

Office of the West Bengal Clinical Establishment Regulatory Commission

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Case Reference: WMID/2019/000540

Sk. Mahammad Daud..... Complainant

vs

Swarupananda Nursing Home & Diagnostic Centre..... Respondent/ Respondents

**ORDER SHEET**

Office Note	Order No.	Date	Order
	1.	27/05/2019	<p>The complaint would relate to non communication of the development in treatment by the doctor to the patient party. The facts would reveal, the patient was admitted in the nursing home with labour pain. The doctor decided to do caesarean section and in the course of caesareans he had severe haemorrhage. According to the doctor, he counselled the patient party and apprised them of the development, however, the patient party does not agree with such contention. We feel, it is for the appropriate forum being the West Bengal Medical Council to decide on the issue. The petitioner may be at liberty to approach the West Bengal Medical Council if they so like. We do not however, express any opinion on the decision of the doctor at the relevant point of time to save the patient.</p> <p>The petitioner would also complain as against the clinical establishment on two issues:</p> <p>i) The Hospital Authority declined to supply medical records contemporaneously.</p> <p>ii) They misbehaved with the petitioner at the time when the petitioner confronted them about the lack of communication as stated above.</p> <p>The petitioner is present. He would admit, photocopy of the relevant medical records have been duly supplied.</p> <p>For alleged mis-behaviour the petitioner has already approached the criminal</p>



		<p>court and the case is pending.</p> <p>We feel, this is not the appropriate time to deliberate on the issue that may cause prejudice to the parties at the criminal proceeding. In such event, we dispose of the complaint at our end with liberty to approach us again if occasion so arises after completion of the criminal proceeding.</p> <p>Sd/-</p> <p>The Hon'ble Chairperson</p> <p>Sd/-</p> <p>Dr. Sukumar Mukherjee, Member</p> <p>Sd/-</p> <p>Dr. Gopal Krishna Dhali, Member</p> <p>Sd/-</p> <p>Dr. Madhusudan Banerjee, Member</p> <p>Sd/-</p> <p>Smt. Madhabi Das, Member</p>
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*Authenticated*

*[Signature]*

**ARSHAD HASAN WARSI**  
WBCS (Ex)  
Secretary  
West Bengal Clinical Establishment  
Regulatory Commission  
&  
Joint Secretary  
Health & F.W. Department