

Office of the West Bengal Clinical Establishment Regulatory Commission

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Case Reference: INT/KOL/2024/074

Mr. Vivek Sinha Complainant

vs

Apolo Clinic, Thakurpukur.....Respondent/ Respondents

ORDER SHEET

Office Note	Order No.	Date	Order
	1.	22/03/2024	<p>The complaint would relate to wrong USG report.</p> <p>The patient had a history of removal of the left ovary whereas the USG report would show that both the ovaries are normal in size and shape and echotexture. Left ovary measures 2.83 cm x 1.77 cm.</p> <p>The concerned Radiologist is present online. According to him, to have proper radiological examination as a matter of routine they enquire from the patient about the past history. In this case also, she was asked. However, he was not told that the patient had already left ovary removed hence the mistake. He is however, candid enough to admit, it was a mistake on his part to report as such.</p>

To err is human. It might be an error of judgment on the part of the radiologist when he would not notice the patient's left ovary. When the report is definite about the existence of the left ovary that would have exact measurement we would not be in a position to buy the submissions of the concerned radiologist.

It is a fit and proper case where we find fault in the report and the centre cannot avoid their responsibility.

We direct refund of the cost of the concerned test on production of the receipt to be produced by the complainant.

We impose a token penalty of Rs. 10,000/- to be paid to the Thakurpukur Cancer Hospital on behalf of the patient.

The amount, if deposited, would be utilised for the treatment of the poor patients.

A copy of the receipt may be sent to the complainant as well as the Commission as a proof of



compliance.

The complaint is disposed of accordingly.

Sd/-
The Hon'ble Chairperson

Sd/-
Prof. (Dr.) Sukumar Mukherjee – Member

Sd/-
Dr. Maitrayee Banerjee – Member

Sd/-
Smt Madhabi Das – Member

Authenticated
[Signature]
Secretary
West Bengal Clinical Establishment
Regulatory Commission