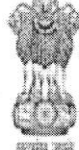




कर्मचारी राज्य बीमा निगम  
(श्रम एवं रोजगार मंत्रालय, भारत सरकार)  
EMPLOYEES' STATE INSURANCE CORPORATION  
(Ministry of Labour & Employment, Govt. of India)



मुख्यालय  
Headquarters  
पंचदीप भवन सी०आई०जी रोड, नई दिल्ली-110002  
PANCHDEEP BHAWAN, C.I.G. MARG, NEW DELHI-110 002  
Phone: 011-23604700 Email: dir-gen@esic.nic.in  
Website: www.esic.nic.in / www.esic.in

No. U-12011/3/2022-Med-I

Date : 27.05.2024

To,

All Dean

ESIC Medical Colleges  
& Hospitals

ESI Corporation

All DIMS / AMO

ESI Scheme  
State Govt.

All Medical Superintendent

ESIC Hospitals  
ESI Corporation

**Subject : Compliance of the order of Hon'ble Supreme Court of India ( Provisions of the HIV Act ).**

With reference to above cited subject, kindly find attached the judgement of Hon'ble Supreme Court of India, Civil Appeal No. 7175 of 2021, CPL. Ashish Kumar Chauhan ( Retd. ) Vs Commanding Officer and ORS. vide which the Hon'ble Supreme Court of India has issued certain directions to the Central and State Governments. In r/o of the above mentioned judgement the following guidelines are issued to the ESIC / ESIS Hospitals for strict Compliance.

1. All ESIC & ESIS Hospitals to ensure provisions of treatment, diagnostic facilities relating to HIV or AIDS, Anti-retroviral therapy and Opportunistic Infection Management to people living with HIV or AIDS.
2. The guidelines regarding National AIDS Control Programme in ESIC Medical Institutions/ Hospitals for preventive, diagnostic and treatment services issued vide letter no. U-16013/180/2023/Med-I(E-491176) dated 03.11.2023 ( copy enclosed ) are to be ensured for strict Compliance.
3. All ESIC & ESIS Hospitals to formulate HIV and AIDS related information, education lectures and communication programmes which are age-appropriate, gender-sensitive, non-stigmatic and non-discriminatory.
4. All ESIC & ESIS Hospitals to ensure that the personnel with significant risk of occupational exposure to HIV, for the purpose of ensuring safe working environment, shall (i) provide, in accordance with the guidelines, firstly, universal precautions to all persons working in such establishment who may be occupationally exposed to HIV; and secondly training for the use of such universal precautions; thirdly post exposure prophylaxis to all persons working in such establishment who may be occupationally exposed to HIV or AIDS; and (ii) inform and educate all persons working in the establishment of the availability of universal precautions and post exposure prophylaxis.
5. All ESIC & ESIS Hospitals to ensure compliance with the provision of HIV Act.
6. All Hospitals to designate a Complaint Officer who shall dispose of the complaint on the violation of the HIV Act. The details of the Complaint Officer for compliance of


the HIV Act provision to be displayed in prominent location of the Hospital(s). The Hospital may also devise SOP to deal with such complainas per the provision of the HIV Act.

All the ESIC and ESIC Hospital are to ensure strict compliance of above instructions / guidelines and to submit the Action Taken Report within 15 days of receipt of this letter.

This issues with the approval of Medical Commissioner ( Medical Services ).

Encl. :

1. Judgement of Hon'ble Supreme Court of India
2. Guidelines regarding National AIDS Control Programme in ESIC Medical Institutions/ Hospitals for preventive, diagnostic and treatment services

  
27/05/24

(Dr. Manoj Kumar)  
**OSD Medical Services**

Copy to :

1. All Zonal Medical Commissioner, Zonal Offices, ESI Corporation.
2. All Regional Directors, Regional Offices, ESI Corporation.