

324/23

BEFORE THE DRUG COURT KHYBERPAKHTUNKHWA PESHAWAR


COMPLAINT NO : 005/CDI/AD
DATED : 16/012/2021
STATED THROUGH : Imran Ullah Khan
Chief Drug Inspector Abbottabad.

VERSUS

1. Mr. Nazir Hussain, Branch Manager M/S General Distributor Plus, Sultan Plaza Mansehra Road Supply Abbottabad.
2. Mr. Nadir Hassan Khan (Warrantor) M/S Maxitech Pharma (Pvt.) Ltd., F-55 Block F North Nazimabad Karachi.
3. Muhammad Nazeef (Warrantor) M/S Delux Chemical Industries LT,
4. Mr. Aftab, Production Manager 26 A-1 Landhi Industrial Area
5. Mr. Mushtaq, Quality control Manager Karachi-22.
6. Dr. Abdul Moeed, Managing Director
7. M/S Delux Chemical Industries LT, 26 A-1 Landhi Industrial Area Karachi-22.

INDEX

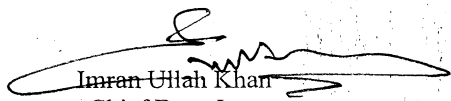
S.No	Documents	Page No.
1.	Challan	02
2.	Case Summary	03-04
3.	Gazette Notification of Drug Inspector	05
4.	Posting Notification of Complainant Drug Inspector complainant	06
5.	FORM 05	07
6.	FORM 07	08-09
7.	Chairman PQCB Portion(s)	10
8.	Manufacturer Portion(s)/Warrantor Portion	11
9.	FORM 03(DTL Report)	12-16
10.	FORM 06	17
11.	Show cause Notice Nazir Hussain	18
12.	Reply Show cause Notice/Invoice/warranty	19-20
13.	Show cause Notice Nadir Hassan	21
14.	Reply Show cause Notice/Invoice/warranty	22-24
15.	Show cause Notice to Manufacturer	25
16.	Complaint under Section 19(6) of The Drug Act,1976	26-27
17.	PQCB Meeting Minutes	28-29


Imran Ullah Khan
Chief Drug Inspector
Abbottabad

CHIEF DRUG INSPECTOR
ABBOTTABAD

CHALLAN FORM

- 1). Name and Designation of complainant Imran ullah Khan (The Chief Drug Inspector Abbottabad)
- 2). Name and Address of the person /Store form whom the medicines was taken Mr. Nazir Hussain, Branch Manager M/S General Distributor Plus, Sultan Plaza Mansehra Road Supply Abbottabad.
- 3). Date of search and seizure of premises 13/11/2019
- 4). Name of Medicine and Manufacturer Company, Warrantor if any Loratine Syrup 30ml B.No. LRS-002/19. and Loratine 10mg Tabs. B.No. LRT-003/18 manufactured M/S Delux Chemical Industries LT, 26 A-1 Landhi Industrial Area Karachi-22.
- 5). Name of Manufacturer's owner, Production, QC Manager
 - 1. Dr. Abdul Moeed Managing Director.
 - 2. Mr. Aftab, Production Manager.
 - 3. Mr. Mushtaq, Quality control Manager.
 - 4. M/S Delux Chemical Industries LT, 26 A-1 Landhi Industrial Area Karachi-22.
- 6). Section of Law Contravention 23(1)(a)(iii) of The Drugs Act,1976.
- 7). Section of Law under which offences punishable 27(4) of the said Act.
- 8). Summary of the case (To be Produced an evidence to the court) Attached
- 9). Name of the Prosecution ,witness
 - 1. Imran ullah Khan (Chief Drug Inspector Abbottabad).
 - 2. Muhammad Farid N/Qasid DHO Office Abbottabad.
- 10). Brief summary of the offences and remarks Sale/Stock of Misbranded Drugs is violation of section 23(1)(a)(iii) of The Drugs Act,1976.


 Imran Ullah Khan
 Chief Drug Inspector
 Abbottabad

**CHIEF DRUG INSPECTOR
 ABBOTTABAD**

BEFORE THE DRUG COURT KHYBERPAKHTUNKHWA PESHAWAR

COMPLAINT NO : 005/CDI/AD

DATED : 16/12/2021

STATED THROUGH: Imran Ullah Khan Chief Drug Inspector Abbottabad

VERSUS

- 1. Mr. Nazir Hussain, Branch Manager M/S General Distributor Plus, Sultan Plaza Mansehra Road Supply Abbottabad.
- 2. Mr. Nadir Hassan Khan (Warrantor) M/S Maxitech Pharma (Pvt.) Ltd., F-55 Block F North Nazimabad Karachi.
- 3. Muhammad Nazeef (Warrantor) } M/S Delux Chemical Industries LT,
- 4. Mr. Aftab, Production Manager } 26 A-1 Landhi Industrial Area
- 5. Mr. Mushtaq, Quality control Manager } Karachi-22.
- 6. Dr. Abdul Moeed, Managing Director }
- 7. M/S Delux Chemical Industries LT, 26 A-1 Landhi Industrial Area Karachi-22.

Respectfully,

1. It is submitted that during inspection of business premises of M/S General Distributor Plus, Sultan Plaza Mansehra Road Supply Abbottabad on 13/11/2019, by the Undersigned, samples of drugs Loratine Syrup 30ml B.No. LRS-002/19 and Loratine 10mg Tablets. B.No. LRT-003/18 manufactured by M/S Delux Chemical Industries Plot No. LT 26 A-1 Landhi Industrial Karachi were taken on Form-5 for the purpose of Test/Analysis and were sent to the Govt. Analyst Drugs testing Laboratory Khyber Pakhtunkhwa Peshawar.

2. The Govt. Analyst DTL Peshawar has declared the above mentioned drugs Misbranded Drugs vide test Reports number 68624 DTL Dated 31-12-19 and 68623 DTL Dated 31-12-19 respectively.

3. Manufacturing and selling such drugs is the violation under section 23(1)(a)(iii) of Drugs Act,1976.

4. In response to showcause notice Mr. Nazir Hussain Branch Manager M/S General Distributor Plus Abbottabad submitted warranty/invoice bearing No. 8283 dated 01/07/2019 issued by Mr. Nadir Hassan Khan (Warrantor) M/S Maxitech Pharma (Pvt.) Ltd., F-55 Block F North Nazimabad Karachi.


