

**Case Reference: INT/KOL/2024/015**

**Mr. Debamoy Das ... ..... Complainant**

**vs**

**Charnock Hospital.....Respondent/ Respondents**

**ORDER SHEET**

Office Note	Order No.	Date	Order
	1.	22/02/2024	<p>The complaint would principally relate to medical negligence however, we also found a serious irregularity on the part of the Establishment when we find heart failure patient having so much co-morbidities, was released on the third day of her admission.</p> <p>Ms Ipshita Kundu, representing the CE, would however ,submit, they go by the decision of the treating team. They do not have any thing further to do.</p> <p>We do not agree.</p> <p>Our esteemed member, Dr. Sukumar Mukherjee has interaction with Dr Arnab Dutta and Dr. Tapabrata Dey the treating doctors, who, on our request, have come and assisted us in giving the details of the treatment that the</p>

patient had.

The complainant would however, strenuously contend, since the patient had so much of co-morbidities he could not have been discharged on the third day of his admission.

At the time of discharge, he had urinary infection, gut infection apart from his heart failure.

We find from the record, the patient was immediately admitted in another establishment where it was found on investigation, the patient was having ischemic heart disease with severe left ventricular dysfunction and critical double vessel coronary heart disease. The patient had treatment for about 19 days at the second establishment when he breathed his last.

Since the complaint would primarily relate to medical negligence we decide to wait for a decision from the appropriate body of experts before we decide on the issue of hospital negligence.

The complainant would be at liberty to approach the West Bengal Medical Council against the treating team if

they so desire.

In case they approach the West Bengal Medical Council and if they are successful the complainant would be free to approach us afresh and in case they do so we would definitely go into other issues against the CE as highlighted above.

The complaint is disposed of accordingly.

Sd/-

The Hon'ble Chairperson

Sd/-

Prof. (Dr.) Sukumar Mukherjee – Member

Sd/-

Prof. (Dr.) Makhn Lal Saha – Member

Sd/-

Dr. Maitrayee Banerjee – Member

Sd/-

Sri. Sutirtha Bhattacharya, IAS (Retd)- Member

Sd/-

Smt Madhabi Das – Member

*Authenticated*  
*[Signature]*  
Secretary  
West Bengal Clinical Establishment  
Regulatory Commission

*[Handwritten mark]*