



Ref: SMTA/June.2021/EBM/MIN-12

Date: 28-06-2021

### MINUTES

Pursuant to the Agenda Notice dated 20<sup>th</sup> June, 2021 the 12<sup>th</sup> Executive Body Meeting of The Surgical Manufacturers and Traders Association was held Online by video conferencing on 27<sup>th</sup> June, 2021 at 12.30 PM.

Following members were present:

1. Mr. Pradeep Chawla (In the Chair)
2. Mr. Puneet Bhasin
3. Mr. Jitender Sareen
4. Mr. Satish Mahajan
5. Mr. Anurag Seth
6. Mr. Harpreet Singh
7. Mr. Karan BirSuri
8. Mr. Rajesh Sawhney
9. Mr. Rakesh Sawhney
10. Mr. Ramesh Bhasin
11. Mr. Rakesh Arora
12. Mr. Virender K. Suri
13. Mr. Vijay K Aggarwal
14. Mr. S.B. Sawhney
15. Mr. Arun Sharma
16. Mr. Ashok Sareen
17. Mr. Rajesh Narula
18. Mr. Ravi Awasthi
19. Mr. R.C. Gupta

**Absent:** Mr. Ashok Makkar.

**Obituary:** Mr. Pradeep Chawla reminded the house about the sad demise of Shri Narinder Awasthy Prop. Of M/s Impact Products, Delhi & M/s Unichem Sales, Bhopal, Smt. Bela Awasthi w/o Shri Ravi Awasthi of M/s Indo Foreign Surgico, Guwahati, Shri Vinod Jain f/o Shri Amit Jain of M/s Bharat Healthcare, Shri Jagdish Arora f/o Shri Sachindra Arora and Satindra Arora of M/s Jagdish Surgicals, Agra, Shri Bal Raj Sawhney Prop. Of M/s Prakash Enterprises, Shri Amit Dhir b/o Shri Sumit Dhir of M/s Medical Engineers, Shri Vijay Kumar Jhamb b/o Shri Sanjay Jhamb of M/s Krishna Surgicals, Shri Rajeev Vohra Prop. Of M/s Surya Enterprises, Smt. Shakuntala Batra m/o Shri Rajan Batra of M/s Venus Surgical Company, Cuttack, Shri Ramesh Sethi f/o Shri Ajay Sethi of M/s The East India Surgical Traders, Shri Vinay Garg Prop. Of M/s Garg International, Sardarni Smt. Dupinder Kaur w/o Shri R.S. Pasricha of M/s Kay & Company, Shri Rishi Raj Awasthi Partner of M/s Indo Foreign Surgico, Guwahati, Shri Inder Jeet Sareen Prop. Of M/s Asian Surgical Corporation, Shri Sham Ghai Partner of M/s Avon Surgico Pvt. Ltd., Smt. Indira Rani Talwar m/o Shri Krishan Talwar & Shri Mahesh Talwar of M/s United Surgical Industries, Delhi. The Members Present observed two minutes silence as mark of respect to the departed souls.

### **Welcome Address by the President:**

The President welcomed all the Members to the Online Executive Body Meeting of the Association and requested the Secretary Sh. Puneet Bhasin to start the meeting as per agenda.

### **Confirmation of Minutes:**

The minutes of the previous Executive Body Meetings held over the Video conferencing mode were circulated through the SMTA broadcast group, the same were read and there being no objection raised, and none on the records, the minutes were confirmed and adopted.

### **Discussion on Ongoing Writs in Hon'ble High Court**

The Secretary, Mr. Puneet Bhasin informed the house about the pending Writ Petitions filed against the CDSCO's two notifications which bring ALL medical devices under The Drugs & Cosmetic Act 1940. Both hearings were adjourned and new dates for the next hearings were announced by the Hon'ble Judge.

Thereafter a meeting was arranged between The SMTA sub-committee and the lawyer who is engaged to handle the matter, he suggested that a new urgent application seeking stay of the impugned notification before Hon'ble High Court to be filed and as a follow action he confirmed that the application for early hearing in front of the vacation bench had been allowed for July 19, 2021.

Mr Harpreet Singh informed the House of the various RTIs filed by The SMTA, for which no relevant response has been received from the concerned department(s). He urged to file an appeal against all the RTIs for which no response has been received from the concerned department.

### **Discussion on roadmap to get registered under CDSCO**

The Secretary, Mr. Puneet Bhasin requested that necessary guidelines should be made available by the members who have the knowledge on the matters related to the regulatory.

He also requested that this document should consist of all the relevant information about the procedure for getting the necessary registration & licensing as per the CDSCO rules and regulations. In his view, this guideline can serve as a roadmap to the members for an easy compliance.

The President, Mr Pradeep Chawla & Joint Secretary, Mr Harpreet Singh have very kindly taken the responsibility to help the members to provide all the necessary information which is mandatory to register.

