


21st February, 2024

Minutes of the Delhi Medical Council meeting held on 21st February, 2024 in Conference Room, Ground Floor, B-Wing, Block-1, DMRC IT Park, Shastri Park, New Delhi-110053, is placed opposite for your kind perusal.



President, DMC



(Dr. Girish Tyagi)
Secretary, DMC

Minutes of the Council meeting of the Delhi Medical Council held on 21st February, 2024 in Conference Room, Ground Floor, B-Wing, Block-1, DMRC IT Park, Shastri Park, New Delhi-110053.

A meeting of the Delhi Medical Council was convened 21st February, 2024 for 2.30 p.m. in Conference Room, Ground Floor, B-Wing, Block-1, DMRC IT Park, Shastri Park, New Delhi-110053.

The following were present:-

1. Dr. Arun Gupta	President
2. Dr. Naresh Chawla	Vice-President
3. Dr. Raghav Aggarwal	Member
4. Dr. Manish Narang	Member
5. Dr. Manish Kumath	Member
6. Dr. Mridu Dudeja	Member
7. Dr. Vijay Dhankar	Member
8. Dr. Saudan Singh	Member
9. Dr. Ashwini Dalmiya	Member
10. Dr. Ashwani Goyal	Member
11. Dr. Sunita Kalra	Member
12. Dr. Vandana Bagga	Member

The following member could not attend the meeting :-

1. Dr. Narendra Saini	Member
2. Dr. P.N. Pandey	Member
3. Dr. N.N. Mathur	Member
4. Dr. Maneesh Singhal	Member
5. Dr. Sumit Arora	Member
6. Dr. Rajeev Sood	Member
7. Dr. Sushil Kumar	Member
8. Dr. Harish Gupta	Member
9. Dr. Prem Kumar Aggarwal	Member
10. Dr. Rakesh Kumar Gupta	Member
11. Dr. Anil Kumar Bhalla	Member
12. Dr. Pankaj Solanki	Member
13. Dr. Subhash Aggarwal	Member

The following agenda was discussed:-

1. Minutes of the meeting held on 08th December, 2023.

The minutes of the Council meeting held on 08th December, 2023 were circulated to all the members present, for information.

2. Action taken report of minutes of the meeting held 08th December, 2023.

Action taken reports, which were circulated to all the members present, were approved. The same are appended herewith as **Annexure 'A'**.

3. To discuss cases of medical negligence and unethical conduct.

- (i) The Order of the Executive Committee in Complaint No. 3456 of Smt. Mohini w/o Shri Jitender Kumar r/o Dairy No. 33A Madanpur Khadar, Sarita Vihar, New Delhi-110044, alleging medical negligence on part of Dr. Naheed Khan Fajar Guest House, Opp. B-1, Nizamuddin West New Delhi-110013, in the treatment of complainant, resulting in delivery of still birth baby, was confirmed by the Delhi Medical Council.
- (ii) The Order of the Executive Committee in complaint No. 3302 of Shri Apoorva Harlalka, r/o- Tower G6, 601, Nirala Greenshire, Greater Noida, West U.P 201307, forwarded by the Directorate General of Health Services, Govt. of NCT of Delhi, alleging medical negligence on the part of doctors of BLK Hospital, Pusa Road, New Delhi-110005, in the treatment administered to the complaint's brother Shri Anmol Harlalka, resulting in his death, was confirmed by the Delhi Medical Council.
- (iii) The Order of the Executive Committee in complaint No.3326 of Shri Abhishek Kaushik, r/o- House No. 1198, Near Vidhya Sagar High School, Parwaiya Colony, N.I.T Faridabad, Haryana-121005, forwarded by Office of the Deputy Commissioner of Police, South Distt., Hauz Khas New Delhi, alleging medical negligence on the part of doctors of Max Smart Super Specialty Hospital, Mandir Marg, Press Enclave Road, Saket, New Delhi-110017, in the treatment administered to complainant's mother Smt. Sumitra Devi, resulting in her death, was confirmed by the Delhi Medical Council.
- (iv) The Order of the Executive Committee in complaint No.3279 of Shri Gurmeet Singh Ahuja, A-5, Cosy Apartments, Plot No.20, Sector No.9, Rohini, Delhi-110085, alleging medical negligence on the part of Dr. Nityanand Tripathi, Dr. Rashi Khare and Max Super Speciality Hospital, FC-50, C & D Block, Shalimar Bagh, Delhi-110088, in the treatment

administered to the complainant's daughter late Jasmeet Kaur Ahuja, resulting in her death on 25.04.2019, was confirmed by the Delhi Medical Council.

