

05th May, 2022

Minutes of the Delhi Medical Council meeting held on 29th April, 2022 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 29th April, 2022 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 29th April, 2022 for 2.30 p.m. in Conference Room, Ground Floor, B-Wing, Block-1, DMRC IT Park, Shastri Park, New Delhi-110053.

The meeting was adjourned at 2.30 p.m. due to lack of quorum. The meeting was reconvened at 3.00 p.m.

The following were present:-

1. Dr. Arun Gupta	President
2. Dr. Naresh Chawla	Vice-President
3. Dr. Raghav Aggarwal	Member
4. Dr. Maneesh Singhal	Member
5. Dr. Vijay Dhankar	Member
6. Dr. Saudan Singh	Member
7. Dr. Sushil Kumar	Member
8. Dr. Harish Gupta	Member
9. Dr. Ashwini Dalmiya	Member
10. Dr. Anil Kumar Bhalla	Member
11. Dr. Pankaj Solanki	Member
12. Dr. Ashwani Goyal	Member
13. Dr. Subhash Aggarwal	Member

The following member could not attend the meeting:-

1. Dr. Narendra Saini	Member
2. Dr. P.N. Pandey	Member
3. Dr. N.N. Mahur	Member
4. Dr. Manish Narang	Member
5. Dr. Manish Kumath	Member
6. Dr. Niket Verma	Member
7. Dr. Mridu Dudeja	Member
8. Dr. Rajeev Sood	Member
9. Dr. Prem Kumar Aggarwal	Member
10. Dr. Rakesh Kumar Gupta	Member
11. Dean, Faculty of Medical Sciences	Member
12. Dr. Nutan Mundeja	Member

The following agenda was discussed:-

1. Minutes of the meeting held on 24th February, 2022

The minutes of the Council meeting held on 24th February, 2022 were circulated to all the members present, for information.

2. Action taken report of minutes of the meeting held on 24th February, 2022.

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.2958-a representation from police station, Anand Vihar, Delhi, seeking medical opinion on a complaint of Shri Jogendra Singh r/o- A-1, Type-2, Police Colony M.S. Park, Delhi-110095, alleging medical negligence in the treatment of complainant's wife Smt. Seema at Garg Hospital, 8-9, A.G.C.R Enclave (Opp. Karkardooma Court), Delhi-110092, was confirmed by the Delhi Medical Council.

- (ii) The Order of the Executive Committee in complaint No.3458-a representation from Police station I.P. Estate New Delhi seeking medical opinion on a complaint of Shri Saurabh Tiwari s/o Shri Rajesh Tiwari, r/o H.No. J-296, Kartar Nagar, Gali No. 02, Delhi-110053, on the part of doctors of LNJP Hospital, in the treatment of complainant's wife Smt. Neha Tiwari, was confirmed by the Delhi Medical Council.
- Dr. Sushil Kumar recused himself from the proceedings.
- (iii) The Order of the Executive Committee in complaint No.3131 of Shri Markandey Tiwari 228, Jalam Mohalla, Tughlakhabad Village, New Delhi-110044, alleging medical negligence on the part of doctors of ESI Hospital, Okhla, New Delhi, in the treatment of complainant, was confirmed by the Delhi Medical Council.
- (iv) The Order of the Executive Committee in complaint No.3316-a representation from Police Station, Kirti Nagar, Delhi, seeking medical opinion in respect of a complaint of Shri Anil Kumar Singh, r/o- E-3, Tower 13, Type 5, East Kidwai Nagar, New Delhi, 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 Reena Bishnoi resulting in her death on 05.05.2021, was confirmed by the Delhi Medical Council.
- (v) The Order of the Executive Committee in complaint No.3348-a representation from police station, North Rohini, Delhi, seeking medical opinion in respect of death of new born baby of Smt Swati Pandey r/o- E-4/104/105, Sultanpuri, Delhi, allegedly due to medical negligence on the part of doctors of Veena Nursing Home, Sector-08, Rohini, Delhi, was confirmed by the Delhi Medical Council.
- (vi) The Order of the Executive Committee in complaint No.3086-a reference no F.23/22/Comp./SW/NH/DHS/2020/7975 dated 15.9.2020 from Directorate General of Health Services Nursing Home, seeking inquiry into complaint of Smt. Savita w/o Shri Bharat Singh, was confirmed by the Delhi Medical Council.
- (vii) The Order of the Executive Committee in complaint No.3321 of Shri Subhash Chander, Block No.12, House No.166, Malviya Nagar, New Delhi-110017, alleging medical negligence on the part of Dr. Vibhu Kawatra, Malviya Nagar, New Delhi-110017, in the treatment of complainant's son Shri Nitish Angrish, was confirmed by the Delhi Medical Council.

