

Office of the West Bengal Clinical Establishment Regulatory Commission
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Case Reference: INT/KOL/2022/220

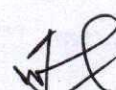
Mr. Basudeb Halder **Complainant**

VS

Orchid Nursing Home, CIT Road **Respondent/ Respondents**

ORDER SHEET

Office Note	Order No.	Date	Order
	1.	23/12/2022	<p>The complaint would relate to medical negligence.</p> <p>The complainant would contend, his wife was in constant touch with the concerned Gynaecologist for her second delivery. The concerned Gynaecologist did not conduct the delivery within the specified day. As a result, the patient became critical. She advised her to be admitted at Orchid Nursing Home. The complainant wanted to go to any higher setup like Fortis however, the concerned Gynaecologist declined. Ultimately, he had to admit his wife in this nursing home where the still born baby was delivered.</p> <p>The complainant approached us for appropriate relief as</p>



		<p>against the doctor as well as the concerned nursing home.</p> <p>The nursing home submitted their response. It reveals, it is a small nursing home run by Dr. Pandey, the husband of the concerned Gynaecologist. The concerned Gynaecologist was not attached with the hospital suggested by the complainant and as such she advised the patient to be admitted at the CE where she was working as Gynaecologist. According to the doctor, the patient did not visit the concerned Gynaecologist at the appropriate time although the foetus was not moving for last two days .The patient left the premises without clearing the bill.</p> <p>The complainant is present. He would contend, at the time of admission he deposited Rs. 5,000/-. Since the venture was unsuccessful as the patient delivered the still born baby he wanted to settle the bill and pray for discount that was not adhered to. In fact, the concerned Gynaecologist did not respond when he called her for appropriate financial relief by way of discount.</p> <p>We have considered the issue. Whether there was any</p>
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		<p>negligence on the part of the Gynaecologist, would be outside our domain. The complainant would be free to approach the appropriate authority on that score. In case he is successful therein he would be at liberty to approach us afresh.</p> <p>On the billing issue, we have examined the bill. A sum of Rs. 45,250/- was billed out of which the complainant already paid Rs. 5,000/- as admitted by Dr. Pandey.</p> <p>We feel, interest of justice would be sub-served if we settle the amount at Rs. 30,000/- and direct the complainant to pay the balance sum of Rs. 25,000/- in course of Tuesday next. Let him pay the money by account payee cheque to be deposited at our office. Dr Pandey would assure us, he would get it collected from our office as and when it is deposited.</p> <p>In case Dr. Pandey would receive the amount he must issue appropriate receipt as full and final settlement of the bill.</p> <p>Dr. Pandey would assure us, as soon as the money is</p>
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received he would withdraw the criminal complaint filed by him before the appropriate authority .

The complaint is disposed of.

Sd/-

The Hon'ble Chairperson

Sd/-

Prof. (Dr.) Sukumar Mukherjee – Member

Sd/-

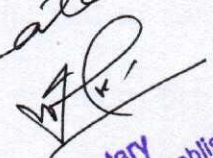
Prof. (Dr.) Makhan Lal Saha – Member

Sd/-

Dr. Maitrayee Banerjee – Member

Sd/-

Smt Madhabi Das – Member

Authenticated

Secretary
West Bengal Clinical Establishment
Regulatory Commission