

ORDER SHEET
IN THE HIGH COURT OF SINDH, KARACHI
C.P. No.D-730 of 2020

Date	Order with signature of Judge
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- 1.For order on Misc. No.3520/2020
- 2.For hearing of main case

11.03.2020

Petitioner present in person.

Mr. Jawad Dero, Addl. A.G.

Aleem Lashari, Additional Secretary, Health, Government of Sindh.

Dr. Altaf Hussain, Chief Technical Officer, Health Litigation.

Dr. Abdul Saeed, DMS, (Court Matters) Civil Hospital, Karachi.

Additional Secretary Health has submitted comments. He further submits that manufacturer of Ximbact suspension is M/s. Baxter Pharma, Karachi and Government purchased 95000/- bottles from the said company in three batches i.e. XM-330 25000 bottles, XM-336 40,000 bottles and XM-336,341 30,000 bottles. Subsequently, this syrup was found substandard, therefore, they have stopped its consumption, however, number of bottles have been consumed. Additional Secretary Health submits that the matter has been referred to the Provincial Quality Control Board constituted under the Drug Act, 1976 and their decision is awaited, however, he confirms that no action has been taken so far against the manufacturer, however, they are waiting for the report. One letter dated 25.11.2019 is also available with the reply of the Additional Secretary Health that has been issued by the DRAP to the Civil Hospital Karachi with the directions to stop

sale/distribution of Ximbact suspension, Batch No. SM-336 but nothing was placed on record as to whether the DRAP has taken any action against the registration of this drug or not. The Provincial Quality Control Board is directed to examine the matter and decide the line of action against the manufacturer of this drug before the next date of hearing. The Additional Secretary Health shall submit the progress report in this regard also. Issue notice to the Drug Regulatory Authority of Pakistan at their Islamabad and Karachi addresses to ensure that their representative shall appear on the next date and submit the progress report as to whether they are taking any action against the M/s. Baxter Pharmaceuticals, Karachi for manufacturing substandard drugs or not.

Adjourned to 31.03.2020.

JUDGE

JUDGE

Aadil Arab