- (viii) The Order of the Executive Committee in complaint No.3056 of Shri Mukesh, House No.C-381, Mohan Gali Nanak Chand Basti, Kotla Mubarak Pur, New Delhi-110003, alleging medical negligence on the part of the doctors of Lok Nayak Hospital, New Delhi-110002, in the treatment administered to the complainant's Mother Smt. Meera Devi at Lok Nayak Hospital, resulting in her death on 06.06.2020, was confirmed by the Delhi Medical Council.
- Dr. Sushil Kumar recused himself from the proceedings.
- (ix) The Order of the Executive Committee in complaint No.3058-a representation from Deputy Commissioner of Police, West District, seeking medical opinion on a complaint of Smt. Sarita Borghare, w/o late Ram Lal Borghare, in respect of death of Shri Ram Lal Borghare, allegedly due to medical negligence on the part of the doctors of MGS Super Speciality Hospital, Rohtak Road, West Punjabi Bagh, New Delhi-110028, in the treatment of the complainant's husband Shri Ram Lal Borghare, resulting in his death on 03.06.2020 at M.G.S. Super Speciality Hospital, was confirmed by the Delhi Medical Council.
- (x) The Order of the Executive Committee in complaint No.3071-a representation from Police Station, Subhash Place, New Delhi, seeking medical opinion in respect of death of baby of Banita, allegedly due to medical negligence on the part of doctors of Delhi New Born Centre, B-1, Rohit Kunj, Pitampura, Delhi-110034, in the treatment of baby of Banita, resulting in his death on 18.10.2019, was confirmed by the Delhi Medical Council.
- (xi) The Order of the Executive Committee in complaint No.3250 of Smt Sapna, 1/222, 1st Floor, Masjid Quarters, Sadar Bazar, Delhi Cantt-110010, alleging medical negligence and professional misconduct on the part of Dr. Naveen of ILBS, Vasant Kunj, Delhi-110070, in the treatment administered to complainant's mother Smt. Kusum Devi, resulting in her death on 10.12.2020, was confirmed by the Delhi Medical Council.
- (xii) The Order of the Executive Committee in complaint No.3489- A representation from Police Station Gandhi Nagar, Delhi, seeking medical opinion in respect of death of Smt. Madhubala, allegedly due to intake of tab Methotroxate, was confirmed by the Delhi Medical Council.

- (xiii) The Order of the Disciplinary Committee in complaint No.2355 of Shri Ishaan Mehta, r/o K-34, Krishna Nagar, Delhi-110051, forwarded by Public Grievance Monitoring System, Govt. of NCT of Delhi, alleging medical negligence on the part of the doctors of Fortis Ft. Lt. Rajan Dhall Hospital, Sector-B, Pocket 1, Aruna Asaf Ali Marg, Vasant Kunj, New Delhi-110070 in the treatment administered to complainant's mother Smt. Vijay Mehta, was confirmed by the Delhi Medical Council.
- (xiv) The Order of the Disciplinary Committee in complaint No.2280 of Shri Ravinder Kumar, r/o- A-139, Anand Baug Society, Sussen-Tehsil Road, Vadodara-390010, Gujarat, forwarded by the Directorate General of Health Service, Govt. of NCT. of Delhi, alleging professional misconduct on the part of Dr. Neetu Narang of Indraprastha Apollo Hospital, in the treatment of complainant's daughter Smt. Deepa Sharma, was confirmed by the Delhi Medical Council.
- (xv) The Order of the Disciplinary Committee in complaint No.2542 of Smt. Kavita w/o Late Shri Joginder Singh r/o House No.B-8/10-11, 1st Floor, Pocket B-8, Near Mount Abu School, Sector-05, Rohini, North West Delhi-110085, alleging medical negligence and professional misconduct on the part of the doctors of Saroj Hospital, Dayal Hospital & Maternity Centre, in the treatment of the complainant's husband late Shri Joginder Singh, resulting in his death on 05.02.2017, was confirmed by the Delhi Medical Council.