5. Mr. Nadar Hassan Khan, in response to Showcause Notice submitted warranties dated 22 May 2019 issued by Muhammad Nazeef (Warrantor) M/S Delux Chemical Industries LT, 26 A-1 Landhi Industrial Area Karachi-22 who didn't reply to the Showcause Notice.

**CHIEF DRUG INSPECTOR
ABBOTTABAD**

6. The case was submitted for sake of instructions of the Provincial Quality Control Board for further necessary action in the matter. The Board in its 314th meeting held 27/10/2020 decided to refer the case to Drug Court for trial of above mentioned accused persons/companies.

7. Minutes of PQCB Meeting were received vide Letter No. SO(Drugs)/HD/2-15/2021(314th PQCB) dated 27th September, 2021.

8. Therefore the undersigned lodges complaint in your Honorable Court against the above mentioned accused persons/companies.


Imran Ullah Khan
Chief Drug Inspector
Abbottabad

CHIEF DRUG INSPECTOR
ABBOTTABAD



North-West Frontier Province

Published by Authority

PESHAWAR, WEDNESDAY, 29TH OCTOBER, 2008.

GOVERNMENT OF NORTH-WEST FRONTIER PROVINCE HEALTH DEPARTMENT.

NOTIFICATION

Dated 26th May, 2008.

No. SO(D)H/2-43/2008/DIs.--- In exercise of power conferred under section 17 of the Drugs Act, 1976, and in super cession of all previous notifications issued in this behalf, Provincial Government of the North West Frontier Province is pleased to appoint the following persons as Drug Inspectors for the areas mentioned against each with immediate effect and till further orders.

S. No.	Name with posting of Drug Inspector	Area of Jurisdiction
01	Mr. Sabir Ali, Chief Drug NWFP	NWFP alongwith FATA
02	Mr. Muhammad Humayun Khan, Senior Drug Inspector Kohat.	District Kohat & Orakzai Agency
03	Mr. Muhammad Israr Rahi, Senior Drug Inspector Peshawar	District Peshawar & Khyber Agency
04	Mr. Muhammad Usman, Senior Drug Inspector Abbottabad	District Abbottabad & District Mansehra
05	Mr. Afrasyab Drug Inspector, Haripur.	District Haripur
06	Mr. Sherzada Drug Inspector, Swabi	District Swabi
07	Mr. Akbar Jan Drug Inspector, D.I. Khan	District DI Khan, District Tank & S.W. Agency
08	Mr. Dil Nawaz Drug Inspector, Peshawar	District Peshawar & Khyber Agency
09	Mr. Fida Muhammad Drug Inspector, Swat	District Swat
10	Mr. Muhammad Ali Drug Inspector, Bannu	District Bannu & M.W. Agency
11	Syed Asad Halimi Drug Inspector, Nowshera	District Nowshera
12	Mr. Abbas Khan Drug Inspector, Mardan	District Mardan
13	Mr. Muhammad Aurangzeb Drug Inspector, Karak	District Karak
14	Mr. Imranullah Khan Drug Inspector, Hangu	District Hangu & Kurram Agency
15	Mr. Nasrullah Khan Drug Inspector, Lakki Marwat	District Lakki Marwat
16	Mr. Muhammad Tayyab Abbas Drug Inspector, Upper Dir	District Dir Upper & District Chitral
17	Mr. Mehtab Afsar Drug Inspector, Bunner	District Bunner
18	Mr. Muhammad Younas Khattak Drug Inspector, Shangla	District Shangla & District Kohistan



GOVT. OF KHYBER PAKHTUNKHWA
HEALTH DEPARTMENT

6

Govt. of Khyber Pakhtunkhwa, Peshawar, April 2019

NOTIFICATION.

No. SOH-III/10-4/2019. In pursuance of the order of the Government of Khyber Pakhtunkhwa, Peshawar, dated 04/01/2019, the competent authority has decided to fill the vacant post of Chief Drug Inspector (BS-19) in the following manner:

S.No	Name of Officers	From	To
1	Mr. Muhammad Tayyab Aslam	District Mardan	District Mardan against the vacant post of Chief Drug Inspector BS-19
2	Mr. Awaraz Khan	District Bannu	District D. Khan against the vacant post of Chief Drug Inspector BS-19
3	Mr. Imran Ullah Khan	District Kohat	District Abbottabad against the vacant post of Chief Drug Inspector BS-19

Secretary to Govt. of Khyber Pakhtunkhwa
Health Department

End of even No and Date.

Copy forwarded to:

1. The Director General Health Services, Khyber Pakhtunkhwa
2. The District Accounts Officers, Mardan, Bannu, Kohat/D. Khan, Abbottabad
3. The District Health Officers, Mardan, Bannu, Kohat/D. Khan, Abbottabad
4. PS to Chief Minister, Khyber Pakhtunkhwa
5. PSO to Chief Secretary, Khyber Pakhtunkhwa
6. PSO to Minister Health, Khyber Pakhtunkhwa
7. PS to Secretary Health, Khyber Pakhtunkhwa
8. PA to DS, Drugs, Health Department, Khyber Pakhtunkhwa
9. Deputy Director of Health, Khyber Pakhtunkhwa
10. Officers concerned

**CHIEF DRUG INSPECTOR
ABBOTTABAD**


Section Officer-III

7

FORM 5

[See Rule-9(1)]

Intimation of purpose to person from whom sample is taken Nazir Hussain (Branch Manager)

I have this day taken sample from the premises of M/s General Distributor Plus
Situated at Sultan Plaza Manselva Road, Supply
Abbottabad

Sample of the drug specified below for the purpose of test/analysis:

Date 13/11/2019 3:00 pm C. A. F. Inspector [Signature]

DETAIL OF SAMPLE OF DRUG

S.No.	Name of Drug	Name of Manufacturer	Reg No.	Batch No.	Qty.	Value
1)	Loratine Syrup 30ml	Delux Chemical Industries Pvt No Lt, 26 A-1, Lamelhi Industrial Area Karachi	097919 116780	LRS-092/19	1x10 MPJ 23/4/19 Exp 200/1/20	
2)	Loratine 10mg Tablets	"	092911	LRI-03/18	10x10 MPJ 23/12/18 Exp 200/1/20	

Dated 13/11/2019

C. A. F. **PROVISIONAL DRUG INSPECTOR**
Abbottabad

CERTIFICATE

1. Certified that the sample(s) of the drug, the particular of which is given above was/were taken from my premises in my presence and sealed in my presence.
2. Certified that the samples(s) was/were taken from the original sealed container of the company.
3. Certified that the sample(s) sealed of the above drug was handed over to me and I have signed and got one copy of this Form-5.

