DMC/DC/F.14/Comp.2120/2/2024/ 21st March, 2024

**O R D E R**

The Delhi Medical Council through its Disciplinary Committee examined a complaint of Shri Rituraj Sharda, r/o A-166, MIG, Brij Vihar, Ghaziabad, UP, alleging professional misconduct on the part of Dr. Anita Khurana Chauhan r/o A-45, First Floor, Ashok Vihar Phase-I, New Delhi-110027 in the treatment administered to complainant at Clinic Elegance 13, Kapil Vihar, 2nd Floor, Pitampura, Opp. Metro Pillar349, Delhi-110034.

The Order of the Disciplinary Committee dated 21st December, 2023 is reproduced herein-below:-

The Disciplinary Committee of the Delhi Medical Council examined a complaint of Shri Rituraj Sharda, r/o A-166, MIG, Brij Vihar, Ghaziabad, UP(referred hereinafter as the complainant), alleging professional misconduct on the part of Dr. Anita Khurana Chauhan r/o A-45, First Floor, Ashok Vihar Phase-I, New Delhi-110027 in the treatment administered to complainant at Clinic Elegance 13, Kapil Vihar, 2nd Floor, Pitampura, Opp. Metro Pillar349, Delhi-110034.

The Disciplinary Committee perused the complaint, written statement of Dr. Anita Khurana Chauhan and other documents on record.

The following were heard in person :-

1) Shri Rituraj Sharda Complainant

2) Dr. Anita Khurana Chauhan Consultant, Clinic Elegance

The complainant Shri Rituraj Sharda alleged that he visited the Clinic Elegance (run by Dr. Anita Khurana Chauhan) situated at GC III, First Floor, Gold Crest Tower, Aditya Mega City, Vaibhav Khand, Indirapuram, Ghaziabad - 201014 for getting treatment of hair fall and met Dr. Anita Khurana Chauhan there. After prescribing medicine for hair fall, Dr. Anita Khurana Chauhan induced him to take sliming treatment. On inquiry by him regarding the risk involved in the said treatment, Dr. Anita Khurana Chauhan replied that there was nothing to worry and falsely represented herself to be MBBS and MD degree holder and specially trained and qualified in the field of hair transplant, skin, laser treatment and cosmetics and further told that all other doctors working with her are also specially qualified and working in hospitals of high sature like B.L. Kapoor Hospital and falsely represented herself to be super specialist in all the above said fields and referred to Amit(Manager) for information regarding payment, etc. Shri Amit told him regarding the rate of different packages, being offered by Dr. Anita Khurana Chauhan / Clinic Elegance and further told that if he (the complainant) would get the billing from Pitampura head office, expenses would be lesser because the Indirapuram Clinic is in partnership and is more expensive than Pitampura Clinic and further assured that the treatment can be taken at any centre ofClinic Elegance. Believing the information given by Dr. Anita Khurana Chauhan and Shri Amit, the complainant visited the Clinic Elegance, Pitampura and made the payment of entire billing amount, i.e., Rs.17,500/- through cheque. Dr. Anita Khurana Chauhan provided one pamphlet and scratch coupon (for future use). He was informed that the treatment would start after encashment of the cheque; hence, after encashment of cheque, he again visited the Clinic Elegance, Pitampura for the treatment and met Dr. Anita Khurana Chauhan and Shri Amit again. Shri Amit accompanied him (the complainant) in a room and got him laid there on a bed and applied something like gel on the stomach of the complainant and brought one machine. After some-time, Dr. Anita Khurana Chauhan came and started giving treatment by the said machine. He felt tremendous pain, irritation and heart sinking and immediately complained to Dr. Anita Khurana Chauhan regarding the same. Dr. Anita Khurana Chauhan after discussing the issue with one Dr. Ajay, stopped the treatment and instructed him (the complainant) to take some rest and provided water to him. When after taking rest for the some-time, he felt some relaxation, Dr. Anita Khurana Chauhan again instructed to start the treatment but he, due to the said horrible experience, did not want further treatment. After few days, he again visited the Clinic Elegance, Pitampura and requested to return his money because due to the treatment given by Dr. Anita Khurana Chuhan, which caused immense pain to him and had to stop in between and further harassment by Dr. AnitaKhurana Chauhan, he was very much scared and did not want further treatment. He visited Clinic Elegance, Pitampura two-three times for refund of amount but all the times, the staff present at the Clinic Elegance, Pitampura kept on lingering on the matter on one pretext or the other. He tried to obtain information regarding Dr. AnitaKhurana Chauhan and found from the website of the Delhi Medical Council that neither Dr. Anita Khurana Chauhan is M.D. nor she has any qualification regarding hair transplant, skin, laser treatment or cosmetic and it was also revealed that the Delhi Medical Council vide order dated 01.09.2016,had removed the name of Dr. AnitaKhurana Chauhan from the State Medical Register of the Delhi Medical Council for 30 days due to administering treatment beyond her competence and for violation of provision of the Regulation 1.4.2 of the Indian Medical Council (Professional Conduct, Etiquette and Ethics), Regulation, 2002 and further advised to refrain from transgressing in medical specialty, which is beyond her competence and to confine herself to the field of gynaecology but Dr. Anita Khurana has not refrained herself from transgressing in medical specialty even continuing to claim to be M.D. and inducing the bonafide patients to part with their money on the basis of such false claims and is putting the life of patients in danger. Dr. AnitaKhurana Chauhan has got published the degree of M.D. with her name not only on her letter head but on other documents and on internet also, Dr. AnitaKhurana Chauhan is claiming herself not only to be M.D. but hair transplant surgeon inter alia other false claims like having special qualification, expertise, super speciality in the field of laser, cosmetics, skin treatment, etc. In this fashion, Dr. Anita Khurana Chuhan is cheating and defrauding the public at large and bonfide patients and playing with the life of patients.

