

BIHAR HUMAN RIGHTS COMMISSION

9, Bailey Road, Patna

File Nos. BHRC/Comp. 898/12

Case of Vipul Anand: (Case of negligence)

9.6.2015

Petitioner present. Counsel for the Meera Hospital Mr. Vinay Prakash Mishra present.

This is a complaint against Ishwar Dayal Hospital whose name has subsequently been changed to Meera Hospital. It appears that hospital was being run by some doctors under the name and title of Ishwar Dayal Hospital till 1st December, 2011. Thereafter, the hospital was closed and from March, 2012 Meera Hospital came into being with same set of owners.

The petitioner suffered an accident on 10.10.2011 and was admitted in the hospital for treatment, according to the hospital, petitioner was treated by Dr. R.K. Bhatt. This is disputed by the petitioner who submits that the treatment was actually given by a compounder. As a result of accident and treatment, the petitioner lost fingers of both feet and it has created a permanent disability to the petitioner. Certain opinions were taken from the doctors and report of medical board was also sought by the Commission.

As the board has given its observations and opinion with regard to the matter the Commission would not like to comment on the report of the Board as it will be fair to have this report analyzed by expert committee. The Medical Council of Bihar is an expert committee in the matter and therefore, the matter is referred to Medical Council of Bihar who shall consider all aspects of the matter and dispose of the matter, in accordance with law. The

petitioner has already filed a case for compensation before the Consumer Forum which is pending. The disposal of this case by the Commission will have no bearing on the cases pending before the Consumer Forum.

With these observations, the matter is disposed of.

Copy of this order be sent to Medical Counsel of Bihar and petitioner shall furnish the requisite details to the Medical Counsel.

(Justice Bilal Nazki)
Chairperson