DMC/DC/F.14/Comp.1496/2/2020 26th May, 2020

**O R D E R**

**The Delhi Medical Council through its Disciplinary Committee examined a** representation from Police Station Dabri, New Delhi, seeking medical opinion on a complaint of Smt. Chitra Tomar, Flat No.3/101, Bevarly Park, Plot No.-2, Dwarka, New Delhi-110075, alleging medical negligence on the part of doctors of Shri Dada Dev Matri Avum Shishu Chikitsalaya, Govt. of NCT of Delhi, Dabri, New Delhi-110045, in the treatment administered to the complaint Smt. Chitra.

The Order of the Disciplinary Committee dated 16th March, 2020 is reproduced herein-below :-

**The Disciplinary Committee of the Delhi Medical Council examined a** representation from Police Station Dabri, New Delhi, seeking medical opinion on a complaint of Smt. Chitra Tomar, Flat No.3/101, Bevarly Park, Plot No.-2, Dwarka, New Delhi-110075, alleging medical negligence on the part of doctors of Shri Dada Dev Matri Avum Shishu Chikitsalaya, Govt. of NCT of Delhi, Dabri, New Delhi-110045, in the treatment administered to the complaint Smt. Chitra.

The Disciplinary Committee perused the representation from Police, copy of complaint of Shri. Suraj, joint written statement of Dr. Deepmala Kaul, Dy. Medical Superintendent (Medical) and Dr. Nisha Yadav of Shri DadaDev Matri Avum Shishu Chikitsalaya, medical records of Shri DadaDev Matri Avum Shishu Chikitsalaya and Flex Medical Centre and other documents on record.

The following were heard in person :-

1. Dr. Nisha Rani Yadav Specialist & Incharge, Obst. & Gynae.

 Department, Shri Dada Dev Matri Avum

 Shishu Chikitsalaya

1. Dr. Deep Mala DMS, Shri Dada Dev Matri Avum Shishu

 Chikitsalaya

The Disciplinary Committee noted that notice sent to the complainant Smt. Chitra Tomar returned undelivered in the office of the Delhi Medical Council with noting from the postal department ‘incomplete address’. The Disciplinary Committee further noted that Dr. Preeti Garbyal failed to appear before the Disciplinary Committee, insptie of notice.

Dr. Deep Mala, DMS, Shri Dada Dev Matri Avum Shishu Chikitsalaya stated that the complainant Smt. Chitra Tomar has written a letter dated 9th May, 2019 to DCP, District, South West, New Delhi to withdraw her FIR and not to initiate any legal action against Dr. Nisha Rani Yadav and Dr. Preeti Garbyal.

The Disciplinary Committee observed that in view of the fact the complainant herein Smt. Chitra Tomar as per her letter 9th May, 2019 has reached a settlement/compromise and want to seek withdrawal of her complaint/FIR; no further action is warranted in this matter, and the complaint stands dismissed as withdrawn.

Complaint stands closed.

Sd/: Sd/:

(Dr. Subodh Kumar), (Dr. Ashwini Dalmiya)

Chairman, Delhi Medical Association,

Expert Member, Disciplinary Committee

Sd/: Sd/:

(Dr. Ashok Kumar) (Dr. Sunil Kumar Puri)

Expert Member Expert Member,

Disciplinary Committee Disciplinary Committee

The Order of the Disciplinary Committee dated 16th March, 2020 was confirmed by the Delhi Medical Council in its meeting held on 20th March, 2020.

 By the Order & in the name

 of Delhi Medical Council

 (Dr. Girish Tyagi)

 Secretary

Copy to:-

1. Smt. Chitra Tomar, W/o Shri Virender Tomar, r/o Flat No.3/101, Bevarly Park, Plot No.2, Sector-23, Dwarka, New Delhi-110075.
2. Dr. Nisha Rani Yadav, Through Medical Superintendent, Shri Dada Dev Matri Avum Shishu Chikitsalaya, Govt. of NCT of Delhi, Dabri, New Delhi-110045.
3. Dr. Preeti Garbyal, Through Medical Superintendent, Through Medical Superintendent, Shri Dada Dev Matri Avum Shishu Chikitsalaya, Govt. of NCT of Delhi, Dabri, New Delhi-110045.
4. Medical Superintendent, Through Medical Superintendent, Shri Dada Dev Matri Avum Shishu Chikitsalaya, Govt. of NCT of Delhi, Dabri, New Delhi-110045.
5. SHO, Police Station Dabri, New Delhi-110045-w.r.t. letter Despatch No.215, date 30/01/15, Police Station Dabri N.D.-**for information**.

 (Dr. Girish Tyagi) Secretary