- (v) The Order of the Executive Committee in complaint No.3315 of Smt Minakshi Soni w/o Shri Shambhu Soni, r/o- 14/35, 3rd Floor, Shakti Nagar, Delhi, forwarded by the Dy. Commissioner of Police, Central District, Delhi-110002, alleging medical negligence on the part of doctors of Sir Ganga Ram Hospital, in the treatment administered to complainant's husband Shri. Shambu Soni, resulting in his death on 24.04.2021, was confirmed by the Delhi Medical Council.
- (vi) The Order of the Executive Committee in complaint No.3110 of Shri Pradeep Kumar Sharma, 5G-16 NIT Faridabad, alleging medical negligence on the part of Dr. Amit Jain of Max Super Specialty Hospital, Patparganj, New Delhi-110092, in the treatment administered to complainant's wife Smt. Poonam Sharma, resulting in her death, was confirmed by the Delhi Medical Council.
- (vii) The Order of the Executive Committee in complaint No.3568 of Shri Shri Sheetla Prasad Singh House No. 215, New Lahore Colony, Gali No. 5, Shastri Nagar, Delhi-110031, alleging medical negligence on the part of doctors of Max Hospital Patparganj, Delhi, in the treatment of complainant's son Shri Satyam Singh, resulting in his death on 11.03.2022, was confirmed by the Delhi Medical Council.
- (viii) The Order of the Executive Committee in complaint No.3401 a representation from police station Hauzkhas seeking medical opinion on a complaint of Shri Ravinder Singh r/o Y-77, Hauz Khas, New Delhi-110016, alleging medical negligence on the part of doctors of All India Institute of Medical Science Ansari Nagar, New Delhi-110029, in the treatment of complainant's mother Smt. Amarjeet Kaur, resulting in her death on 04.06.2020, was confirmed by the Delhi Medical Council.
- (ix) The Order of the Executive Committee in complaint No.3953 an Order dated 06.10.2023, in the matter titled State Vs Basant Ram (SC/425/2020) passed by the Hon'ble Court of Additional Sessions Judge, South West Dwarka Court, wherein certain observations have been made in regard to preparation of medical report by Dr. Sneha Dass, was confirmed by the Delhi Medical Council.
- (x) The Order of the Executive Committee in complaint No. 3723- a representation from Police Station Mahendra Park Delhi seeking medical opinion, in respect of death of Ms. Bhawana D/o Shri Brijesh Dixit R/o H.No. 459 Jahangir Puri, Delhi, allegedly due to

medical negligence in her treatment, resulting in her death on 16.08.2022 at BSA Hospital, was confirmed by the Delhi Medical Council.

- (xi) The Order of the Executive Committee in complaint No.3814- a representation from police Station Prasad Nagar, Delhi, seeking medical opinion in respect of death of Shri Shivam Bagga allegedly due to medical negligence on the part of doctors of BLK Max Super Specialty Hospital, Pusa Road, New Delhi-110005, was confirmed by the Delhi Medical Council.
- (xii) The Order of the Executive Committee in complaint No. 3449 of Shri Ashwani Kumar H.No.70, St.No.04, Khajani Nagar, Johri Pur, Delhi-110094, alleging medical negligence on the part of doctors of RML Hospital, in the treatment of the complainant, was confirmed by the Delhi Medical Council.
- (xiii) The Order of the Executive Committee in complaint No.3383 of Shri Ishwar Singh s/o Shri Tek Chand r/o 116/2, Gali No. 41, A-Block, Gawdi Delhi-110053, alleging medical negligence on the part of doctors of Wellness Hospital C-3/56A, Yamuna Vihar, Delhi-110053, in the treatment of complainant, was confirmed by the Delhi Medical Council.
- (xiv) The Order of the Executive Committee in complaint No.3702 of Shri Shashi Kant Saini s/o Virender Singh, Village Bhapur Changamajri, Post Office-Hallomajra, Distt. Haridwar, Uttarakhand-247661, forwarded by Directorate General of Health Services, alleging medical negligence on the part of doctors of Sir Ganga Ram Hospital, Rajender Nagar, New Delhi-110060, in the treatment of complainant's son Master Arush Saini, resulting in his death on 05.11.2021, was confirmed by the Delhi Medical Council.
- (xv) The Order of the Executive Committee in complaint No.3952 an Order dated 18.10.2023, in the matter titled State Vs Prem Singh (Kapashera/236/2023) passed by the Hon'ble Court of Additional Sessions Judge, South West Dwarka Courts, wherein certain observations have been made in regard to preparation of MLC report by Dr. Aishwarya Chaudhari, was taken up for confirmation before the Delhi Medical Council.

Whilst confirming the Order of the Executive Committee, the Council observed that in facts and circumstances of this case, the last line in the order of the Executive Committee that i.e. *“the Executive Committee advices Dr. Aishwarya Chaudhari to be mindful of proper record keeping, for future”* is not warranted and hence be deleted.

