

**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: KOL/2018/000311

Mr. Somnath Maitra.....Complainant

-vs-

Implants Better Sight Centre Pvt. Ltd. & Others.....Respondent/ Respondents

ORDER SHEET

Office Note	Order No.	Date	Order
	2.	06/06/2018	<p>In spite of repeated call neither the complainant nor anyone on his behalf is present although, he was duly notified about the date of hearing. The Clinical Establishment is however represented by Dr. Jyotirmoy Datta, the treating doctor and Mr. Nurul Absar, Director of the Clinical Establishment.</p> <p>It appears from the record that in this case the operation took place on January 31, 2015. The service recipient admitted that on the self-same day he was discharged and it was done in day care. The date relating to the operation and discharge, which gave rise to the cause of action, is much before the enactment of West Bengal Clinical Establishment (Registration, Regulation and Transparency) Act, 2017, and formation of the Commission. The Act came into force on and from March 17,</p>

2017.

It be noted that the office placed the matter for hearing, since complainant in his online complaint, had mentioned the date of treatment as January 31, 2018.

In the above backdrop, this Commission has got no jurisdiction to entertain this case and same stands dismissed.

Office is directed to communicate this order to the parties.

Sd/-

The Hon'ble Chairperson

Sd/-

Dr. Sukumar Mukherjee, Member.

Sd/-

Dr. Madhusudan Banerjee, Member.

Sd/-

Shri Anuj Sharma, IPS, Member.

Authenticated.

[Signature]
29/6/2018