possibilities that someone may go to the court now. On the contrary, today there is a legal notice to us that I will screen on the screen that says that if you do not do Aadhar verification, then we'll go to the court. So, what is the lesser devil?

If you do Aadhar based and somebody goes the court, we can answer the court that for the transparency GBM has passed and the court may not make any remark if you have passed in the GBM and we have made the affidavit of it in the High Court. This is the point I have to put as a secretary. That's why I'm putting. I am not against alternate methods. I am ready for alternate methods of Aadhar to be clear. Please. I am not against that alternate methods. I am just for the verification of member and remove the spurious email IDs. But we have to think this point also because legal notice has come from Dr. A N Varma that if you do Adhar based, I will take the legal action.

Today the legal notice has come from another lawyer of Dr. A K Shirohi our member that if you will not do Adhar and transparency in verification ,then I will go to the court and what Dr. A N Verma said that by making the Adhar mandatary you are making it non transparent election that I could not understand that sentence. If you allow, I can screen both the link for the Adhar so that it comes in the minute. Just comes in the minute. I have no debate for that. I am ready for alternating method. I do not say that I want to harass the members.

Dr. Atul said "I would again like to reiterate that the General body Briefed pertaining to elections that Shiva said that it was like sounding like a marriage of convenience. It was an error. I being a part of the higher official committee, being the Vice President, say it on record. It was an error. The constitutions followed totality, either the whole or the new.

Dr. Navin said "We are talking, we are talking that has been discussed. We are talking about the Athar. So, my request. My request is let us. Screen the letter of Dr. Padman by Legal Committee chair. Yes. I have received two notices that that is my duty to inform the members.

Dr. Purushottam said "if you look into the video conversation of the AGM carefully. This is what our advocate also has observed. The discussion there ends like ideally other account should be taken as verification method. Ideally, what does the ideal mean? And it is passed after the sentence of ideally should be taken.

Then the question comes, should it be compulsory? After it is passed the president or the chair of the AGM says It is compulsory. So before passing there is no word of mandatory are compulsory. It is said, ideally please run the video clip. You will note that it is ideally.

Dr Thakkar said "If President allow, we can screen here video clip of that moment"

LETTER FROM INQUIRY COMMITTEE

Dr Atul Srivastava read the from the inquiry committee from screen shared by Dr Navin Thakkar

Request from Enquiry committee inbox

G chair election enquiry 2022 <electionsenquiryioa2022@gmail.com>
to Atul, me, ioahousedelhi -

Jul 23, 2023, 2:50 PM ☆ ↶ ⋮

Dear Mr. President Dr Atul Shrivastava

Greetings from the Enquiry committee members.

I would like to submit a few of the findings of the enquiry committee after the last communication submitted on 28.04.2023.

1. There are 90 members of IOA whose gobile.com email id has been changed to rediffmail.com, gamil.com, Hotmail.com etc. during the period between 4.07.2022 to 16.07.22 after Mr Nikhil Mittal has submitted the updated list of IOA to President Elect Dr Ram Chaddha. I have personally mailed each one of them with the email ids provided against their names in the list submitted by Dr Ram Chaddha. The response was 11 mails bounced back and 7 members said that this is their email id. From the rest of the list no response was received. The inference we felt was whether they were also manufactured mail. Out of the 90 one member was from Tamil Nadu and his name is Dr Venkatesh. His life membership is 6253. His email id provided in the list of 16.07.2022 was pvenkatesh@gmail.com and his email id on 04.07.22 list was pvenkatesh@gobile.com. When contacted thro his cell phone we found out that his real email id is orthovenkat2002@yahoo.co.in. Hence in that list of 90 there could be such spurious mails which could have been used for voting. I have provided proof to you.
2. It has been found that in 2020 elections somebody has cast a vote against Past President Dr A K Gupta who died in the year 2007. On scrutiny of the voter's list provided in the year 2022 we found that against the name of Past President Dr A K Gupta an email and mobile nos are there and it is shown as if he is an active member. We are in dark whether anybody has cast the vote of Dr A K Gupta during the 2022 election also.
3. The IOA constitution is silent regarding furnishing of Voted members to the members or the contestants.
4. If GBM of 2018 has passed a resolution that the voted members list will not be given to contestants or to the ordinary members of the IOA, it has not been amended yet in the constitution.
5. Hence the committee is again demanding to provide the voted members list with LM no and their name for further scrutiny of investigation and come to a final conclusion so that we can submit the report to the GBM. We are not interested to know who has voted whom. We request again EC to pass a resolution to make available of the voted members list to us. This single step will make court cases null and void and save IOA money.
6. To our knowledge court has not restricted in providing the voted members list.
7. Till date our Vice President Dr Anup Agarwal has not provided his source from where he got the list of UP members containing gobile.com.
6. We request the EC and IOA office to make arrangements for an extraordinary GBM conducted by a neutral platform like CDSL. We would like to table our detailed report with evidence to members who have constituted this enquiry committee.
7. We request Our beloved President to read the mail to EC members during today's EC meeting so that a concrete decision can be made for the further course of events.

