

Case Reference: INT/KOL/2023/084

Ms. Paromita Mallik Complainant

vs

Peerless Hospitex Hospital..... Respondent/ Respondents

ORDER SHEET

Office Note	Order No.	Date	Order
	1.	22/05/2023	<p>The complaint would relate to medical negligence. It appears that the concerned treating doctor was known to the patient. The complainant, the daughter of the patient who died during treatment, has a grievance, the concerned doctor was “over friendly” and took all decisions by himself without proper counselling of the patient relatives and without following the established procedure.</p> <p>The complainant has grievance as against the CE on two counts. Firstly, they did not discharge their responsibility to see that the concerned treating doctor would follow the establish norms and procedure required for the treatment and secondly, the CE failed to furnish all medical records pertaining to the treatment protocol.</p>



We have heard the complainant as also Dr. Sudipta Mitra, representing the CE.'

The second grievance as against the CE has already been redressed. The complainant would admit, she has got all medical records from the CE after our intervention.

On the first issue, we would feel, once the medical negligence is established before an appropriate authority fixing the responsibility of the concerned treating doctor it would be apt for us to consider the hospital negligence.

We thus grant liberty to the complainant to approach the West Bengal Medical Council as against the treating doctor. In case she is successful therein, she would be at liberty to apply afresh before us.

The complaint is disposed of accordingly.

Sd/-

The Hon'ble Chairperson

Sd/-

Prof. (Dr.) Sukumar Mukherjee – Member

Sd/-

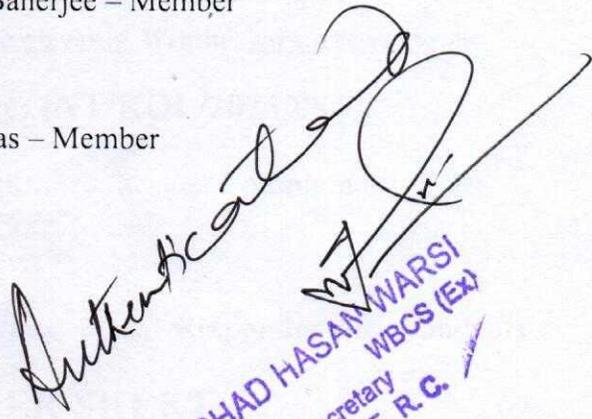
Prof. (Dr.) Makhan Lal Saha – Member

Sd/-

Dr. Maitrayee Banerjee – Member

Sd/-

Smt Madhabi Das – Member



ARSHAD HASAN WARSI
Secretary
W.B.C E.R.C. (Ex)

AL