

Office of the West Bengal Clinical Establishment Regulatory Commission  
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**Appeal Case:**

Gour Seva Sadan& Clinic ..... Complainant

vs

ADM (Health), Malda & Adjudicating Authority.....Respondent/  
Respondents

**ORDER SHEET**

Office Note	Order No.	Date	Order
	1.	30/01/2026	<p>The complainant has preferred this appeal as against the order of the ADM(Health), Malda where the CE license has been suspended until the CMOH finds the irregularities mentioned in the order impugned, are properly dealt with and deficiencies pointed in the order impugned, are removed.</p> <p>The order is also conditional upon payment of Rs. 5,00,000/- as penalty.</p> <p>Being aggrieved, the owner of the Nursing home Mr. Kayena Alam has filed this appeal.</p>

Mr. Alam present online, would submit, he is not in a position to pay the penalty amount. He would pray for reduction of the amount to Rs. 1,00,000/-.

We have considered the order impugned. The allegations are serious in nature. The deficiencies are apparent as would appear the order impugned. The authority has given opportunity to the nursing home to remove the deficiencies to the satisfaction of CMOH, Malda.

Let the appellant remove such deficiencies and inform the CMOH accordingly so that the inspection is made and a report is submitted to us on that count.

With regard to the amount of penalty we would deal with such issue at the appropriate stage. In the mean time the appellant would be at liberty to pay the penalty amount by monthly

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instalment of Rs. 50,000/-.

We make it clear, the CE license must not be put to operation and its suspension is not revoked unless and until the deficiencies are removed to the satisfaction of the CMOH, Malda and payment of penalty amount as directed.

We make it clear, in case the deficiencies are removed and a report is filed to the said extent we shall consider the prayer for reduction of the amount of penalty.

Let this appeal be admitted and be placed for final hearing after receipt of the report from the CMOH, Malda.

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*

*WJ*  
Secretary  
West Bengal Clinical Establishment  
Regulatory Commission