Thanking You,

Yours sincerely,
Election Enquiry Committee

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Yours sincerely,

Election Enquiry Committee “

Dr. Purushottam asked, is it came today? And further said “I'm just surprised that even being the member of the inquiry committee, I am not aware of this move. Is there anything going beyond my knowledge as a member of the inquiry committee? I'm little lost here. Is there any parallel committee ?”

Dr Sc Goel said “Members don't know about it.”

Dr Atul said “ It is news to me that you are not aware of it being the member of committee“

Dr Harpal Said “ If the other members of committee are not knowing ,then letter from the inquiry committee should be ignored and precious time of EC should not be wasted for discussion “

Dr Rajesh Gupta asked “ Who are the other members of committee?”

Dr Atul replied “ Dr Govardhan, Dr Kanabar, Dr Mandeep Dhillon, Dr V J Purushottam, Dr G S Kulkarni, Dr Babhulkar and Dr Rastogi “

Dr Rajesh said “ Ok, So many”

Dr Atul said “I have noticed two things in this letter

1. “This inquiry committee has nothing to do with 2020 election, they should not be mentioning it.
2. The second thing is they should know that the extraordinary general body meeting is only called when 500 members sign and sent to us, not before that. Goel sir, I think I am right “

Dr. Raviraj said “sir, but in extraordinary condition. President can ask for extraordinary GBM

Dr Atul asked “Where is it written? Dr Raviraj Answered “mentioning in the Constitution.

Dr. Atul asked “Please mark to me.”

Dr. Karne said “Yes, president can call. President can call general body meeting. President can call.”

Dr. Atul said “So I read a letter. What does the EC have the opinion on this? Can I make it? It comes to the same point which Shivashankar had very categorically said, that as per constitution, the IOA cannot provide you voted member list . That is why Dr. Shinde pleaded and gone to court. You give me the voted member list; I will not go to the court. I remember very clearly what option does we have, but we are bound by a constitution

Dr Raviraj said “It is written in this letter clear cut that it is not amended in constitution”

Dr. Jamal said “regarding this email from the Inquiry Committee is interesting on two parts. One part is that Dr. Vijay Purushottam says that he does not know about any discussion about the content of the email and right now I texted Dr. Mandeep Dhillon and Dr. Mandeep Dhillon just send the text said back to me that there has never been in the Inquiry Committee any discussion on holding an online extraordinary general Body meeting to be conducted by CDSL. So it is interesting that the chair of the Inquiry Committee is writing it without discussing with other members of the Inquiry Committee.
“

Dr. Vijay Purushottam said “There was only one consensus from all the seven members is to demand for voted members list. This was the consensus. We reached none of the other.”

Dr. JAMAL said again “about the CDSL online meeting, he said never being discussed, so just to respond, I'm not saying it is correct. I'm not saying it is wrong, but the Constitution Clause number 17(5) and I will read it out. The Election Officer shall conduct the election in complete secrecy and shall not disclose the voting details unless legally obligated to. thank you.”

Dr. Atul replied “That is what I know of the IOA Constitution. We are constitutionally bound not to give it.