Dr. Anita Khurana Chauhan, Consultant, Clinic Elegance in her written statement averred that the complainant Shri Rituraj Sharda came to her Pitampura Centre and falsely alleged that he is residing at Rohini and expressed his desire to take hair transplant treatment from their centre. He was satisfied by her staff that his treatment shall be accorded by the expert specialistand her staff also gave him their contact numbers. After he got complete satisfaction, he gave a cheque of Rs. l7,500/- for sliming treatment and her staff said that the treatment would begin after encashment of cheque. The complainant’s cheque was encashed and her staff asked him to take the treatment telephonically continuously but he kept on delaying the treatment, by saying that he is out of Delhi and take the treatment on returning to Delhi. After one-two months when her staff persuaded him to take the treatment, he said that he has shifted to South Delhi and, therefore, he cannot come to Pitampura Clinic. Her manager Shri Amit told him (the complainant) that they had a centre at G.K., so he could take the treatment there. He agreed to take the treatment at GK and her manager gave him (the complainant) the complete address and phone number of her G.K. Centre. But the complainant never came for the treatment at G.K. Centre. After few months, she was surprised to know that the he (the complainant) lodged false and frivolous complaint against her G.K. Police Station. The complaint at G.K. Police Station was transferred at Ghaziabad, as the officials said that the cause of action arose at Ghaziabad. The complaint is liable to be dismissed, as the complainant has levied false allegation on her that she is not MD degree holder but certificate clearly reveals that she is a valid degree holder from University of Seychelles dated 06thApril 2009 and she never presented as hair transplant surgeon, skin laser specialist but her website also display that([www.clinicelegance.net](http://www.clinicelegance.net)). She hasteam of the doctors, two dermatologist and two plastic surgeons, working with her and she is Medical Director of Clinic Elegance.

On being shown the prescription of Clinic Elegance, which is undated and also does not have the name of any patient (the complainant has produced the said prescription, claiming that the same was issued to him), Dr. Anita Khurana Chauhan admitted that the same was in her hand writing.

