

Office of the West Bengal Clinical Establishment Regulatory Commission
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Case Reference: PUB/2017/000194

Mr. Basudev Nandy..... Complainant

vs

Baksi Orthopaedics Trauma & Rehabilitation Centre Pvt. Ltd..... Respondent/
Respondents

ORDER SHEET

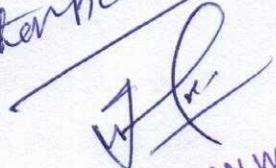
Office Note	Order No.	Date	Order
	1.	27/06/2019	<p>This case would pertain to medical negligence. A young man of 31 years succumbed to injury in a motor accident. As a pillion rider of a motor bike, he suffered acute leg injury. He was admitted to a private establishment at Burdwan. For better treatment, he was transferred to Kolkata and was admitted at the clinical establishment above mentioned. According to the treating Doctor, the surgical intervention was uneventful, however there had been complication at the post-op stage. Ultimately the patient was sent out side the State and his left leg was imputed. He is now physically handicapped to the extent 75%. The petitioner, the father of patient, would contend, it was sheer medical negligence of the orthopaedic surgeon being the treating Doctor who could not diagnose such complication, as a result the patient suffered infected gangrene. The petitioner is however not so critical as against the medical establishment. We do not find any specific negligence on that score. We permit the petitioner to approach the medical council as against the treating doctor. We also permit the petitioner to approach any other appropriate forum for appropriate compensation, including Motor Accident Tribunal. We also permit the petitioner to approach us again after disposal of the Medical Council proceedings, if initiated and if occasion so arises. The complaint is disposed of accordingly.</p>

Sd/-
Hon'ble Chairperson

Sd/-
Dr. Sukumar Mukherjee, Member

Sd/-
Dr. Makhan Lal Saha, Member

Sd/-
Dr. Madhusudan Banerjee, Member

Authenticated


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