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

- (xvi) The Order of the Executive Committee in complaint No. 3361 of Smt. Bimla Devi w/o Late Gyan Chand r/o A-71,72 J.J. Colony, Wazirpur, Delhi-110052, forwarded by Dy. Commissioner of Police Central District, Delhi, alleging medical negligence on the part of doctors of Sir Ganga Ram Hospital, Rajinder Nagar, New Delhi-110060, in the treatment of complainant's daughter Smt. Neelam, resulting in her death on 06.05.2021, was confirmed by the Delhi Medical Council.
- (xvii) The Order of the Executive Committee in complaint No. 3776 of Shri Vijay Bhatia, 5B/26, Tilak Nagar, New Delhi-110018, alleging medical negligence on the part of doctors of BLK Super Specialty Hospital, Pusa Road, New Delhi-110005, in the treatment administered to complainant, was confirmed by the Delhi Medical Council.
- (xviii) The Order of the Executive Committee in complaint No. 3507 of Shri Manoj Sharma, r/o-D-58, New Seelampur, Delhi-110053, alleging medical negligence on the part of doctor of Max Hospital, Vaishali, in the treatment administered to complainant's father Shri Somdutt, resulting in his death on 08.10.2020, was confirmed by the Delhi Medical Council.
- (xix) The Order of the Executive Committee in complaint No. 3855 a representation from Police Station Mansarover Park, seeking medical opinion on a complaint of Shri Anil Kumar Verma s/o late Shri Net Ram Verma r/o H.No. 685, Kunderwalan, Ajmeri Gate, Delhi alleging medical negligence on the part of doctors of East Delhi Medical Centre , in the treatment of complainant's wife Smt. Baby, was confirmed by the Delhi Medical Council.

- (xx) The Order of the Executive Committee in complaint No. 3647 Shri Chain Sukh Bokoila r/o- D-122, IInd Floor, West Patel Nagar, New Delhi-11008, alleging medical negligence, on the part of doctors of Kalra Hospital, Tulsi Dass Kalra Marg, Kirti Nagar, New Delhi-110015, in the treatment administered to complainant's wife Smt Kusum Lata Bokolia, resulting in her death on 02.06.2022, was confirmed by the Delhi Medical Council.
- (xxi) The Order of the Executive Committee in complaint No. 3342 of Shri Om Prakash s/o late Kuda Mal, r/o R-205, Mohan Garden, Uttam Nagar, New Delhi-110059, alleging medical negligence on the part of Dr. Abhay Kumar, Dr. Amrish Kumar of Aakash Hospital, Road No. 201, Sector-03, Dwarka, New Delhi-110075, in the treatment of complainant, was confirmed by the Delhi Medical Council.
- (xxii) The Order of the Executive Committee in complaint No. 3460 of Smt. Shilpi Chaurasiya d/o late Shri Satish Kumar, r/o WZ-122, Gali No. 2, Shri Nagar, Rani Bagh, New Delhi-110034, alleging medical negligence on the part of doctors of Adarsh Multi Speciality Hospital and Trauma Centre, in the treatment of complainant's mother Smt. Vijay laxmi, resulting in her death at Dr. Baba Saheb Ambedkar Hospital, where she subsequently received treatment, was confirmed by the Delhi Medical Council.
- (xxiii) The Order of the Disciplinary Committee in complaint No. 2859 of Smt. Moni, r/o- J-565, Shakurpur, Delhi-110034, forwarded by the Delhi Medical Association, alleging medical negligence on the part of Dr. Anshuman Sharma of Avantika Hospital, A-3/8, Sector-3, Rohini, Delhi-110085, in the treatment administered to the complainant's husband Shri Vinod, was confirmed by the Delhi Medical Council.
- (xxiv) The Order of the Disciplinary Committee in complaint No. 2766 a representation form Dy. Commissioner of Police, South Distt., New Delhi, seeking medical opinion on a complaint of Ms. Vinita, r/o- F-34, 1st Floor, Old Double Storey, Lajpat Nagar-4, New Delhi, alleging medical negligence and professional misconduct on the part of Dr. Anita Chauhan of Clinic Elegance, M 17, GK-II, M Block Market, Second Floor, New Delhi-110048, in the treatment administered to the complainant, was confirmed by the Delhi Medical Council.

The Council further confirmed the punishment of removal of the name of Dr. Anita Chauhan (Delhi Medical Council Registration No.1481) from the State Medical Register of the Delhi Medical Council for a period of 180 days awarded by the Disciplinary

Committee with a direction to refrain herself in future from venturing into field of medicine which is beyond the scope of her qualification and training.

The Council also confirmed the punishment of warning awarded by the Disciplinary Committee to Dr. Ashish Khare (Delhi Medical Council Registration No.DMC/R/2800); a copy of this Order be sent to the Directorate General of Health Services, Govt. of NCT of Delhi with a request to take a serious note of the issue observed in the Disciplinary Committee Order and take appropriate action against Irene Hospital.