The Council also confirmed the punishment of removal of name of Dr. Satish Kumar(Dr. Sathish Kumar J, Delhi Medical Council Registration No.62984) from the State Medical Register of the Delhi Medical Council for a period of 15 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 30 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.

- (xvi) The Order of the Disciplinary Committee in complaint No.2500-a representation from Dy. Commissioner of Police, Central District, Delhi, seeking medical opinion in respect of death of Sh. Surat Singh, allegedly due to medical negligence in the treatment administered to deceased at BL Kapur Hospital, Pusa Road, Delhi, was taken up for confirmation before the Delhi Medical Council.

The Council observed that the matter be referred back to the Disciplinary Committee for re-consideration by observing *"that as per records, the patient who had earlier undergone PTCA to LAD on 27th March, 2018 at Saroj Hospital and subsequently had to be readmitted on 01st April, 2018 with shortness of breathlessness and hypotension at Saroj Hospital; presented to B.L. Kapur Hospital on 06th April, 2018 with complaints of breathlessness and orthopnea, on investigations, ECG - qRBBB, Troponin T was significantly high 3760 pg/ml (normal range < 34.0 pg/ml), NT pro BNP 16067 pg/ml (normal range < 376 pg/ml), ECHO suggestive of worsening mitral regurgitation possibly ischemic; under these medical condition, can the possibility of re-myocardial infarction having occurred in the patient, be completely ruled out? Further, CAG reported on 07th April, 2018 revealed critical LCX and RCA lesion and the doctor having arrived at diagnosis of Acute Left Ventricular Failure, clinically, the decision to subject the patient to PTCA to LCX and RCA, under consent, after having discussed the alternative in form of medical management, as is evident from the Consent Form, to alleviate the condition of the patient; was it not within the clinical judgment of the treating cardiologist?"*

Once the Disciplinary Committee has determined the aforementioned issues, the matter be placed before the Council for consideration/confirmation.

- (xvii) The Order of the Executive Committee in complaint No.3039-a representation from Police Station Greater Kailash Part-1, seeking medical opinion in respect of death of Sapna w/o Shri Kuldeep Singh s/o Shri Suresh r/o House No. 14/47, Block-14, Kalyanpuri, East Delhi, Delhi-110091, allegedly due to medical negligence in the treatment administered to her at Aggarwal Medical Centre, E-234, G.K.-1, New Delhi, was confirmed by the Delhi Medical Council.

The Council also confirmed the punishment of removal of name of Dr. Neeraj Agrawal(Delhi Medical Council Registration No.4402) from the State Medical Register of the Delhi Medical Council for a period of 90 days awarded by the Disciplinary Committee.

The Council further confirmed the punishment of warning awarded by the Disciplinary Committee to Dr. Meeta Airen (Delhi Medical Council Registration No.20720).

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 30 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.

- (xviii) The Order of the Disciplinary Committee in complaint No.2383 of Shri Himanshu Sehgal alleging negligence in the preparation of blood test report by Dr. Nitin Agarwal, One Plus Ultrasound Lab, 47, Harsh Vihar, Pitampura, Delhi-110034, of the complainant wife Smt. Sakshi Sehgal, was confirmed by the Delhi Medical Council.
- (xix) The Order of the Disciplinary Committee in complaint No.2987 of Shri Darshan Singh, B-2/A, Vishwas Park, Uttam Nagar, New Delhi-110059 forwarded by the ACP/HQ, for Dy. Commissioner of Police, Dwarka District, Delhi, alleging medical negligence on the part of the doctors of Gandhi Hospital, Om Vihar, Uttam Nagar, New Delhi-110059, in the treatment administered to the complainant's wife Smt. Rajender Kaur, resulting in her death on 02nd November, 2019, was confirmed by the Delhi Medical Council.

The Council further confirmed the punishment of warning awarded by the Disciplinary Committee to Dr. Vikram Kalra (Delhi Medical Council Registration No.24986) and Dr. Pawan Gandhi (Delhi Medical Council Registration No.10802).