### **Any Other Matter**

The Joint Secretary, Mr Harpreet Singh suggested that a letter for deferment of Notification No.; GSR 102E dt 11/02/2020 which regulates all Medical Devices under the Drugs & Cosmetic Act 1940 should be re-sent.

Currently dealers have to register all classes of medical devices apart from notified medical devices which need to be voluntarily registered before 01-10-2021 and thereafter obtain license with 12-18 months depending upon product classification.

As the country has been reeling under the pandemic since 2020 and had not returned to normal functioning as yet, much documentation work related to registration / licensing procedure is still not complete for most Manufacturers, Dealers & Importers of these Medical Devices. Only a limited number of manufacturers/importers who are mostly Corporates / MNC's have been able to get the import / manufacturing licenses so far. Therefore, we should once again try to establish a contact with The Health Ministry & The Drug Controller General of India and request them to extend time for the process by at least two years for the effect of the notification to take place.

The House was informed regarding new provisions, TDS on purchase of goods under Section 194Q and TCS on sale of goods under section 206C(1H) which are now applicable from 01-07-2021 and 01-10-2020 respectively. Although the tax rate sought to be deducted by buyers is just 0.1% but the cost of compliance on small enterprises is much more than this notional tax denotes.

The provision of 30% penalty on non-deduction under section 40a(ia) of the Act is draconian as purchase of goods is not just for expense but for trading activities where the trading margins are already very low on account of heightened competition in the retail/wholesale trading and burden of such high rate of penalties would rightly close down small businesses. The House discussed the matter in detail and decided to send the representation to the Hon'ble Finance Minister on the same immediately.

## **Annual Subscription for the year 2021**

The treasurer informed the house that Annual Subscription bills for the year 2021-22, has not been sent to the members till now due the prevailing pandemic situation. As we provide discount to all our members for early payment, it is decided that bills should be sent immediately to all the members and flat 20% discount should be given till 31<sup>st</sup> December 2021.

The following resolution thus was passed for extending the date of providing discount of 20% for the annual subscription for the current year till 31<sup>st</sup> December 2021.

***“RESOLVED that the date for providing discount of 20% for the Annual Subscription for the current year has been extended till 31<sup>st</sup>December 2021.”***

## **New Membership**

New applications for grant of membership were received as under:

1. Geeta Fab Surg (India)  
67, HSIDC Industrial Estate,  
Manakpur, Jagadhri-135003.

Mr. Himanshu Kumar  
3087, Sec.-17, Part-II,  
Jagadhri-135003.  
Mob.: 9355562508.  
Mrs. Renuka Kumar  
Mob.: 9416462513.
2. Hail Mediproducts Pvt. Ltd.  
WH-2, 1<sup>st</sup> Floor, Phase-1,  
Mayapuri Indl. Area,  
New Delhi-110064.  
Ph.: 011-40197171/7272.

Mr. Sarabjit Singh-Director  
Mob.: 9810077648.  
Mrs. Tandeep Kaur-Director  
Mob.: 9811767685.
3. HemodiazLifesciences (P) Ltd.  
324, Shiv Vihar, West Vikas Nagar,  
Uttam Nagar, New Delhi-110059.

Mr. Ashish Dhawan-Director  
H-357, G/F, VikasPuri,  
New Delhi-110018.  
Mob.: 8588868641,9990221155.  
Mrs. Rajni Dhawan-Director,  
Mob.: 9310185001, 9810185001.
4. Kohinoor International Private Ltd.,  
D-17, Maharani Bagh,  
New Delhi-110065.  
Branch off.: B-2, Sec.-8, Noida-201301.  
Ph.: 0120-4668900/9810431955.

Mr. Rahul Goenka-Director  
D-17, Maharani Bagh, New Delhi-65.  
Mrs. Neelam Singh-Director  
D-17, Maharani Bagh, New Delhi-65.
5. Passim Medichem Agencies (Dr. Odin),  
Plot no. 186, Indl. Area, Phase-2,  
Chandigarh-160002.  
Mob.: 8439090504.

Mr. Vikas Aggarwal,  
No. 595, Sec.-6, Panchkula-113109.  
Mob.: 9814004664.
6. Sai Life Industries,  
B-49/4, Site-4, Sahibabad Indl. Area,  
U.P.-201010.

Mr. Varun Kohli,  
C-123, F/F, Chandar Nagar,  
Ghaziabad.  
Mob.: 8178946733, 9910286456.

The applications were found in order and the firms were inducted as new members to the Association with immediate effect

There being no other matter, the meeting came to an end with a vote of thanks to the chair.

For THE SURGICAL MANUFACTURERS & TRADERS ASSOCIATION,



(PUNEET BHASIN)  
Hony. SECRETARY

**Note:-To avail Rebate of 20%, Members are requested to pay the Annual Membership fee if any by 31<sup>st</sup> December, 2021.  
*Please ignore if already paid.***