

Office of the West Bengal Clinical Establishment Regulatory Commission
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Case Reference: INT/SPG/2026/024

Mr. Dipak Kumar Prasad..... Complainant

vs

Birth Clinic, Elgin Road..... Respondent/ Respondents

ORDER SHEET

Office Note	Order No.	Date	Order
	1.	22/07/2026	The complaint would relate to dissatisfaction in a case of gynaecological procedure done by the treating gynaecologist having chamber at BIRTH. BIRTH is enjoying a day care clinical licence from the Health Department. The patient was subsequently advised hysteroscopy at a different establishment being “MICROLAP” holding a complete separate health license from the Health

Department.

Money was paid at BIRTH received by a staff of BIRTH. However, the receipt was given on the letter head of the concerned doctor.

Since the principal complaint would pertain to treatment protocol we are not inclined to interfere as the issue is completely outside our domain. The complainant would be free to approach appropriate authority for the same.

However, we cannot be a mere onlooker when we find unethical procedure being followed by the two establishments.

The patient was seen by the doctor at a



day care clinic who received the money for the procedure giving receipt on the letter head of the concerned doctor. However, the treatment was done at another establishment with whom there was no privity of contract between the patient and the clinic.

We feel, appropriate authority under the Health and Family Welfare Department, should look into the issue and take appropriate steps in the matter upon notice to the Commission.

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 <i>Authenticated</i> <i>[Signature]</i> Secretary West Bengal Clinical Establishment Regulatory Commission
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