CERTIFIED THAT:

The sample(s) were taken and sealed in my presences and have signed the Form-5 as witnesses.

Nazir Hussain
0811-1553711

37405-4928557-3

[Signature]
Signature of the owner of
Chemist/Drugs Store

1. M. Farid
N/A DHO Office
Abbottabad

2. [Signature]
CHIEF DRUG INSPECTOR
ABBOTTABAD

FORM 7
[See Rule 9(2)]
Memorandum to Analyst


Serial No.65 -CDI-AD

Form : Chief Drug Inspector Abbottabad.
To : The Government Analyst/Provincial Drugs Testing Laboratory

The portion of sample/container described below is sent here with for test/analysis under the provision of clause (i) of subsection 3 of section 19 of the Drugs Act, 1976.

Sample	Tab Loratine	Batch Num	LRT-063/18
Reg Num	027911	MFG By	Delux Chemical Industries Plot No: LT, 26A-1 Landhi Industrial Area Karachi
Date of Mfg	29-12-2018	Date of Expiry	29-12-2021

And purport to contain : As mention on the label
Dated : Nov 13, 2019.


CHIEF DRUG INSPECTOR
DHO OFFICE AT ABBOTTABAD.

CHIEF DRUG INSPECTOR
ABBOTTABAD



(2)

FORM 7
[See Rule 9(2)]
Memorandum to Analyst

Serial No.66 -CDI-AD

Form : Chief Drug Inspector Abbottabad.
To : The Government Analyst/Provincial Drugs Testing Laboratory.

The portion of sample/container described below is sent here with for test/analysis under the provision of clause (i) of subsection 3 of section 19 of the Drugs Act, 1976

Sample	Tab Loratine	Batch Num	LRS-002/19
Reg Num	027912	MFG By	Delux Chemical Industries Plot No. LT. 26A-1 Landhi Industrial Area Karachi
Date of Mfg	29-04-2019	Date of Expiry	29-04-2021

And purport to contain : As mention on the label
Dated : Nov 13, 2019


CHIEF DRUG INSPECTOR
DHO OFFICE AT ABBOTTABAD.

CHIEF DRUG INSPECTOR
ABBOTTABAD

(11)

OFFICE OF THE CHIEF DRUG INSPECTOR DISTRICT ABBOTTABAD

Dated. Nov. 13, 2019.

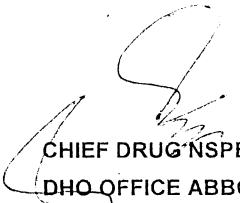
No.111302-CDI-AD

Managing Director
M/S Delux Chemicals Industries,
LT, 26 A-1 Landhi Industrial Area Karachi-22

SUBJECT: Manufacturer/Warrantor Portion(S) Of Sample(S)

Find here with portion(s) of sample(s) as required under the provision of the clause (iv) of the sub section (3) of the section 19 of The Drugs Act, 1976.

Sample	Loratine Syrup 30ml	Batch Num	LRS-002/19
Mfg by	Delux Chemical Industries Plot No. LT, 26A-1 Landhi Industrial Area Karachi	Sampling Place	General Distributor Plus Sultan Plaza Supply Abbottabad.
Expiry Date	04-21		
Sample	Tabl Loratine 10mg	Batch Num	LRT-003/18
Mfg by	Delux Chemical Industries Plot No. LT, 26A-1 Landhi Industrial Area Karachi	Sampling Place	General Distributor Plus Sultan Plaza Supply Abbottabad
Expiry Date	11-21		


CHIEF DRUG INSPECTOR
DHO OFFICE ABBOTTABAD

CHIEF DRUG INSPECTOR
ABBOTTABAD

(12)

No. 3109 DTL/TRA

Dated, Peshawar, the 31/12/19

From: - The Chief Government Analyst,
Provincial Drugs Testing Laboratory,
Phase-V Hayatabad Peshawar.

To: - ✓ The Chief Drugs Inspector
District Abbottabad c/o DHO (H)
Abbottabad.

SUBJECT: - TEST/ANALYSIS REPORTS OF THE DRUGS/MEDICINES.

Memorandum: -

Please receive (02) Testing/Analysis Reports for the samples of the Drug / Medicines sent by you for the purpose.

S.No	Ref.No.	Date	Product name	B.No:	TRA No	Dated	Remarks
01	65/CDI/AD	13/11/2019	Tab: Loratine.	LRT-003/18	68623	31/12/2019	Misbranded
02	66/CDI/AD	----do----	Syp: Loratine.	LRS-002/19	68624	----do----	----do----


CHIEF GOVERNMENT ANALYST,
Provincial Drugs Testing Laboratory,
Khyber Pakhtunkhwa Hayatabad Peshawar.



No. _____ /PDTL/TRA.

Dated Peshawar, the _____

Copy forwarded to the Chairman, Provincial Quality Control Board, Government of Khyber Pakhtunkhwa Health Department, and Peshawar.

CHIEF GOVERNMENT ANALYST,
Provincial Drugs Testing Laboratory,
Khyber Pakhtunkhwa Hayatabad Peshawar.

CHIEF DRUG INSPECTOR
ABBOTTABAD

CERTIFICATE OF TEST OR ANALYSIS BY THE DRUGS TESTING
LABORATORY/GOVERNMENT ANALYST.