Dr. Harpal said “Sir. I want to volunteer something which should be on record is one member who has been demanding extraordinary general body meeting and we all know who it is and he's tried his level best to get these signatures and everything and the same wording is being represented by the Inquiry Committee. So, we really need to be careful about this kind of inquiry committee.

Dr. Atul said “So the EC feels on this letter that since two members have stated that they were not involved in the formulation of this email, whatever is sent”.

Dr Karne interjected and said “Let me talk . Inquiry committee is above the EC and we cannot decide anything about or against inquiry committee”

Dr Atul said “What do you say sir, committee is above the EC? can you come again what you said that Inquiry committee is above the EC ? How can you say that Inquiry committee is constituted by GBM and EC”?

Dr Sameer Agrawal said “No, it is not above the EC “

Dr Atul said to Dr Karne “Just think before you say something “

Dr Raviraj requested DR Karne to speak but probably there was network issue so no sound was coming.

Dr Atul said that “let me make a statement as President and Chair that I have requested multiple times committee members who are all seniors. I have requested for physical meeting. I request EC to pass the resolution that there should be physical meeting with Dr Ram Chaddha, Dr Anup Agrawal, Mr Nikhil Mittal and inquiry committee members. Please, minute this “

Dr Raviraj said “Dr Purshotam has said that all 7 members of committee had a consensus about voted member list to be given and they are asking not details of who voted whom, but only names of members voted and it should be given. How can a justice can be done if inquiry committee is not provided with voted member list? At least committee should be provided list”

Dr Atul said “Any moment we give any information to inquiry committee , it gets published in social media “

Dr Raviraj said “That means you are not trusting our beloved past presidents. Are you suspecting the integrity of members of Inquiry committee? It is very shocking sir “

Dr Atul said “Dr Raviraj , please keep quiet , let me speak . It is shocking that in good faith whatever supplied by IOA office, gets published in social media that is shocking and way you are speaking is shocking

Dr Raviraj replied “How can you say that what I am speaking is shocking ?

Dr Atul said “I am saying that it shocking that all IOA material gets leaked and it should be in minutes

Dr Raviraj said “What is leaking? No IOA information is secret and all IOA members have right to know all the things and nothing is secret. Why do you want to keep anything secret to only office bearers?. All information has to be available to all members.

Dr Atul said “Dr Raviraj , you are too junior to debate , you do not know the laws . I am here in IOA since last 25 years, so listen to me first as younger brother I am telling you ok ? When GBM has passed that videos should not be made public , who is making it public ?

Dr Raviraj said “When it is passed in GBM? If that is the case if GBM has passed Aadhar compulsory why you do not want to do it? You want to act selectively”

Dr Atul said “I would request Dr Shinde to make him quiet, what all Raviraj is talking is all crape”

Dr. Rujuta said “If I may be allowed to just say two minutes. I think we all need to stand in support with you and admire your composure and your patience to be conducting this kind of a meeting where there are youngsters saying that do you doubt the integrity of the past president? There is a Secretary General who is doubting the integrity of each and every person who has even been, you know, working for the association, even incoming Vice President are being alleged and pressurized to resign. So, this kind of an atmosphere is only going to encourage more and more people to step away from the IOA. So please realize you know what we are really collectively doing and so much footage all the time. Only one person speaking except the chair baki subke mics mute kijiye. Only when you allow somebody to unmute that person should speak.”

Thank you Rujuta, now we move on to the next agenda and that is, election
I want to say something, sir, let me talk for Sir. Afterwards you can speak.

Iqbal Singh Ghai said “Sir, who is about the IOA list? One is the list. The members they are genuine or not. Okay, we can go with the different proofs like you can say a Adhar card. You can say other things voter cart or something else or something else we shouldn't be prepared a list of the voters and on that list, we should write one column that this thing is verified by this document and this is the responsibility of that CDSL to get the

verification again. Verification done so that either the Adhar is coming in the way or other documents are coming in the way. Okay, that will give us a 1 point to think on 1 point to make a list of it. I think this whole discussion will settled down.”

Dr. Atul said “Thank you. Sir. Thank you.”

