

Office of the West Bengal Clinical Establishment Regulatory Commission

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Case Reference: INT/KOL/2023/087

Mr. Dipankar Pal Complainant

vs

Medica Hospital..... Respondent/ Respondents

ORDER SHEET

Office Note	Order No.	Date	Order
	1.	05/06/2023	<p>This complaint would principally relate to medical negligence. A critically old patient of 79 years old having carcinoma followed by surgical intervention, was admitted at the CE. His health condition did not permit chemo therapy. There are other issues for which four different teams of doctors; Nephrologist, Gastroenterologist, Critical Care and Neurology were engaged. There had been two medical boards in which the four teams duly explained the treatment protocol to the complainant. They also advised the prognosis as guarded. Despite best efforts, the patient breathed his last at the CE.</p> <p>The complainant, being the son of the diseased</p>

patient, would however, not happy with the treatment.

We direct the CE to share all medical records with the complainant within the week from date.

The CE has shared the medical board decisions where we find, the complainant was present and he signed the minutes of the proceedings.

The complainant would also have a grievance that the patient was not treated at ICU. Such assertion has been strenuously disputed by Mr. Dasora representing CE. The complainant however admits, the patient was on ventilation at the time of death he was in room no 502 which the CE would describe as a ICU bed.

We give credence to what CE would say as it is not possible for the treating team to ventilate a patient without having him admitted at the ICU.

The complainant would also contend, the patient was supposed to be discharged on April 21, 2023. However, they did not discharge him. The CE would admit, he was planned for discharge however, such plan could not be

implemented as patient condition deteriorated.

We thus dispose of the complaint by granting liberty to the complainant to approach the appropriate authority on medical issues. If he is successful therein he would be at liberty to approach us for appropriate against the CE.

The complaint is disposed o 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

Authenticated
S. P. M.
13/06/2023.

Secretary
West Bengal Clinical Establishment
Regulatory Commission