



Delhi Medical Council

368, 3rd Floor, Pathology Block,
Maulana Azad Medical College,
Bahadur Shah Zafar Marg,
New Delhi-110002

DMC/DC/14/2/Comp. 193/2006/

27th March, 2006

Shri S.S. Sethi
B-9/3-B, Ashok Vihar,
Phase – III,
Delhi

Complainant

Vs.

1. Dr. Vinay Goyal
Through Medical Superintendent
Max Hospital
HB Twin Towers,
Near TV Tower, Pitampura,
Wazirpur District Centre
New Delhi – 110 034

Respondents

2. Medical Superintendent
Max Hospital
HB Twin Towers,
Near TV Tower, Pitampura,
Wazirpur District Centre
New Delhi – 110 034

ORDER

The Delhi Medical Council examined a complaint of Shri S.S. Sethi, alleging medical negligence on the part of Respondents 1 & 2, in the treatment administered to complainant's daughter Late Jasleen Kaur (Regn. No. 117812, IPD-4041), resulting in her death on 21.9.2004 at AIIMS, where she was subsequently shifted. The Delhi Medical Council perused the complaint, joint reply of Respondent 1 & 2, medical records of Max Hospital and AIIMS, other documents on record and heard the following in person :-

- 1) Shri S.S. Sethi
- 2) Dr. Vinay Goyal Consultant, Internal Medicine, Max Hospital
- 3) Dr. H.P. Singh Medical Superintendent, Max Hospital

Contd/-

Briefly stated the facts of the case are that the patient was admitted with a history of fever and loose motions for one week following which she was admitted in the said Hospital on 14th August, 2004 under Dr. Vinay Goel. She was prescribed broad spectrum antibiotics. On 18th August, 2004 the patient's general condition worsened. She developed severe breathlessness and was shifted to ICU. Subsequently she had a cardiac respiratory arrest. The patient was immediately resuscitated and revived. She was put on mechanical ventilation. For next 10 days, she gradually improved and a decision to wean off the ventilator was made.

On 21st September, 2004 the patient was put on ventilatory support with BIPAP mode ventilation. A decision to shift the patient to AIIMS was made on 21.9.2004. The patient expired on the same day at AIIMS.

It is alleged that the patient's family was not kept informed about the condition of the patient during admission. As per medical records of the said Hospital on 18.8.2004, there is a note in the physician's notes signed by the complainant where it is mentioned that the critical condition of the patient has been explained to the complainant and that he in fact had given consent for elective ventilation. It is also observed from the medical records that from time to time the Hospital authorities have explained poor prognosis of the patient's condition to the patient's family.

The complainant also alleges that Respondent No. 2 insisted upon the patient to be shifted to AIIMS. The same was denied by Respondent 1 & 2. As per the consent to transfer document of the said Hospital, it was on the request of the patient's family that the patient was shifted to AIIMS.

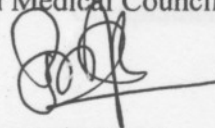
The complainant further alleges that Respondent 1 & 2 acted negligently in the treatment administered to the patient. It is observed that line of treatment administered in the present case was in accordance with the accepted professional practices in such cases.

Contd/-

In view of the above, it is the decision of the Delhi Medical Council that no medical negligence can be attributed on the part of Respondent 1 & 2 in the treatment administered to late Jasleen Kaur.

Complaint stands disposed.

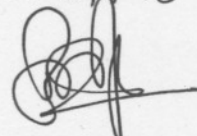
By the order of and in the name of
Delhi Medical Council



(Dr. R.N. Baishya)
Registrar

Copy to :-

- 1) Shri S.S. Sethi, B-9/3-B, Ashok Vihar, Phase - III, Delhi 21793
- 2) Dr. Vinay Goyal, Through Medical Superintendent, Max Hospital, HB Twin Towers, Near TV Tower, Pitampura, Wazirpur District Centre, New Delhi- 110 034 21794
- 3) Medical Superintendent, Max Hospital, HB Twin Towers, Near TV Tower, Pitampura, Wazirpur District Centre, New Delhi - 110 034 21795



(Dr. R.N. Baishya)
Registrar

ORDER

The Delhi Medical Council examined a complaint of Shri S.S. Sethi, alleging medical negligence on the part of Respondent 1 & 2, in the treatment administered to complainant's daughter Late Jasleen Kaur (Case No. 117812/1912-4041), resulting in her death on 21.9.2004 at AIIMS, where she was subsequently buried. The Delhi Medical Council perused the complaint, joint reply of Respondent 1 & 2, medical records of Max Hospital and AIIMS, other documents on record and found the following in person :-

1) Shri S.S. Sethi

2) Dr. Vinay Goyal, Consultant, Internal Medicine, Max Hospital

3) Dr. H.P. Singh, Medical Superintendent, Max Hospital

Comd/-