Dr. Navin said “Ok. Sir, so President sir. So, we'll have to pass the resolution for that update date, update, sanction, date and everything and we have to pass the resolution. Then we can move to the next agenda only after passing resolution for whatever discussed and agreed. Let me put my points which I have noted from whole discussion as per suggestion of Dr S C Goel sir, so please do not interrupt in between and please do not make sarcastic comments, we all are equal as members. You may attack Hon Secretary with whatever purpose in your mind, I can sense it but what I am narrating is fact.

Point 1: All EC members have agreed that there is a problem of spurious email ids and total 100 percent purification is required and election should be done on list which is 100 percent verified and purified .

Point 2: All agreed that self-verification tool can be Aadhar or any other alternate to Aadhar Govt improved ID like Driving licence and voter card. We have discussed that foreign members will not get OTP on mobile, so they will require to verify email Id and First page of passport with photo. Those residing in India will self-verify Aadhar or any alternate Id plus email and mobile. I think Dr Jamal has also welcomed step of alternate ID self-verification.

Point 3: Every year election officer has read the report in EC and subsequent GBM @ IOACON with notification showing 10th October as cut-off date. This has been included in minutes and further these minutes are ratified multiple times. So ,10th October should be the cut of date to update as it is passed multiple times in EC and GBM, including last year when Dr Ram Chaddha was election officer and Dr Anup was contestant.

Point 4: I agree with suggestion that once self -verified list is prepared on 10th October. It should be published on website as verified voters. Members must be given time of 10 days to look again and if any mistake in email mobile allowed to be changed till 20th October. List prepared on 20th October is to be given to Contestants for any objections. If no objections or if any genuine objections , once considered final single list to be signed by contestant for no objection and signed by Election officer and that signed and stamped by election officer will be only valid list as Dr Vijay Raghwan has suggested in GBM and that list to be given to CDSL for election purpose, so that chances of litigation and wastage of IOA money get reduced or nullified . We have enough time after 20th October also for demo etc.

Dr Sameer said “We do not agree on Aadhar or alternate of Aadhar till it is ratified in GBM of Lucknow “

Dr Thakkar asked Dr Sameer that means “You want to allow even spurious email Ids to vote without verification?”

Dr Sameer said “Yes, we will allow “

Dr Thakkar said first point “Sorry sir we can not do election without purification of voter list and we can not pass resolution with all nominated members. We have made link 2 for the voting by 79 members who have voting powers as here majority are nominated members and they have no voting rights’ Jamal has also agreed on this point as per constitution.

Dr Thakkar said second point “This EC has no power to pass any resolution against Inquiry committee, which is constituted by GBM “.

Dr. Atul said “I request all of you to please keep shut. When I'm speaking. I request all of you.

And we have the purpose of calling this meeting was mainly for the bone and joint week and the elections and these two imported agendas are left. So, I request first Anup Agrawal to present his presentation and then Saket to present his presentation. And please don't interrupt. Let listen to him, and then we can debate on that and discuss on that.”

Election Officer Report

Dr. Anup Agrawal said “Thank you Honourable President Sir. Secretary Sir, all the Past President and the EC Members. Today, as a Vice President and as the Election Officer of IOA. I feel honoured to conduct the election of IUA this year. My sincere and humble request to all of you to please understand each and every point, carefully think and then take a decision. This is the only way we can ensure that elections are done as per the Constitution of IOA within the limits of law of land. So, as far as Constitutions are concerned, if something is written clearly in Constitution then there should not be any confusion. Dr Anup started screening slides

He further said “We need to follow what is written EC cannot overrule or make changes in that EC will first discuss, then it would be sent to Constitution Amendment which would then be discussed and passed in GBM to become a ruler part of the Constitution. Similarly, whatever has been passed in the GBM cannot be overruled by EC. But if Constitution is silent on any issues, then EC can take a decision, so I' take from here. I think this has been solved that if we presume that Dr Shivashankar sir is saying.

Is right that at present we are following new constitution except for the election purpose. Then we need to follow old constitution for the election then election should be conducted. As for the old constitution, we cannot. Add or delete or change anything what is written in the Constitution on the basis of EC discussion, unless there is any constitutional crisis, whether it affects anyone or does not affect anyone, we should not consider that it. We need to follow the Constitution in Toto, which is the only legal document and guide to avoid any future litigation.

