

Office of the West Bengal Clinical Establishment Regulatory Commission

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Case Reference: WBCERC/HOO/298/2024-25

Pranab Kumar Pakhira Complainant

vs

Serampore Surgical Nursing Home.....Respondent/ Respondents

ORDER SHEET

Office Note	Order No.	Date	Order
	1.	28/04/2025	<p>The complaint would principally relate to medical negligence in a case of Harnia Surgery. The patient had laparoscopic surgery for repair of Harnia. According to the surgeon, the surgery was uneventful and the patient was discharged after two days. Despite repeated requests, we did not get any medical record and /or the OT note.</p> <p>The patient had surgical complication on the third day of surgery with abdominal distension and vomiting. The concerned surgeon examined the patient on 4th post-op day and advised</p>

admission however, the complainant took the patient to some other establishment where after three days stay the patient was shifted to Desun Hospital in Kolkata in critical stage.

At Desun, the patient received supportive treatment and drainage of pass through catheter.

As the condition was not improving the patient had undergone Laporatomy as per OT Note of Desun. As per note, the patient underwent drainage of pass Midline laparotomy + Adhesiolysis + repair of hepatic injury + Appendectomy + omentectomy which would raise various questions. It would be fit and proper, the complainant should approach appropriate authority for appropriate relief as the medical issues are outside our domain.

The Serampore Surgical, the initial

establishment, would belong to the surgeon who is the Medical Director of the CE . Despite repeated requests and phone calls CE failed and neglected to share medical records and/ or OT note.

We direct Serampore Surgical to share all medical records including OT note to the complainant for his perusal and necessary action.

For such non compliance of the direction of the Commission we impose a penalty of Rs. 10,000/- on Serampore Surgical.

We make it clear such penalty would have no reflection on the appropriate proceeding where the complainant would be entitled to ask for appropriate financial compensation for medical negligence, if any to be found out by the appropriate authority.

The complaint is disposed of accordingly.



Sd/-

The Hon'ble Chairperson

Sd/-

Prof. (Dr.) Sukumar Mukherjee – Member

Sd/-

Prof. (Dr.) Makhan Lal Saha – Member

Sd/-

Dr. Maitrayee Banerjee – Member

Sd/-

Smt Madhabi Das – Member

Authenticated

W. P.
Secretary
West Bengal Clinical Establishment
Regulatory Commission