The Council further observed that the Order directing the removal of name from the State Medical Register of Delhi Medical Council and issuance of warning, 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.

- (xxv) The Order of the Disciplinary Committee in complaint No. 2751 of Smt. Sabina Kaur Sawhney d/o Shri Ravinder Bir Singh Sawhney r/o F-14, Kailash Colony, New Delhi-110048, alleging medical negligence in the treatment administered to the complainant at Rediscover Clinic Pvt. Ltd., R-541, Ground Floor, Greater Kailash Part-I, New Delhi-110048, was confirmed by the Delhi Medical Council.

The Council also confirmed the punishment of removal of name of Dr. Harish Kukreja (Delhi Medical Council Registration No.6988) from the State Medical Register of the Delhi Medical Council for a period of 90 days awarded by the Disciplinary Committee.

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.

- (xxvi) The Order of the Disciplinary Committee in complaint No. 2120 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, was confirmed by the Delhi Medical Council.

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.

- (xxvii) The Order of the Disciplinary Committee in complaint No. 3628 of Dr. Dev Nath Singh of ICICI Lombard GIC, 6th Floor, Interface 16, Office Number-601-602, New Linking Road, Malad (West) Mumbai-400064, alleging professional misconduct on the part of Dr. Saurabh Dixit, was confirmed by the Delhi Medical Council.

(xxviii) The Order of the Disciplinary Committee in complaint No. 2906 of Shri Rajnish Singh r/o Ram Krishan Nagar Road, Nearby Punjab National Bank, Shekhpura, Patna 801101, forwarded by Medical Council of India, regarding an advertisement published by Dr. Manika Khanna, Gaudium IVF, A-41, Chander Nagar, Janakpuri West, Near Janakpuri West Metro Station, New Delhi-110058, in violation of Regulation 6.1.1. of Indian of Indian Medical Council (Professional Conduct, Etiquette and Ethics), Regulations, 2002, was taken up for confirmation before the Delhi Medical Council.

Whilst confirming the Order of the Disciplinary Committee, the Council observed that punishment of warning awarded by the Disciplinary Committee to Dr. Manika Khanna is not warranted; however, she be advised to refrain from indulging in such unprofessional practices in future.

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 through majority decision.

(xxix) The Order of the Disciplinary Committee in complaint No. 3576 of Dr. Preeti Ahuja, r/o- 5-E, Chander Nagar, Near Radha Krishan Mandir, Saharanpur-247001, Uttar Pradesh, India, alleging medical negligence on the part of Dr. Neeraj Awasthy of Max Super Specialty Hospital, Press Enclave, Saket, New Delhi-110017, in the treatment administered to the complainant's son Master Sahil Ahuja, was confirmed by the Delhi Medical Council.

(xxx) The Order of the Disciplinary Committee in complaint No. 4007 a suo moto notice of a prescription dated 13th September, 2023 of Dr. Gopal Bhagat, Bhagat Clinic & Hospital, for issuing the medical certificate to one Shri Akshay, was taken up for confirmation before the Delhi Medical Council.

Whilst confirming the decision of the Disciplinary Committee, the Council observed that in facts and circumstances of this case, the punishment of removal of name of Dr. Gopal Bhagat for a period of 90 days from the State Medical Register of the Delhi Medical Council, will not serve the interest of justice; hence, the Council directs that punishment

awarded to Dr. Gopal Bhagat be enhanced and the name of Dr. Gopal Bhagat (Delhi Medical Council Registration No. 108238) is removed for a period of 180 days from the State Medical Register of the Delhi Medical Council.

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.

4. To discuss about the Minutes of the Anti-Quackery Committee.

The Secretary informed that there are no minutes of the Anti-Quackery Committee of the Delhi Medical Council on which discussion is required, as no meeting of the Anti-Quackery Committee of the Delhi Medical Council had been convened.

5. To discuss about the Minutes of the Finance Committee.

The Secretary informed that there are no minutes of the Finance Committee of the Delhi Medical Council on which discussion is required, as no meeting of the Finance Committee of the Delhi Medical Council had been convened.

6. Any other item with permission of Chair.

- i) The Registrar of the Council briefed about the two notices received from GST department regarding coverage of GST to the Delhi Medical Council.

The General Body of the Council approved the coverage of Council under GST and to pay the outstanding amount as raised by the GST department in due course.

- ii) Dr Ashwani Goel raised the issue of Dr Ajay Gambhir former council member who contested for the post of President elect in the recently concluded DMA elections where he maligned DMC on social medial using objectionable words against council and trying to mislead the medical profession by making blatantly false allegations against Delhi Medical Council.

Members expressed deep concern over the issue and felt this amounts to grave misconduct and action should be initiated against him.

Meeting ended with vote of thanks to the Chair.


(Dr. Girish Tyagi)
Secretary