

Office of the West Bengal Clinical Establishment Regulatory Commission

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Case Reference: INT/HGY/2023/059

Mr. Arnab Datta..... Complainant

vs

Medica Super Speciality Hospital..... Respondent/ Respondents

ORDER SHEET

Office Note	Order No.	Date	Order
	1.	03/05/2023	<p>The complaint would relate to medical negligence.</p> <p>Mr. Arnab Dutta, being the complainant, was working with the Medica. He was there for a considerable time. The instant complaint would relate to his mother's treatment. His mother had cardiac problem and was under constant check up of Dr. Biswakesh Majumder who diagnosed, the patient had some problem with pace maker. She was also having infection that had to be treated. Dr. Majumder advised the patient for hospitalisation. She was admitted at Medica three times apart from one OPD visit.</p> <p>Mr. Dutta would contend, every time whatever</p>

investigation done at Medica, had given the same result having the infection marker quite high yet, the same was not taken care of until January 11, 2023 when it was too late. The patient ultimately died on January 19, 2023.

Mr. Dutta would contend, he has no specific grievance as against the doctor or the hospital however, he wants to know why infection could not be taken care of in case of earlier admissions as well as review at the OPD.

We have heard the parties at length. Dr. Dilip Kumar, the concerned surgeon, is also present and he has assisted us giving the inputs of treatment that the patient was having.

We feel, interest of justice would be sub-served, if we direct the CE to constitute a medical board to remove the doubt of the complainant and answer his medical queries mentioned before us.

Needless to say, Dr. Dilip Kumar and Dr. Nandini

Biswas, the treating doctors, must be included in the medical board.

Mr. Dutta, the complainant, would also be entitled to take necessary assistance from any doctor of his choice who would also be present in the said board meeting. The entire medical board proceeding would be Video recorded, a copy of which would be shared by the CE with Mr. Dutta.

Even after the medical board proceedings in case the complainant is not satisfied he would be at liberty to approach appropriate authority questioning the treatment protocol.

We also grant liberty to him to approach us afresh in case he is successful therein.

The complaint is disposed of.

Sd/-
The Hon'ble Chairperson

Sd/-

Prof. (Dr.) Sukumar Mukherjee – Member

Sd/-

Dr. Maitrayee Banerjee – Member

Sd/-

Sri. Sutirtha Bhattacharya, IAS (Retd)- Member

Sd/-

Smt Madhabi Das – Member

Authentic
WBC
Secretary
West Bengal Clinical Establishment
Regulatory Commission