Certified that the samples bearing number 65/CDI/AD
Purporting to be a sample of Tab: Loratine. B.No: LRT-003/18
Mfd: by Delux Chemical industries plot # LT.26A-1, Landhi Industrial Area Karachi.
Received on 18-11-2019 with Memorandum No. 65/CDI/AD
dated 13-11-2019 from
Chief Drugs Inspector Distt: Abbottabad.

has been tested / analysed and that the result of such test/analysis as stated below: -

- The condition of the seals on the packet on receipt was as follows: - **Satisfactory.**
- In the opinion of the undersigned the sample ~~is not~~ is adulterated/Sub-standard/mis branded/suspicious as defined in the drug Act, 1976 for the reasons given below: -


GOVERNMENT ANALYST

(Details of results of test or analysis with protocols of test applied) (Manufacturer Own method)

Description:- White color round shaped tablets. Each aluminium pack have 10's.
Identification:- Loratidine Identified.
Assay:- Loratidine = 100.1% Limit = 90-110%
Note:- Product specification not mentioned on the outer carton as well as blister pack.
Conclusion:- The above sample of Tab: Loratine. B.No: LRT-003/18 is **misbranded.**

TRA No 68623 DTL, Dated Peshawar, the 31-12-2019

Forwarded to:-

- The Inspector of Drugs Abbottabad DHO (H) Office Distt: Abbottabad.
- The Chairman, Provincial Quality Control Board, Government of Khyber Pukhtunkhwa, Health Department Peshawar.


GOVERNMENT ANALYST

CHIEF DRUG INSPECTOR
ABBOTTABAD

**CERTIFICATE OF TEST OR ANALYSIS BY THE DRUGS TESTING
LABORATORY/GOVERNMENT ANALYST.**

Certified that the samples bearing number 65/CDI/AD
Purporting to be a sample of Tab: Loratine. B.No: LRT-003/18
Mfd: by DeLux Chemical industries plot # LT.26A-1 Landhi Industrial Area Karachi.
Received on 18-11-2019 with Memorandum No. 65/CDI/AD
dated 13-11-2019 from
Chief Drugs Inspector Distt: Abbottabad.

has been tested / analysed and that the result of such test/analysis as stated below: -

2. The condition of the seals on the packet on receipt was as follows: - **Satisfactory.**
3. In the opinion of the undersigned the sample ~~is not~~/is adulterated/Sub-standard/misbranded/spurious as defined in the drug Act, 1976 for the reasons given below: -


GOVERNMENT ANALYST

(Details of results of test or analysis with protocols of test applied) (Manufacturer Own method)

Description:- White color round shaped tablets. Each alu alu pack have 10's.

Identification:- Loratidine Identified.

Assay:- Loratidine = 100.1% Limit = 90-110%

Note:- Product specification not mentioned on the outer carton as well as blister pack.

Conclusion:- The above sample of Tab: Loratine. B.No: LRT-003/18 is **misbranded.**

TRA No 68623 DTL, Dated Peshawar, the 31-12-2019

Forwarded to:-

1. The Inspector of Drugs Abbottabad DHO (R) Office Distt: Abbottabad.
2. The Chairman, Provincial Quality Control Board, Government of Khyber Pukhtunkhwa, Health Department Peshawar.


GOVERNMENT ANALYST

**CHIEF DRUG INSPECTOR
ABBOTTABAD**

**CERTIFICATE OF TEST OR ANALYSIS BY THE DRUGS TESTING
LABORATORY/GOVERNMENT ANALYST.**

Certified that the samples bearing number 66/CDI/AD

Purporting to be a sample of Syp: Loratine. B.No: LRS-002/19

Mfd: by Delux Chemical Industries plot # LT.26A-1, Landhi Industrial Area Karachi.

Received on 18-11-2019 with Memorandum No. 66/CDI/AD

dated 13-11-2019 from

Chief Drugs Inspector Distt: Abbottabad.

has been tested / analysed and that the result of such test/analysis as stated below: -

2. The condition of the seals on the packet on receipt was as follows: - **Satisfactory.**
3. In the opinion of the undersigned the sample is not/is adulterated/Sub-standard/mis branded/spurious as defined in the drug Act, 1976 for the reasons given below: -


GOVERNMENT ANALYST

(Details of results of test or analysis with protocols of test applied) (**Manufacturer Own method**)

Description: - Opaque white suspension filled in amber color glass bottle of 30ml.

Identification: - Loratidine Identified.

Assay :- Loratidine = 96% Limit = 90-110%

Note:- Product specification not mentioned on the outer carton as well on label. The product is in suspension form whereas on the label, it is claimed to be syrup.

Conclusion:- The above sample of Syp: Loratine. B.No: LRS-002/19 is **misbranded.**

TRA No 68624 DTL,

Dated Peshawar, the 31-12-2019

Forwarded to: -

1. The Inspector of Drugs Abbottabad DHO (H) Office Distt: Abbottabad.
2. The Chairman, Provincial Quality Control Board, Government of Khyber Pukhtunkhwa, Health Department Peshawar.

**CHIEF DRUG INSPECTOR
ABBOTTABAD**


GOVERNMENT ANALYST

FORM-6

[See Rule-9(1)]

Receipt for Stock of Drugs and other material seized under Section 18(1) of The Drug Act, 1976. The Stock of Drugs detailed below has this day been seized by me under the provision of clause (f) of sub-section (1) of Section 18 of The Drugs Act, 1976 from the premises of: Naazir Hussain

Manager M/S General Distribution
situated at Sultan Plaza Manshara Road
Abbottabad

Date 10/06/2020

Inspector of Drugs [Signature]

DETAILS OF DRUGS, OTHER MATERIALS & ARTICLES OF DRUGS SEIZED

S.No.	Name of Drug/ Articles	Batch No.	Mfg. Date	Exp. Date	Quantity	Manufactured by
01)	Loxatine syp this drug has been declared Misbranded by Govt. Analyst DTL Peshawar vide TRA No. 68624 DTL dated 31/12/2019	LRS-001/19	11-02-19	use within 02 years	09 bottles	Delux Chemical Industries Plot No. 67 LI 26A/1 Lt 26A/1 Lanahi Industrial Area Karachi
02)	Loxatine Tablets this drug has been declared Misbranded drug by Govt. Analyst DTL Peshawar vide TRA No 68623 DTL date 31/12/2019	LRT-003/18	29-12-2018	Use within 2 years	53 Pans	do

Dated 10/06/2020

Inspector of Drugs [Signature]

District: Abbottabad

CERTIFICATE

Certified that the items referred above were present in my premises at the time of inspection by the Inspector of Drugs and I have signed this receipt form. I have got a copy of Form "6". 07/11/2020

Signature of the person present during inspection.

37405-4888557-3

Certified that the search of the premises was conducted by the Inspector of Drugs in my presence and the items referred above were recovered from the above cited premises:

1. Witness [Signature]

2. Witness _____

Inspector. U.S. 1202
PDI - Abbottabad

**CHIEF DRUG INSPECTOR
ABBOTTABAD**

CHIEF DRUG INSPECTOR
OFFICE OF THE DISTRICT HEALTH OFFICER
ABBOTTABAD.

