

Office of the West Bengal Clinical Establishment Regulatory Commission
1st Floor, 32 B.B.D Bag, West Bengal, Kolkata – 700001.

Phone:- (033) 2262-8447 , Email: wbcerc@wb.gov.in Website: www.wbcerc.gov.in

Case Reference: WBCERC/KOL/306/2025-26

Mr. Krishna Kumar Bagaria Complainant

vs

Spandan Hospital, Teghoria.....Respondent/ Respondents

ORDER SHEET

Office Note	Order No.	Date	Order
	1.	13/04/2026	<p>The complaint would relate to restraint used during treatment in a case of 83 years old elderly patient who had so much co-morbidities.</p> <p>The patient was treated at the CE for four days.</p> <p>From the medical records, it appears at the time of admission the patient relatives signed a consent form for using restraint during treatment.</p> <p>From the BHT, it appears that on February 21, 2026 at 3.40 pm when the patient was being shifted to general bed from ICU the treating</p>





doctor advised "both upper limbs, physical restraint to apply." It further appears, on the same day at 5.40 pm the doctor advised "remove physical restraint".

The complainant would contend, the noting that is relied upon by the CE, would relate to hand and not the legs. He has shared four photographs to us. We have also shared those photographs with the CE for their comment.

Dr. Partha Pratim Ghosh, Medical Superintendent, representing the CE, would admit one of the photographs where the patient was in hospital uniform and his hands were found to be tied.

He would deny other photographs having taken at the CE. The hospital would strenuously deny, any restraint was used on the legs.



The photographs shared by the complainant do not conclusively prove that there was restraint on the leg.

We do not find any scope of interference.

The complaint is disposed of accordingly.

Sd/-

The Hon'ble Chairperson

Sd/-

Prof. (Dr.) Sukumar Mukherjee – Member

Sd/-

Sri. Sutirtha Bhattacharya, IAS (Retd)- Member

Sd/-

Smt Madhabi Das – Member

Authenticated

M. J.
Secretary
West Bengal Clinical Establishment
Regulatory Commission