Email sent by Hon Secretary Dr Naveen Thakkar on 05th July 2.16am

[Click here – Please download](#)

4. Details of each posts – Name of posts , numbers of posts ,& their eligibility criteria

Kindly see page 71 of Recent 30-4-2023 EC meeting Minutes – Dr Atul Srivastava – Chair has already cleared issue – [Downlo](#)

Vice President One Post , Hon Sec – One Post , Treasurer- One Post , Joint Secretary – One Post

State representatives posts – IOA office is in process of counting each state membership number. Those who are going abc second State representative. Some representative term of 3 years may be ending . So Mr Ramesh Pandey CAO IOA is check rechecking it as doing all these years . Please wait till he checks .

Kindly download 18-2-2023 EC Minutes for reference where it is discussed at length by Dr Atul and Dr B Shivashankar

So, this was the email which was sent by Honorary Secretary to me regarding the post. Vice President. One Post Hon Secretary. One Post Treasurer. One Post, joint Secretary One Post State Representative Post IOA office is in the process of counting and in the evening I got the email from Mr. Ramesh Pande regarding the State Representative Post also. So here it has been observed and written that there would be election of Treasurer and the Joint Secretary. But if you're following the old Constitution, this is the part of the Constitution which I have taken. On this side is the 2015 and this is the amended Constitution. Clause 15 Election of Office Bearer page 19 of the Constitution pdf. It says that treasurer and the Joint Secretary shall be nominated by the Executive from such members of IOA who are resident and working in the Union Territory of Delhi to facilitate a smooth day-to-day running of the Registered Office of the Delhi. One Joint Secretary will be nominated by honorary Secretary from the city where he is residing.

So, as per the old Constitution there would be nomination of treasurer and Joint Secretary, not the election so as far as state chapter the State representative was concerned This is the mail which I received from Mr. Ramesh Pande CEO IOA on 5th July which says the vacant post in state. As for the list criteria are as per the norms and criteria post are vacant in the following states. Karnataka one post, Odissa one post, Rajasthan one post.

Immediately I have requested the honorary secretary sir to please confirm the above so that the process can be expedite. So I'll request the President Secretary of all these three states to please confirm the number of vacancies by 25th July if there is any change from what has been suggested by Mr. Ramesh Pande. So ,with above presentation that we need to follow the old constitution, the post for which election should be held is Vice President, one post Secretary, one post, State Representative, one post each of Odissa Karnataka & Rajasthan and bid for the IOACON. The Treasurer and Joint Secretary should be nominated as per the old constitution.

Dr Anup asked President “ President sir. Do we pass this? is this? Okay,

President said “have you finished?

Dr Anup replied “No sir, this is just one part. “

President advised “Go ahead within the whole thing.”

Dr B Shivashankar said “I have an objection for this “

President suggested” let him complete. Then we will discuss

Dr B Shivashankar said “since he asked whether to pass it or not. Please note that I have objection for this. “

The 2015 Constitution says that he shall prepare a current voter list of all life members and full members of the Association within the first quarter of each year. The new constitution says to provide the updated vote list to the Election Officer by July of 31 St year. So, if we go by the old Constitution, it should be the first quarter. If we even if we are laid by that and follow that, there's something written on the Constitution regarding that it should be 31st July of each year that voter list should be finalized and should be provided to the Election Officer. So, it should be given to Election Officer by 31st July. As part the Constitution, the IOA office should make sure to prepare the final voter list and send to the Election Officer by 31st July as far the vendor an MOU with CDSL has already signed by our already Secretary Dr Navin Thakkar dated seventh June 2023, which copy of which I have received through the email on 5th July 2:16 AM waiting for the concerned person details from Honorary Secretary serve to coordinate further for discussion with the Vendor. This is the contract which I have received from on already Secretary.

This is just the first page of the copy which I'm posting. The panel would be two past Presidents Dr S C Goel. Sir Dr Rajiv Naik sir and we would be taking a retired High Court Judge as has been into the Constitution and as has been directed by the honorary court also. The nomination form which have prepared as par the old Constitution. This is the nomination form which I have prepared preliminary, so this is the form, and I'll just give detail it is same has been previous.