No. 042301/CDI/AD
Dated: 23/04/2020.

To
Nazir Hussain, Branch Manager
M/S General Distributor Plus ,
Sultan Plaza Mansehra Road Supply Abbottabad.

Subject: - **SHOWCAUSE NOTICE.**

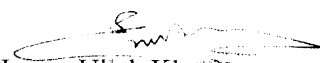
During inspection of your business premises on 13/11/2019, by the Undersigned, samples of below mentioned drugs manufactured by M/S Delux Chemical Industries Plot No. LT 26 A-1 Landhi Industrial Karachi were taken on Form-5 for the purpose of Test/Analysis and were sent to the Govt. Analyst Drugs testing Laboratory Khyber Pakhtunkhwa Peshawar. The Govt. Analyst DTL Peshawar has furnished the Test/Analysis report as per following details,

S.No	Name of Drug	B.No.	DTL Report No.	Conclusion of Test/Analysis Report
01	Loratine Syrup 30ml	LRS-002/19	68624 DTL Dated 31-12-19	Misbranded Drug
02	Loratine 10mg Tabs.	LRT-003/18	68623 DTL Dated 31-12-19	Misbranded Drug

Manufacturing and selling such drugs is the violation under section 23(1)(a)(iii) of Drugs Act,1976.

You are hereby directed to explain your position and furnish invoice/warranty of the said drugs within 07 days failing which strict legal action will be taken against you.

Encl: DTL Reports.


(Imran Ullah Khan)
Chief Drugs Inspector,
Abbottabad.
CHIEF DRUG INSPECTOR
ABBOTTABAD

To,

The Chief Drug Inspector Abbott bad

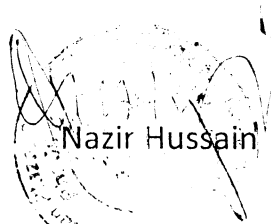
Subject : Show Cause Notice

Sir

Please Reference To Your Letter No 042301/CD1/AD
Dated 23/04/2020

It is submitted that the said drugs has been supplied to us by
Maxitech Parma vide warranty 8283 Dated 07/07/2019 (Original
Enclosed)

Dated 20/05/2020



Nazir Hussain

CHIEF DRUG INSPECTOR
ABBOTTABAD



Maxitech Pharma (PVT) LTD

F-55, BLOCK "F", NORTH NAZIMABAD KARACHI.
NTN #: 4102628-4, STRN # 3277876117141

Original Copy

20

Invoice

Party Details :
General Distributor Plus - Abbotabad

Invoice No. : 8283
Dated : 01-07-2019

Item Description	Batch	Expiry	Qty.	Rate	Amount(Rs.)
Loratine Tab ✓	LRT-003 ✓	12/20 ✓	50.00 ✓	104.55 ✓	5,227.50 ✓
Loratine Syrup ✓	LRS-002 ✓	4/21 ✓	30.00 ✓	35.97 ✓	1,079.10 ✓
Tablet Maxithro 250 Mg ✓	004T03B ✓	2/21 ✓	200.00 ✓	146.63 ✓	29,326.00 ✓
Nifty Tab 120mg ✓	003T06B ✓	5/21 ✓	120.00 ✓	113.39 ✓	13,606.80 ✓
Nifty Tab 60mg ✓	001T05B ✓	6/21 ✓	120.00 ✓	53.76 ✓	6,451.20 ✓
Cap Ozix (250mg) ✓	728 ✓	1/21 ✓	80.00 ✓	127.94 ✓	10,235.20 ✓
Tab Terbirnax 125 mg ✓	002T01A ✓	12/20 ✓	50.00 ✓	266.05 ✓	13,302.50 ✓
Tab Terbirnax 250 mg ✓	002T02B ✓	1/21 ✓	120.00 ✓	488.75 ✓	58,650.00 ✓
Terbimax cream ✓	08 ✓	12/20 ✓	100.00 ✓	144.50 ✓	14,450.00 ✓
Tigasor Caps 25mg ✓	003C07A ✓	11/20 ✓	50.00 ✓	1,113.50 ✓	55,675.00 ✓
Tigasor Caps 10 Mg ✓	001C08A ✓	10/20 ✓	40.00 ✓	178.50 ✓	7,140.00 ✓
Fusimax-B Cream 15 Gm ✓	05 ✓	1/21 ✓	150.00 ✓	153.00 ✓	22,950.00 ✓
Momate Cream 5 gm ✓	04 ✓	3/21 ✓	80.00 ✓	78.20 ✓	6,256.00 ✓
Momate Lotion ✓	003L01B ✓	3/21 ✓	80.00 ✓	87.98 ✓	7,038.40 ✓
Momate Ointment 5 gm ✓	04 ✓	10/20 ✓	80.00 ✓	68.00 ✓	5,440.00 ✓
Permiriv Lotion (Permethrin 5%) ✓	023L03B ✓	5/21 ✓	224.00 ✓	78.20 ✓	17,516.80 ✓
Medox Capsules ✓	002C15B ✓	3/21 ✓	80.00 ✓	195.50 ✓	15,640.00 ✓
Dimed Z Lotion ✓	014L07B ✓	6/21 ✓	112.00 ✓	133.91 ✓	14,997.92 ✓
Dimed Lotion ✓	018L06B ✓	5/21 ✓	50.00 ✓	73.31 ✓	3,665.50 ✓
Total					308,647.92
Less : Discount @ 10.00 %					30,864.79
Grand Total					277,783.13

Rupees Two Hundred Seventy Seven Thousand Seven Hundred Eighty Three and Paise One Hundred T

Warranty:

FORM 2A (See Rules 19 & 30) Warranty under section 23(1) (I) of the Drug Act 1976.

I NADIR HASAN KHAN, F-55, BLOCK "F", NORTH NAZIMABAD KARACHI. Ph: (92-21)35722671, being a resident in Pakistan, carrying on business at karachi under the name of M/s. Maxitech Pharma (Pvt) Ltd., being an importer/ authorized agent/ indenter/ whole seller hereby given this warranty that the drug described in this memo do not contravene in any way of the provision of section 23 of the Drugs Act 1976.

