

Office of the West Bengal Clinical Establishment Regulatory Commission

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Case Reference: INT/HGY/2023/194

Mr. Animes Bag Complainant

vs

Zenith Nursing Home, Hooghly.....Respondent/ Respondents

ORDER SHEET

Office Note	Order No.	Date	Order
	1.	02/11/2023	<p>This complaint would relate to post surgical complication in a case of gallstone surgery that ultimately resulted an unfortunate death of the patient. The surgery was done on August 26, 2023. Very next day, patient had a complication. However, the concerned surgeon could not detect the same at his morning visit. The patient became critical at the later part of the day.</p> <p>As per the advice of the surgeon he was referred to Government set-up for cardiological treatment overlooking the complication that had happened from the surgery.</p> <p>Our esteemed medical members present at the panel, are ad-idem on the issue, the problem should have been</p>

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approached from a different angle. The concerned surgeon should have done USG to find out whether there had been any surgical complication. It was not done. However, it is our prima-facie view.

We feel, the complainant should approach the appropriate authority on medical negligence as against concerned surgeon.

The concerned surgeon was introduced by the CE and CE cannot avoid their responsibility. We permit the complainant to approach us afresh if he gets a favourable decision from the appropriate authority on medical negligence.

Before we part with, we would be failing in our duty if we do not point out that the CE should augment their infrastructure.

They do not have any USG facility. In such case, they must have a tie up to have emergency USG done for their in patients and revamp their treatment protocol to avoid unnecessary complication.

The complaint is disposed of.

Sd/-

The Hon'ble Chairperson

Sd/-

Prof. (Dr.) Sukumar Mukherjee – Member

Sd/-

Prof. (Dr.) Makhan Lal Saha – Member

Sd/-

Sri. Sutirtha Bhattacharya, IAS (Retd)- Member

Authenticated
[Signature]
Secretary
West Bengal Clinical Establishment
Regulatory Commission

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