

**THE WEST BENGAL CLINICAL ESTABLISHMENT
REGULATORY COMMISSION.**

Present: Justice Ashim Kumar Roy, Chairperson.

Dr. Sukumar Mukherjee, Member.

Dr. Madhusudan Banerjee, Member.

COMPLAINT ID: HOW/2017/000034.

Mr. Kamal Chakraborty.....Complainant.

-versus-

Seababrata Hospital & others.....Respondents.

Date of judgment: 06th December, 2017.

J U D G M E N T.

A letter of complaint was received from Kamal Chakraborty, in which it was alleged that after his wife conceived, her first USG (Foetoplacental Profile) was done on 27th August, 2017 and later on 12th November, 2016 and according to both the reports, everything was normal. However, on March 12, 2017, the baby was delivered by caesarian section with congenital abnormality (Meningomyelocele Occipital Region). It was the specific case of the complainant that due to the wrong USG reports, no proper treatment could have been meted out and consequently a deformed child was born.

2. Immediately upon receipt of such complaint, a notice was issued to the Clinical Establishment Seababrato Hospital, Howrah where the child was delivered. In response to such notice, the Commission was informed by the Clinical Establishment that none of the USGs were

done at their hospital and the Diagnostic Centre where such tests were done, was also not referred by them.

Subsequently, it was found that both the USGs were done at Jibon Dip Diagnostic Centre, Howrah, owned by one Arup Bera. It was further found that the procedures were conducted by one Sonologist Dr. S. Pramanik.

3. It be noted over the self same allegations simultaneously a complaint was also lodged with the CMOH, Howrah. Following that, a three man enquiry committee was formed by the CMOH, Howrah. The enquiry was held and the committee found no anomaly in the USG plates and report done on 9th week and 19th week of gestation.

4. We have gone through the said enquiry report which is already on record and the materials placed before us. The report is self-explanatory and well-reasoned.

We find the complainant has failed to substantiate his case and there is nothing wrong on the part of the Clinical Establishment.

5. This complaint has no merit and accordingly stands dismissed.

Sd/-
Justice Ashim Kumar Roy
Chairperson

Sd/-
Dr. Sukumar Mukherjee, Member.

Sd/-
Dr. Madhusudan Banerjee, Member.



Authenticated

A handwritten signature in black ink, appearing to be "W.B.C.E.R.C.", written over a horizontal line.

Secretary
W.B.C.E.R.C.
Kolkata-1