Note: Goods once sold cannot be taken back or exchanged.

ATTENTION: Homoeopathic, Herbal or Unani/ Ayurvedic, Cosmetic and Food product mention above (if any) are not covered in this warranty.

Sign & Stamp a copy then send back to head office.

for MAXITECH PHARMA (PVT) LTD

CHIEF DRUG INSPECTOR
ABBOTTABAD

(21)

CHIEF DRUG INSPECTOR
OFFICE OF THE DISTRICT HEALTH OFFICER
ABBOTTABAD.

No. 06(801) CD/AD

Dated: 08/06/2020.

To

Mr. Nadir Hassan Khan (Warrantor)
M/S Maxitech Pharma (Pvt.) Ltd.,
F-55 Block F North Nazimabad Karachi.

Subject: - **SHOWCAUSE NOTICE.**

During inspection of business premises of Nazir Hussain, Branch Manager M/S General Distributor Plus, Sultan Plaza Manshara Road Supply Abbottabad on 13/11/2019, by the Undersigned, samples of below mentioned drug manufactured by M/S Delax Chemical Industries Plot No. 1, F-26 A-1, Landhi Industrial Karachi were taken on Form-5 for the purpose of Test/Analysis and were sent to the Govt. Analyst Drugs testing Laboratory Khyber Pakhtunkhwa Peshawar. The Govt. Analyst DTL Peshawar has furnished the Test/Analysis report as per following details.

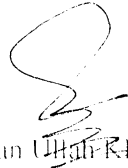
S.No	Name of Drug	B.No.	DTL Report No.	Conclusion of Test Analysis Report
01	Loratine Syrup 30ml	LRS-002/19	68624 DTL Dated 31-12-19	Misbranded Drug
02	Loratine 10mg Tabs.	LRT-003/18	68625 DTL Dated 31-12-19	Misbranded Drug

Manufacturing and selling such drugs is the violation under section 23(1)(a)(iii) of Drugs Act, 1976.

In response to showcause notice Mr. Nazir Hussain Branch Manager M/S General Distributor Plus, Sultan Plaza Manshara Road Supply Abbottabad submitted your warranty/invoice bearing No. 8283 dated 01/07/2019.

You are hereby directed to explain your position, furnish invoice/warranty and letter as Manufacturer's authorized distributor of the said drugs within 07 days failing which strict legal action will be taken against you.

Encl: DTL Reports.


(Amir Ullah Khan)
Chief Drugs Inspector,
Abbottabad.

CHIEF DRUG INSPECTOR
ABBOTTABAD



Maxitech
Pharma (Pvt) Ltd.

22

HEAD OFFICE :
F-55, Block-F
North Nazimabad, Karachi.
Ph (92-21) 36722671-2
Fax: (92-21) 36722673

DATE: 22 June, 2020

To,
The Chief Drug Inspector,
Abbottabad.

Sub: Re; SHOW CAUSE NOTICE

Respected sir;

We Maxitech Pharma (Pvt) Ltd. Received letter No. 060801 CDI/AD issued on June 08, 2020 & received on dated: June 20, 2020 for below mentioned products.

S.No.	Name of Drug	B. No.	DTL Report No.	Conclusion of Test Analysis Report
01	Loratine Syrup 30ml	LRS-002/19	68624 DTL Dated 31-12-19	Misbranded Drug
02	Loratine 10mg Tabs.	LRT-003/18	68623 DTL Dated 31-12-19	Misbranded Drug

As the product owner & manufacturer of the above subjected product is M/s. Delux Chemical Industries plot # LT.26-A-1 Landhi Industrial Area Karachi.

We refer to M/s. Delux Chemical Industries to verify the claim & authenticity of the products.

As these products are registered brand of M/s. Delux Chemical Industries. So they can better explain the subjected claim.

Your kind action in this regard in highly appreciable.

Enclosed:

1. Copy of reference Letter.
2. Copy of warranty letter of Delux Chemical Industries.

Yours Sincerely,

22/06/2020

On behalf of Maxitech Pharma (Pvt.) Ltd.

CHIEF DRUG INSPECTOR
ABBOTTABAD

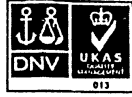


Delux Chemical Industries

Manufacturer and Exporter of Pharmaceuticals & Veterinary Medicines

Address:

LT, 26 A-1, Landhi Industrial Area,
Karachi-22, Pakistan.
Post Code : 75120
Web Site: www.deluxchemical.com



An ISO 9001-2000 Certified Company

Phone No. : 92-21-35012362,
35026648 - 35015804
Fax No. : 92-21-35015820
E mail : deluxchemical@cyber.net.pk

Date 22 MAY 2019

FROM 2A (See Rules 10 & 20)

Warranty under section 23 (1) (a) of the drugs Act 1976. !
Muhammad Nazeef Being a person resident in Pakistan
Carrying on business at our registered office. LT 26 - A -
1 Landhi industrial area do hereby gives the warranty that
drugs And medicine Described on this invoice as sold by
me do not Contravene Drugs Act 1976. . .

Sales Manager

Bill Warranty Issue to M/s. Maxitech Pharma F-55 north
nazimabad Karachi.

ITEM NAME	QUANTITY	BATCH NO
LORATINE syp 30 ml	18000 PACKs	LRS 002/19

CHIEF DRUG INSPECTOR
ABBOTTABAD

VALID TRUST IS OUR QUALITY



Delux Chemical Industries

Manufacturer and Exporter of Pharmaceuticals & Veterinary Medicines

Address:

LT, 26 A-1, Landhi Industrial Area,
Karachi-22, Pakistan.
Post Code : 75120
Web Site: www.deluxchemical.com



An ISO 9001-2000 Certified Company

Phone No. 92-21-35012362,
35026648 - 35015804
Fax No. 92-21-35015820
E-mail deluxchemical@cyber.net.pk

FROM 2A (See Rules 10 & 20)

Warranty under section 23 (1) (a) of the drugs Act 1976. I
Muhammad Nazeef Being a person resident in Pakistan
Carrying on business at our registered office, LT 26 - A -
1 Landhi industrial area do hereby gives the warranty that
drugs And medicine Described on this invoice as sold by
me do not Contravene Drugs Act 1976. . .

Sales Manager

Bill Warranty Issue to M/s. Maxitech Pharma F-55 north
nazimabad Karachi.

