DMC/DC/F.14/Comp.2502/2/2018/ ­ 23rd October, 2018

**O R D E R**

The Delhi Medical Council through its Executive Committee examined a complaint of Shri. Radha Kishan, r/o House No. 1100, Harsharan Niwas, Railway Road, Shahdara, Delhi-110032, alleging medical negligence on the part of doctors of North Delhi Nursing Home Pvt. Ltd, 3, Community Centre-II, Phase-II, Ashok Vihar, Delhi-110052, in the treatment administered to complainant.

The Order of the Executive Committee dated 11th October, 2018 is reproduced herein-below:

“The Executive Committee of the Delhi Medical Council examined a complaint of Shri. Radha Kishan, r/o House No. 1100, Harsharan Niwas, Railway Road, Shahdara, Delhi-110032,(referred hereinafter as the complainant) alleging medical negligence on the part of doctors of North Delhi Nursing Home Pvt. Ltd, 3, Community Centre-II, Phase-II, Ashok Vihar, Delhi-110052,(referred hereinafter as the said Hospital) in the treatment administered to complainant.

The Executive Committee perused the complaint, joint written statement of Dr. Sanjay Gupta, Dr. S.P. Gupta Medical Superintendent of North Delhi Nursing Home Pvt. Ltd, copy of medical records of North Delhi Nursing Home Pvt. Ltd and other documents on record.

The Executive Committee observes that the complainant in his complaint has mentioned that he sustained injury on 24.04.2017 resulting in fracture of right hand. Complainant’s consulted doctors at Guru Teg Bahadur hospital on 01.05.2017 and was diagnosed to have closed segmental fracture right humerus due to RTA seven days ago. He consulted North Delhi Nursing Home Pvt Ltd on 1.5.2017 where the same diagnosis of segmental fracture right humerus was made. He was given intravenous antibiotics Inj Lactagard 1.4 mg bd and Inj Amikacin 500 bd on 1.5.17 and was operated on 3.5.17 and ORIF with 10 holes Philos plate was used to stabilize the fracture. The duly signed operative consent form records the said procedure along specific complication of infection, non union, implant failure and blood loss. Post operatively he was continued on intravenous antibiotics. He was discharged on 07.05.2017. Hospital records of North Delhi Nursing Home Pvt Ltd. On 26.5.2017 at 8.30 pm show that he came for follow up 24 days after operation, as against the advise on discharge for stitch removal after 2 weeks of operation and change of dressing after 1 week of operation. On this visit, serosanguinous discharge was seen from the wound. The stitches were removed, all discharge removed and ASD done and discharge sent for c/s and patient was advised for wound lavage and iv antibiotics (Inj Tazox and Amikacin).Hospital records of North Delhi Nursing Home Pvt Ltd show admission record on 26.5.17 at 8.15 pm and discharge details shows LAMA on 26.5.17 at 8.40 pm. Records also show that the complainant refused investigations on 26.5.17 (Hemogram, LFT,KFT, Urine R/M and CRP). Subsequently the complainant got implant removal done on 10.1.18 recorded by a certificate from City Hospital and Trauma Centre, East Gokul Pur. He also visited Guru Teg Bahadur hospital on 27.3.18 with no available x rays.

From the sequence of events, it is documented that the complainant had closed segmental fracture of right humerus for which he underwent surgical procedure of internal fixation. Patient gave consent of surgery which mentions the likely complications. He was given pre and post op antibiotics for a standard surgical procedure of plating of humerus fracture. Plating or intramedullary nails are both standard treatment of fixation of humerus fracture. It is to be noted that the complainant reported late for suture removal(24 days instead of 2 weeks) and went LAMA having refused investigations, antibiotic therapy and wound lavage when serosanguinous discharge was noted, at the time he reported for delayed suture removal.

In view of the observation made hereinabove, it is, therefore, the decision of the Executive Committee that the Shri. Radha Kishan was treated as per accepted professional practices in such cases by the doctors of North Delhi Nursing Home Pvt. Ltd and primafacie no case of medical negligence is made out on the part of doctors of North Delhi Nursing Home Pvt. Ltd.

Complaint stands disposed.”

Sd/: Sd/: Sd/:

(Dr. Arun Kumar Gupta) (Dr. Vinay Aggarwal) (Dr. Satendra Singh)

Chairman, Member, Member,

Executive Committee Executive Committee Executive Committee

Sd/:

(Dr. Sumit Sural)

Expert Member

Executive Committee

The Order of the Executive Committee dated 11th October, 2018 was confirmed by the Delhi Medical Council in its meeting held on 18th October, 2018.

By the Order & in the name of Delhi Medical Council

(Dr. Girish Tyagi)

Secretary

Copy to:-

1. Shri. Radha Kishan, r/o House No. 1100, Harsharan Niwas, Railway Road, Shahdara, Delhi-110032.
2. Medical Superintendent, North Delhi Nursing Home Pvt. Ltd., 3, Community Centre-II, Phase-II, Ashok Vihar, Delhi-110052- For information.

(Dr. Girish Tyagi)

Secretary