

Office of the West Bengal Clinical Establishment Regulatory Commission

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Case Reference: NPG/2019/000711

Manas Dey..... Complainant

vs

Woodlands Multispeciality Hospital Limited.Respondent/ Respondents

ORDER SHEET

Office Note	Order No.	Date	Order
	2..	14/02/2020	<p>This complaint would pertain to medical negligence. It is a case of road traffic accident, where the complainant got femur head injury that according to him, could not be properly repaired by the concerned orthopaedic surgeon at the Clinical Establishment. The complainant was admitted in the Clinical Establishment for about a month. However, despite surgery he did not get the appropriate result. Moreover, he has got surgical complication from neurological point of view. Subsequently, he got the orthopaedic problem cured from other establishment. He has now filed a complaint as against the treating doctor before West Bengal Medical Council and the Clinical Establishment before us. We feel, unless and until the West Bengal Medical Council decides on the complaint made against the treating doctor we would not be in a position to deal with allegation</p>



as against the Clinical Establishment. We permit the complainant to have the complaint before the West Bengal Medical Council disposed of and in case he gets favourable response from the Council he would be at liberty to approach us again for appropriate compensation.

We are told, he has already approached the Consumer Forum. We do not make any comment on it at this stage.

The complaint is disposed of accordingly.

Before parting with, we are astonished to note the indifferent attitude of the Clinical Establishment. In course of hearing the complainant would contend, his mother was under treatment at the Clinical Establishment when the motor accident happened. Soon after his injury, he requested the Police Authority to get him admitted at the same establishment reposing confidence on them. He was there about a month. Fact remains, he could not be cured. A line of regret and/ or sorrow would have healed his annoyance that was conspicuously absent. The Clinical Establishment was represented by Mr. Ajay Singh, Manager, Statutory and Compliance. In deference to the desire of the Commission, he has already talked to his management. His management is , however, not willing to issue such

letter of regret to the complainant.

The concerned Advocate appears for Clinical Establishment would add, in case such letter is issued the same might be used by the complainant before any other forum for oblique purpose. We are unable to appreciate his apprehension. It is totally misconceived. However, we leave it to the wisdom of the establishment to take decision in this regard appropriately.

Sd/-

The Hon'ble Chairperson

Sd/-

Prof. (Dr.) Sukumar Mukherjee – Member

Sd/-

Prof. (Dr.) Madhusudan Banerjee – Member

Sd/-

Smt Madhabi Das - Member

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