- (xx) The Order of the Disciplinary Committee in complaint No.2333 of Smt. Sushila Devi, r/o- 237, Defence Colony Hisar, forwarded by the Directorate General of Health Services, Govt. of NCT. of Delhi, alleging medical negligence and professional misconduct on the part of doctors of Max Super Specialty Hospital , FC-50, C&D Block, Shalimar Bagh, New Delhi-110088, in the treatment of complainant's son Mr. Krishi, resulting in his death on 29.04.2017, was taken up for confirmation before the Delhi Medical Council.

Dr. Arun Gupta recused himself from the proceedings.

The Council observed that since in this case, the forensic expert had not participated in the Disciplinary Committee proceedings, the Order be reverted back to the Disciplinary Committee with request to deliberate the same in consultation with a forensic expert.

- (xxi) The Order of the Disciplinary Committee in complaint No.2340 of Smt. Seema Bhambri, r/o C-2/53, Ashok Vihar, Phase-II, Delhi-110052, alleging medical negligence on the part of doctors of Max Super Specialty Hospital, Shalimar Bagh, Delhi, in the treatment administered to the complainant at Max Super Specialty Hospital, was confirmed by the Delhi Medical Council.

Dr. Arun Gupta recused himself from the proceedings.

- (xxii) The Order of the Disciplinary Committee in complaint No.2228 of Smt. Shalini Sharma, r/o- 9/2491, Street No.1, 18A, Kailash Nagar, New Delhi-110031, alleging medical negligence on the part of doctors of Max Super Specialty Hospital, 108A, Indraprastha Extension, Patparganj, New Delhi-110092, in the treatment administered to complainant's husband Shri. Anand Sharma, resulting in his death on 11.09.2017, was confirmed by the Delhi Medical Council.

- (xxiii) The Order of the Disciplinary Committee in complaint No.2176 of Smt. Radha Rani Kaushal w/o Lt. Rajiv Kausahl, r/o H.No.66, Gali No. 1, Ashok Mohalla, Nangloi, New Delhi made to SHO, Police Station Pitampura, forwarded by Medical Council of India, alleging Medical negligence on the part of the doctors of Max Multi Speciality Centre, Pitampura, Delhi, in the treatment of complainant's husband Shri

Rajiv Kumar resulting in his death on 09.06.2016, was taken up for confirmation before the Delhi Medical Council.

Dr. Arun Gupta recused himself from the proceedings.

Whilst confirming the decision of the Disciplinary Committee, the Council observed that the following observation mentioned at last sentence of point (5) observations of the Disciplinary Committee's Order be expunged, as the same is not warranted.

"The patient succumbed due to additional stress of the surgery with co-existence pulmonary condition."

The Council also confirmed the punishment of removal of name awarded to Dr. Sandeep Bhagat (Dr. Sandeep Subhash Chandra Bhagat, Delhi Medical Council Registration No.16977) and Dr. Vipin Grover (Dr. Vipin Kumar, Delhi Medical Council Registration No.33720) from the State Medical Register of the Delhi Medical Council for a period of 15 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 30 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.

- (xxiv) The Order of the Disciplinary Committee in complaint No.3109-a representation from Police Station Narela Delhi seeking, medical opinion on a complaint of Smt. Pooja w/o Subodh c/o Dataram Bhorgarh, Narela, Delhi, alleging medical negligence on the part of doctors of Janta Piles Clinic New Bus Stand, Narela, Delhi, in the treatment of complainant's husband Shri Subodh, was confirmed by the Delhi Medical Council.

The Council also confirmed the punishment of removal of name of Dr. M.I. Shah(Dr. Mohd. Iqbal Shah, Delhi Medical Council Registration No.51550) 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 30 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.3029 of Zonal Entomologist, South Zone, South Delhi Municipal Corporation, Public Health Department, Green Park, New Delhi-110016 against Dr. Arnold Anil Daniel, Jyoco Clinic, Fatehpur Beri, New Delhi-110074, alleging issuance of fake medical certificate to Sh. Gopi Chand, was confirmed by the Delhi Medical Council.

The Council also confirmed the punishment of removal of name of Dr. Arnold Anil Daniel (Delhi Medical Registration No. 195) from the State Medical Register of the Delhi Medical Council for 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 30 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.2829 of Shri Vivek Tyagi, 77/3/1/1, Lodipur, Delhi-110081 made to Police Station Sultan Puri, Delhi, forwarded by the office of the Deputy Commissioner of Police, Outer District, alleging professional misconduct on the part of Dr. Gajender Chauhan, Chauhan Medical Centre, D-4/285, Sultan Puri, Delhi, was confirmed by the Delhi Medical Council.