I.O.A. Election Schedule- 2023	
Date for sending nomination forms through Newsletter/ Website/ Email	1 st August, 2023
Last date for receipt of Nomination forms by Election Officer	14 th August, 2023
Last date for informing the List of Contestants	21 th August, 2023
Last date for Withdrawal of Nominations	28 th August, 2023
Final List of candidates after withdrawal	30 th August, 2023 ^
Start of Online voting at 12 noon	22 nd November, 2023
Completion of Online voting at 12 noon	13 th December, 2023
Online Counting and Announcement of Results in the EC meeting	13 th December, 2023

The date for sending a nomination form through newsletter, website, email is the 1st August 2023. Last date of receptive nomination form by Election Officer is 14th August

2023. Last date for informing the list of contestants is 21st August 2023. Last date of withdrawal of nomination is 28th August 2023. Final list of candidates after withdrawal is 30th August. Start of online voting at 12 midnight November 22nd 2023. Completion of online voting at 12 Noon that is just before the EC meeting on 13th December. This was thoroughly discussed during the last physical EC meeting and it was passed that we would do the counting just before the EC online counting and announcement are result in the EC meeting on 13th of December. This is the code of conduct which had been passed. I have a smaller request considering the sentiments of all the members that the duration of code of conduct normally what is being is from the first day of voting till the last day, first day of voting till the last day. However, the most of the members say that ideally it should be day of declaration of final list of candidates till the last day of voting, so that is my suggestion. If EC pass it, we can include this into code of conduct, so any suggestions please feel free to what's app. Me. Email me on these two emails. Thank you, sir.”

Dr. Shivashankar said “I agree that we said that the election process of 2023 will be withheld till the Lucknow Conference only for the reason that few of the people who are already elected as Organizing Secretary or Organizing Chairman would have been debarred to contest the election. So, with that intention we have postponed it. It doesn't mean that the other part of the election should not come into existence, because if we cannot for election now for the Joint Secretary and the Treasurer, it will get postponed till another three years because we cannot have a Joint Secretary election or we have to really want to say that it is applicable only after Lucknow. No, then why not have joint secretary only for one year or Treasurer also for one year?

Then we can have election next year. So, if you really want to stick, we have to understand the constitution by principle not, we should not stick to each and every word. The only postponement was done if it was affecting any person for that purpose, we postponed it because I had named in the EC meeting it general body meeting itself, saying that Dr Parvinder Sandhu, Dr Jamal and others who are on post already will be all eligible. So that is the reason because they are already in that post. We couldn't do injustice to them. But for a joint secretary, or treasurer it will not affect anybody. So, I think we should implement election for that. Also, that is my suggestion.

But if everybody decides that we have to do it after three years, that is fine. You go whatever the way, because you are now in the position to take the decision. But I'm telling my side.

Dr. Atul said “thank you so much sir, we understand sentiments now. incidentally, we have here all three of them, the members of the Constitutional Amendment Committee. Dr Atul requested Dr S C Goel to say in brief to guide us what to do, sir.

Dr. S C Goel said “what has been happening is that we have been considered about old and new? It will add to more confusion. One thing we are asking for old constitution and for other new constitution. So, I think, as it has been decided that in this election 2023, because all the election methodology also as suggested as the Secretary General is the

same as the old Constitution, we should go wholly by the old constitution for this year and discuss later on “

Dr. Vijay Purushottam said “I think I echo the same thing as said by Dr S C Goel “

Dr. Atul said “Just a minute so we have two out of the three, so we go by the old Constitution.

Dr Navin said “I have two objections in report of election officer “

Dr Atul said “I have already noted first point of yours of 31st July and I agree with you for october 10 as cut off date

Dr Thakkar said “Second thing is about code of Conduct. It is passed by the GBM so it cannot be changed by EC. It can be changed by GBM only and then further ratified in next GBM

Dr. Atul had concluded “I agree with both the points of Navin, and I request the esteem EC members to let us have some more time till the 10th of October, as I being there precedence’s of 10th October to update the data. And I also agree with Navin that the Code of Conduct is decided by GBM, so cannot be changed by EC.

