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/2018/000522

Mr. Ganesh Mahato ..... Complainant

vs

Scientific Clinical Research Laboratory Pvt. Ltd..... Respondent/ Respondents

ORDER SHEET

Office Note	Order No.	Date	Order
	1.	24/05/2019	The petitioner would complain different pathological reports received from the Clinical Establishment. The fact would reveal, the petitioner approached the pathological laboratory for examination of his blood sample for glucose fasting and cretenine on October 5, 2018. He was satisfied with the report of glucose, however, creatinine report was 2.7 that, according to him, was abnormal. He immediately approached another laboratory, Tribedi and Roy on October 10,2018 that would show a different range of creatinine being .86 mg/100 ml that would tally with his earlier report. He approached the pathological laboratory again on October 11, 2018 when the creatinine report was 0.8. This fact would clearly indicate a fault on the part of the pathological laboratory. Mr Ranjan Kumar Basu, Management representative of the laboratory would strenuously contend, there was no mistake on their part in the clinical examination. According to him, this might happen because of change in food habit and other activities. Our medical experts present in the panel are unanimous of the view, the report was certainly abnormal and complaint sounds logic, it might be sheer clerical mistake in the number of his sample that resulted in variance. The petitioner is not satisfied. He would complain about the abnormal report that would indicate medical negligence.

			In our considered view, it was a clerical mistake. The laboratory should have been more cautious in dealing with the samples as it might result in mistreatment as the medical practitioner would rely upon the report while prescribing medicine for the patient. We direct the clinical laboratory to pay a sum of Rs.500 as a token compensation to the petitioner. We are told, the petitioner was a regular visitor of the laboratory and is still continuing. In such event, we would direct the laboratory to give free service by testing his creatinine for three times. We direct the pathological laboratory to be cautious enough so that in future, this mistake does not occur. Compliant is disposed of accordingly. Office to communicate this order to both the parties. Sd/- The Hon'ble Chairperson Sd/- Dr. Sukumar Mukherjee, Member Sd/- Dr. Madhusudan Banerjee, Member Sd/- Dr. Maitreyi Banerjee, Member Sd/- Mrs. Madhabi Das, Member

Authenticated

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