ITEM NAME	QUANTITY	BATCH NO
LORATINE tab 10 mg	15000 PACKS	LRT 003/18

CHIEF DRUG INSPECTOR
ABBOTTABAD

[YOUR REQUEST IS OUR PRIORITY]

CHIEF DRUG INSPECTOR
OFFICE OF THE DISTRICT HEALTH OFFICER
ABBOTTABAD.

No. 062401/CDI/AD
Dated: 24/06/2020.

To
Muhammad Nazeef (Warrantor)
M/S Delux Chemical Industries
LT, 26 A-1 Landhi Industrial Area Karachi-22.

Subject: - **SHOWCAUSE NOTICE.**

During inspection of business premises of Nazir Hussain, Branch Manager M/S General Distributor Plus, Sultan Plaza Mansehra Road Supply Abbottabad on 13/11/2019, by the Undersigned, samples of below mentioned drugs manufactured by M/S Delux Chemical Industries Plot No. LT 26 A-1 Landhi Industrial Karachi were taken on Form-5 for the purpose of Test/Analysis and were sent to the Govt. Analyst Drugs testing Laboratory Khyber Pakhtunkhwa Peshawar. The Govt. Analyst DTL Peshawar has furnished the Test/Analysis report as per following details,

S.No	Name of Drug	B.No.	DTL Report No.	Conclusion of Test/Analysis Report
01	Loratine Syrup 30ml	LRS-002/19	68624 DTL Dated 31-12-19	Misbranded Drug
02	Loratine 10mg Tabs.	LRT-003/18	68623 DTL Dated 31-12-19	Misbranded Drug

Manufacturing and selling such drugs is the violation under section 23(1)(a)(iii) of Drugs Act,1976.

In response to showcause notice Mr. Nazir Hussain Branch Manager M/S General Distributor Plus Abbottabad submitted warranty/invoice bearing No. 8283 dated 01/07/2019 issued by Mr. Nadir Hassan Khan (Warrantor) M/S Maxitech Pharma (Pvt.) Ltd., F-55 Block F North Nazimabad Karachi. Mr. Nadar Hassan Khan, in response to Showcause Notice submitted warranties dated 22 May 2019 issued by you.

You are hereby directed to explain your position, furnish the names of Directors and Technical Staff (Production Incharge and Quality Control Inchrge) of your firm along with copies of CNICs within 07 days failing which strict legal action will be

No. 5 RGL38087890 Notices see reverse.

Stamps 50/- pt in case of
uninsured letters or not more than
the initial weight prescribed in the
Post Office Guide or on which no
acknowledgement is due.

Received a registered* M. Nazir Date-Stamp 25/6/20
addressed to _____

Initials of Receiving Officer M/S Nazir Write here "letter", "postcard", "packet" or "parcel"
with the word "insured" before it when necessary.
insured for Rs. (in figures) _____ (in words) _____

If insured. { Insurance fee Rs. _____ Ps. _____ Weight _____ Kilo _____ Grams _____
Name and address of sender _____

(Imran Ullah Khan)
Chief Drugs Inspector,
Abbottabad.

CHIEF DRUG INSPECTOR
ABBOTTABAD

PAKISTAN POST

Consolidate Report
Abbottabad GPO

25

Clerk Name: Muhammad Ejaz

Sender Name: CDI

21/9/2020 01:34:33 PM

Sr #	Article ID	Recipient Name	Recipient Address	City	Weight/Amount	Tariff/Comission	Total
1	RGL46898633	MANAGING DIRECTOR	HATTAR	Haripur	20	50	0
2	RGL46898634	MANAGING DIRECTOR	PVT	Lahore	30	68	0
3	RGL46898635	MANAGING DIRECTOR	K	Karachi	50	68	0
4	RGL46898636	MANAGING DIRECTOR	L	Lahore	200	105	0
5	RGL46898637	CHAIRMAN	PQCB	Peshawar	200	105	0
	Total				500	396	0

To

The Chairman PQCB / Secretary Health
Provincial Secretariate, Gov. of Khyber Pakhtunkhwa
Peshawar.

Sub: CDI Case No. 21, 22 & 23 only
SDI Case No. 39-SDI-AD.

CHIEF DRUG INSPECTOR
ABBOTTABAD

CHIEF DRUG INSPECTOR
OFFICE OF THE DISTRICT HEALTH OFFICER
ABBOTTABAD.

27

No: 023 /CDI/AD
Dated: 14/09 /2020.

to

The Chairman,
Provincial Quality Control Board,
Khyber Pakhtunkhwa Peshawar.

Subject: - Complaint against:

1. Mr. Nazir Hussain, Branch Manager M/S General Distributor Plus, Sultan Plaza Mansehra Road Supply Abbottabad.
2. Mr. Nadir Hassan Khan (Warrantor) M/S Maxitech Pharma (Pvt.) Ltd., F-55 Block F North Nazimabad Karachi.
3. Muhammad Nazeef (Warrantor) | M/S Delux Chemical Industries LT,
4. Production Manager | 26 A-1 Landhi Industrial Area
5. Quality control Manager | Karachi-22.
6. Managing Director
7. M/S Delux Chemical Industries LT, 26 A-1 Landhi Industrial Area Karachi-22.

Under section 23(1)(a)(iii) of the Drugs Act,1976.

Sir,

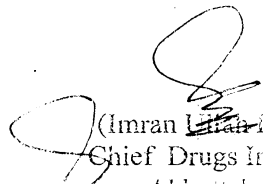
It is submitted that during inspection of business premises of Nazir Hussain, Branch Manager M/S General Distributor Plus, Sultan Plaza Mansehra Road Supply Abbottabad on 13/11/2019, by the Undersigned, samples of below mentioned drugs, manufactured by M/S Delux Chemical Industries Plot No. LT 26 A-1 Landhi Industrial Karachi were taken on Form-5 for the purpose of Test/Analysis and were sent to the Govt. Analyst Drugs testing Laboratory Khyber Pakhtunkhwa Peshawar. The Govt. Analyst DTL Peshawar has furnished the Test/Analysis report as per following details,

S.No	Name of Drug	B.No.	DTL Report No.	Conclusion of Test/Analysis Report
01	Loratine Syrup 30ml	LRS-002/19	68624 DTL Dated 31-12-19	Misbranded Drug
02	Loratine 10mg Tabs.	LRT-003/18	68623 DTL Dated 31-12-19	Misbranded Drug

Manufacturing and selling such drugs is the violation under section 23(1)(a)(iii) of Drugs Act,1976.