The Council also confirmed the punishment of removal of name of Dr. Gajender Chauhan (Delhi Medical Registration No. 2472) from the State Medical Register of the Delhi Medical Council for period of 15 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 30 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.2266 of Shri Satish Kumar, r/o of House No. 11/31 Trilok Puri, Delhi 110091, alleging medical negligence on the part of doctors of ESIC Hospital, Jhilmil, Delhi and Yatharth Hospital, Sector-110, Noida, in the treatment administered to complainant's son Shri Deepak resulting in his death on 11.07.2017,, was confirmed by the Delhi Medical Council.

(xxviii) The Order of the Disciplinary Committee in complaint No.2172-a representation from Police Station Kayanpuri, Delhi, forwarded by the Medical Council of India, seeking medical opinion in respect of alleged medical negligence committed in the treatment of Smt. Kiran (CR No. 3189) w/o Shri Naresh r/o 425B Kalyanvas, Delhi by the doctors of Lal Bahadur Shastri Hospital, was confirmed by the Delhi Medical Council.

The Council also confirmed the punishment of removal of name of Dr. Nikita (Delhi Medical Council Registration No.49297) from the State Medical Register of the Delhi Medical Council for period of 30 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 30 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.

(xxix) The Order of the Disciplinary Committee in complaint No.2925 of Smt Priyanka Charla, r/o S 15/3, DLF Phase-3, Gurgaon, Haryana-122008, alleging professional misconduct on the part of doctors of Sir Ganga Ram Hospital, Rajinder Nagar, New

Delhi-110002, in the treatment of complainant, was confirmed by the Delhi Medical Council.

- (xxx) The Order of the Disciplinary Committee in complaint No.3288-a representation from Police Station Shivaji Nagar, Gurugram, seeking medical opinion in respect of death of Ms. Rabiya /o Shri Mohd.r/o Jaswant Nagar, Itawa, U.P., Delhi, allegedly due to medical negligence in the treatment administered at Dr. Raja's Nursing Home, 3411, Asaf Ali Road, Behind Hamdard Building, Opp. Post Office, Angoori Ghatta, Delhi-110006, was confirmed by the Delhi Medical Council.

The Council also confirmed the punishment of warning awarded by the Disciplinary Committee to Dr. Navleen (Delhi Medical Council Registration No.46128).

- (xxxi) The Order of the Disciplinary Committee in complaint No.3277-a representation from Police Station Dwarka North, New Delhi, seeking medical opinion on a complaint of Smt. Tamanna, w/o Sh. Bharat, Golf Link Residency, Dwarka, Sector-18B, New Delhi-110078, alleging medical negligence on the part of Dr. Dipti K. Yadav and Venkateshwar Hospital, in the treatment administered to the complainant at Venkateshwar Hospital, Sector-18, Sector-18A-Dwarka, New Delhi-110075, was taken up for confirmation before the Delhi Medical Council.

Whilst confirming the decision of the Disciplinary Committee, the Council observed that the following observation be added at second last sentence of point (2) observations of the Disciplinary Committee's Order, as the same is warranted.

"The counting of mop is a shared responsibility of a surgeon and staff nurse."

The Council also confirmed the punishment of removal of name awarded to Dr. Dipti K. Yadav (Dr. Dipti Kumari, Delhi Medical Council Registration No. 17457) from the State Medical Register of the Delhi Medical Council for a period of 30 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 30 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.

- (xxxii) The Order of the Disciplinary Committee in complaint No.3346 of Shri Nikki Singh, r/o- RZ Q-76, Uttam Vihar, Uttam Nagar, New Delhi-110059, alleging medical negligence on the part of doctors of Chander Leela Hospital and BM Gupta Hospital, in the treatment administered to complainant's wife Smt Diksha, resulting in her death on 06.02.2021, was taken up for confirmation before the Delhi Medical Council.

The Council observed that the matter be referred back to the Disciplinary Committee for re-consideration on the issue that in light of fetal distress, whether performing of L.S.C.S. is not warranted, even, if the patient had Hb. of 05.08 and blood was being asked to be arranged.

Once the Disciplinary Committee has determined the aforementioned issues, the matter be placed before the Council for consideration/confirmation.