In view of the above, the Disciplinary Committee makes the following observation :-

1. It is observed that the Shri Rituraj Sharda, 35 years old male sought the treatment at Clinic Elegance for hair fall. The complainant was prescribed nutritional supplements and topical serum preparations, which is not a specific treatment.
2. It is noted that Dr. Anita Khurana Chauhan is registered with the Delhi Medical Council under Registration No.1481 with the qualifications of M.B.B.S., University of Delhi, 1996 and Diploma in Gynaecology and Obstetrics, RashtrasantTukadoji Maharaj Nagpur University, 2004; hence, she is not qualified to administer cosmetology or dermatology related treatment.
3. It is noted that in the various prescriptions of Dr. Anita Khurana Chauhan, there was no mention of dates, diagnosis, duration of the treatmentand without mentioning the signature and registration number.
4. It is further noted that the complainant has submitted various prescriptions and copy of webpages of various websites where Dr. Anita Khurana Chauhan is shown to be a dermatologist, cosmetologist, hair transplant surgeon and further, her qualification are mentioned as M.B.B.S., M.D. Dermatology, PG Diploma in Clinical Cosmetology (PGDC), fellowship in Minimal Access Surgery, Training Certificate in hair transplant; the same have been suffixed just to create a false impression in the mind of general public that she is a holder of such post-graduate qualifications, which apparently, she is not. This practice is not only misleading but amounts to misrepresentation also. This act of Dr. Anita Khurana Chauhan is in violation of the Regulation 1.4.2 of the Indian Medical Council(Professional Conduct, Etiquette and Ethics), Regulations, 2002 which mandate that “*physicians shall display as suffix to their names only recognized medical degrees or such certificates/diplomas and memberships/honours which confer professional knowledge or recognizes any exemplary qualification/achievements.”*

In light of the observations made herein-above, the Disciplinary Committee, therefore, recommends that name of Dr. Anita Khurana Chauhan (Delhi Medical Council Registration No.1481) be removed for a period of 180 days from the State Medical Register of the Delhi Medical Council. Dr. Anita Khurana Chauhan is directed to refrain from transgressing in medical speciality, which is beyond her competence and to confine herself to the field of gynaecology in which she is qualified and trained.

Complaint stands disposed.

Sd/: Sd/: Sd/:

(Dr. Maneesh Singhal) (Dr. Satish Tyagi) (Dr. Archana Singal)

Chairman, Delhi Medical Association, Expert Member,

Disciplinary Committee Member, Disciplinary Committee

 Disciplinary Committee

The Order of the Disciplinary Committee dated 21st December, 2023 was confirmed by the Delhi Medical Council in its meeting held on 21st February, 2024.

The Council further confirmed the punishment of removal of the name of Dr. Anita Khurana Chauhan (Delhi Medical Council Registration No.1481) for the period of 180 days from the State Medical Register of the Delhi Medical Council awarded by the Disciplinary Committee with a direction to her to refrain from transgressing in medical speciality, which is beyond her competence and to confine herself to the field of gynaecology in which she is qualified and trained.

The Council further observed that the Order directing the removal of name from the State Medical Register of Delhi Medical Council shall come into effect after 60 days from the date of the Order.

This observation is to be incorporated in the final Order to be issued. The Order of the Disciplinary Committee stands modified to this extent and the modified Order is confirmed.

 By the Order & in the name of

 Delhi Medical Council

 (Dr. Girish Tyagi)

 Secretary

Copy to :-

1. Shri Rituraj Sharda, S/o Shri Vijay Sharda, Amrican Fitness and Sports, UG-1, Devika Tower, Chander Nagar, Ghaziabad-201011.

1. Dr. Anita Khurana Chauhan, House no. 703, Tower-7, Star Court, Jaypee Greens, Greater Noida, Uttar Pradesh-201310.
2. Ethics & Registration Medical Board, National Medical Commission, Pocket-14, Sector-8, Dwarka, New Delhi-110077-w.r.t. letter No.MCI-211(2)(Gen.)/2018-Ethics/108968 dated 15.05.2018 (**Dr. Anita Khurana Chauhan is also registered with the erstwhile Medical Council of India under registration No.15326 dated 19.08.1996)-for information & necessary action.**

 (Dr. Girish Tyagi)

 Secretary