In response to showcause notice Mr. Nazir Hussain Branch Manager M/S General Distributor Plus Abbottabad submitted warranty/invoice bearing No. 8283 dated 01/07/2019 issued by Mr. Nadir Hassan Khan (Warrantor) M/S Maxitech Pharma (Pvt.) Ltd., F-55 Block F North Nazimabad Karachi. Mr. Nadar Hassan Khan, in response to Showcause Notice submitted warranties dated 22 May 2019 issued by Muhammad Nazeef (Warrantor) M/S Delux Chemical Industries LT, 26 A-1 Landhi Industrial Area Karachi-22 who didn't reply to the Showcause Notice till date.

The case is submitted for sake of instructions of the Board for further necessary in the matter please,


(Imran Khan)
Chief Drugs Inspector,
Abbottabad
CHIEF DRUG INSPECTOR
ABBOTTABAD



PROVINCIAL QUALITY CONTROL BOARD
KHYBER PAKHTUNKHWA, HEALTH DEPARTMENT

28

NO. SO(Drugs)/HD/2-15/2021, 1111
Dated Peshawar the, 27th September

To

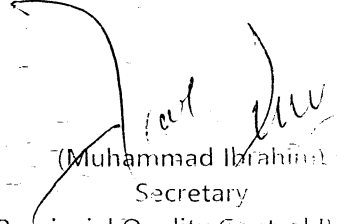
The Provincial Drug Inspector,
Office of the District Health Officer,
Abbottabad

Subject:- MINUTES OF THE MEETING OF PROVINCIAL QUALITY CONTROL BOARD KHYBER PAKHTUNKHWA.

I am directed to refer to your complaint vide memo No. CRB/CAT-AD dated 14/09/2020 and to enclose herewith minutes of the meeting of Provincial Quality Control Board, Khyber Pakhtunkhwa held on 27/10/2020 at 10:00 AM in favour of further necessary action at your end under intimation to this Board within one week for lodging FIR and within fortnight in cases to be instituted in the Drug Court. Drug Inspector concerned shall require to minutely check the minutes before taking any action to exclude the chances of error and omission.

The Board shall be kept informed of the progress of the case and the final outcome/decision of the Court shall be intimated to this Board giving intimation of this letter and the copy of decision of the Court shall be produced along with comments/recommendations for further immediate necessary action (within fortnight at the maximum).

Encl: As above.


(Muhammad Ibrahim)
Secretary
Provincial Quality Control Board
Khyber Pakhtunkhwa, Peshawar

Endst: No. & Date Even.

Copy along with minutes forwarded to the-Chairman Drug Court, Khyber Pakhtunkhwa, Peshawar for information.

CHIEF DRUG INSPECTOR
ABOTTABAD

Secretary
Provincial Quality Control Board
Khyber Pakhtunkhwa, Peshawar

12

MINUTES OF THE 314TH MEETING OF PROVINCIAL QUALITY CONTROL BOARD, KHYBER PAKHTUNKHWA, PESHAWAR HELD ON 27-10-2020 AT 10:00 AM.


The subject meeting was held on 27-10-2020 at 10:00 AM in the committee room of Health Department, Peshawar and was chaired by Dr. Farooq Jamil, Special Secretary Health (Bud/Dev) as Chairman PQCB. The meeting was attended by the members of the Board, as under:-

- 1. Mr. Kaleem Ullah Khan Baloch, Additional Secretary Health (Budget & Dev), as Vice Chairman PQCB.
- 2. Prof. Dr. Muhammad Saeed, Chairman Pharmacy Department, University of Peshawar as member PQCB.
- 3. Dr. Nizam ud Din, Assistant Professor representing Head of Pharmacology Department, Khyber Medical College, Peshawar as member PQCB.
- 4. Dr. Abbass Khan, Additional Director Drug Control/Chief Drug Inspector, Khyber Pakhtunkhwa as member PQCB.
- 5. Mr. Naseer Ahmed, Section Officer (Drugs), Health Department as member PQCB.
- 6- Muhammad Ibrahim, Deputy Secretary (Drugs), Health Department as Secretary/member PQCB.

Mr. Ismail & Dr. Maqbool, Chairman Chemist & Druggist Association Khyber Pakhtunkhwa Peshawar Zone & President, Khyber Pakhtunkhwa Pharmaceutical Manufacturers Association respectively as observer members of PQCB.

After affording opportunity of hearing to the accused parties, the following decision was made by the Board.

12	Abbottabad	1. Nazir Hussain Branch Manager M/s General Distributor Plus sultan Plaza Mansehra Road Supply Abbottabad. 2. Nadir Hassan Khan Warrantor M/s Maxitch Pharma (Pvt) Ltd, F-55 Block F North Nazimabad Karachi. 3. Muhammad Nazeef (Warrantor) M/s Delux Chem. 4. Aftab, Production Manager M/s Delux Chem. 5. Mushtaq, Quality Control Manager M/s Delux Chem. 6. Dr. Abdul Moeed, Managing Director M/s Delux Chem. 7. M/s Delux Chemical Industries LT, 26 A-1 Landhi Industrial area Karachi through MD.	Syrup Loratine 30ml Batch No. LRS- 022/19 Tab. Loratine 10 mg Batch No. LRT- 003/18 mfg by Delux Chemical Karachi.	Sale/Stoc k of Misbrand ed Drug Section 23(1)(a)(iii) of the Drug Act 1976.	Accused at serial no. 1, 2 & 6 appeared and were heard in connection with their alleged involvement in sale of misbranded drugs i.e Syrup Loratine 30ml Batch No. LRS-022/19 Tab. Loratine 10 mg Batch No. LRT-003/18 mfg by Delux Chemical Karachi while the other accused were absent. Accused claimed the questioned sample as a Syrup while after examining the same by the Board members, it was found a suspension. After threadbare discussion, the Board made the following decision. Decision: The Drug Inspector concerned to refer the case to the Drug Court for judicial trial.
----	------------	--	---	--	--


Secretary
 Provincial Quality Control Board
 Health Department
 Peshawar, Khyber Pakhtunkhwa

**CHIEF DRUG INSPECTOR
 ABBOTTABAD**