CSRC Report for Bone and Joint Day – Dr Saket Jati

Dr. Saket Jati said “respected President sir honorary secretary and EC members. It's a pleasure to be a part of organization of bone and joint day on 4th an August and bone and joint week this year from first August to sixth August. As we all are aware that the theme for this year is “Each one Train One and Save one.” So, as we have already sent the email Information to all the EC members and the honorary Secretaries and Presidents of each and every state during last one week, we have been having meeting with each and every zones.

So probably we have covered all the Presidents and secretaries of all the states of Indian Orthopaedic Association. The few important points which we had discussed want which we want to inform the EC that from the awareness program of Osteoporosis and Bone and health has to be brought the public and we have to do the various activities, the pamphlets and the awareness program in the various clubs about the osteoporosis and its effect and the importance of bone health and we have to have the road safety activities for the police, for the drivers and for the students and all the important members of the society.

This year we want to celebrate bone & Joint day in a different manner that we want to have covered maximum people for the Bone health. From 9am to 5pm on 4th August we are trying to cover as many people as we can and this time if we can. We have applied for the India Records and the Asia for any association training. Maximum number of

people in a single day for the Basic Life Support Training. I would seek the support of each and every IOA members through the EC and the respected President Secretaries. Thank you very much. Thank you.”

Dr Jati said further “We have sent all form to fill. Any questions?

Dr Santosh Singh from UPOA asked question “What we should do on 4th August and other days. Dr Saket Jati explained in details that we will take help from rotary club and other NGOS and Traffic Police

Presidential Theme Report – Dr S S Amarnath

Dr. Amarnath said “I appreciate a president sir and I thank you one secretary and all EC members for a long Sunday evening chat. I'll be well thought I'll not share the screen but will I'll just mention that and then brief that it's going to be put in the EC whats app as well as in the emails. Two. We have three activities which have being taken from the Presidential Theme which is close to Heart of Dr. Atul Shrivastava's Presidentship. We are doing a yearbook.

In Yearbook, we have already received about 20-21 Chapters. We'll have 30 chapters plus. We have already got about ten approved chapters already and we will be rolling out very soon with all other chapters. Second activity which is going to be one of the biggest things is to have the survey on Osteoporosis. We will have a general survey for all the orthopaedic surgeons through IOA website and all the organizations which have MOU with IOA. We will circulate it to each and every member to respond back and then we will also have probably selected the agency who will be able to conduct this survey. Sir. We also need a DELFI questionnaire which is done by the experts who are treating osteoporosis in the country.

This is because they are coming out with guidelines from IOA for osteoporosis for every member to have a lean on one because all of us are having a lot of confusion in the way of treatment of osteoporosis. Two. There are a lot of legal issues which I have myself have helped people in North all of India not say North India alone even South India as well. So, there are a lot of issues which legality is coming into picture.

So that is one thing which will help each and every one and the 4th one would be very-very important to kicks tart the Bone and joint week on first of August evening. They're going to have a webinar on Osteoporosis. The team is Osteoporosis hidden sites. We're going to have a very interesting 90 minutes of program and all the details will be sent to you. Thank you. Thank you, sir.”

Dr Atul said “I think whole team of this committee “

Anything else left? Can we conclude the meeting?

Dr Atul said “Rest of the agenda we will do in next meeting “

Any other matter with the permission of chair

There was no other matter from member after exhaustive four- and half-hour meeting

Vote of Thanks by Sec General –Dr Navin Thakkar

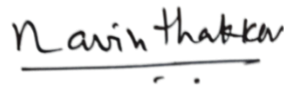
Dr Thakkar concluded and thanked all EC members for their contribution for betterment of IOA .Dr Thakkar started National Anthem

National Anthem



Dr Atul-President IOA Srivastava

President IOA



Dr Navin Thakkar

Hon Sec IOA

Note : This minute are prepared from Video recordings of Online Zoom meeting of 23-7-2023

Recordings of 23-7-2023 :

<https://drive.google.com/file/d/1AnmQgCjpG71zom17R4fKgGC56ZmEc3we/view?usp=sharing>