- (xxxiii) The Order of the Disciplinary Committee in complaint No.2168 of Smt. Nawma, S-126/81, Kanak Durga Colony, Sector-12, R.K. Puram, New Delhi-110022, forwarded by the Medical Council of India, alleging medical negligence on the part of doctors of Dr. Patnayak Laser Netra Sansthan, C-2, Ground Floor, Opposite round about (behind Jagdish store), Lajpat Nagar, New Delhi-110024, in the treatment administered to the complainant, was confirmed by the Delhi Medical Council.

The Council also confirmed the punishment of removal of name of Dr. Nabin Kumar Pattnaik (Delhi Medical Council Registration No.10366) from the State Medical Register of the Delhi Medical Council for period of 15 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 30 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.

(xxxiv) The Order of the Disciplinary Committee in complaint No.2375 of Smt.Unaiza w/o Shri Mohd. Afzal, r/o 3085, First Floor, Pratap Street, Gola Market, Darya Ganj, New Delhi-110002 alleging negligence in preparation of ultrasound report/examination on the part of Dr. P.D. Gupta, P.D. Gupta Mediscan Center Pvt. Ltd. 70, Darya Ganj, New Delhi, was confirmed by the Delhi Medical Council.

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

The minutes of the meeting of the Anti-Quackery Committee of the Delhi Medical Council held on 03rd March, 2022 (**appended herewith as annexure 'B'**) which were circulated to the members present, were confirmed.

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

The minutes of the meeting of the Finance Committee of the Delhi Medical Council held on 04th April, 2022 (**appended herewith as annexure 'C'**) which were circulated to the members present, were confirmed except item No.02 (Hiring of Vehicle).

The Council members deliberated and decided that the vehicle should be in good condition with registration not before 2022 and fresh quotations for hiring of vehicles for official purposes may be invited.

6. Any other item with permission of Chair.

Meeting ended with vote of thanks to the Chair.


(Dr. Girish Tyagi)
Secretary

Annexure A

Action taken report in terms of the minutes of the Council meeting of the Delhi Medical Council held on 24th February, 2022 in Conference Room, Delhi Medical Council.

SNo	Agenda Item	Action taken
1	Minutes of the meeting held on 22 nd December, 2021.	Approved.
2	Action taken report of minutes of the meeting held on 22 nd December, 2021.	Approved.
3.	To discuss cases of medical negligence and unethical conduct.	Order in Complaint No. 3121,2662,2493,2125,2317,3353,2941,3471, 3210,2983,3189,3218,3118,3287,3012,3044,3085,2885,3160,3115,3028, 2359,2585,2921,2142 of the Disciplinary Committee & Executive Committee have been communicated to the concerned parties.
4	To discuss about the Minutes of the Anti Quackery Committee.	No meeting was convened.
5	To discuss about the Minutes of the Finance Committee.	Confirmed
6	Any other item with permission of Chair	No matter was discussed

(Dr. Girish Tyagi)
Secretary

DMC/AQ/F.13-A/SCNs/2/2022/

03rd March, 2022

Minutes of the Anti Quackery Committee meeting held in the office of Delhi Medical Council on 03rd March, 2022 at 03.00 p.m.

A meeting of the Anti Quackery Committee of the Delhi Medical Council was held on 03rd March, 2022 at 03.00 p.m in the office of Delhi Medical Council

The following members attended the meeting:-

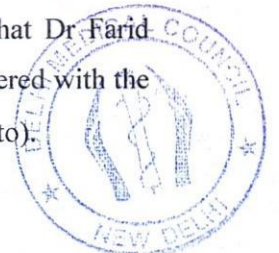
- | | |
|---------------------------|---|
| 1) Dr. Pankaj Solanki | Chairman |
| 2) Dr. Ashwani Goyal | Member |
| 3) Dr. Arvind Chopra | Member |
| 4) Dr. Dr. Yogesh Kataria | Addl. Director/Incharge (AQC) DGHS (HQ) |

- 1) **Shri Piyush Kumar Biswas:-** The Anti Quackery Committee noted that Show Cause Notice No.DMC/AQ/F.3-A/SCNs/2/2022/303208 dated 18th February, 2022 sent to Shri Piyush Kumar Biswas returned undelivered in the office of Delhi Medical Council with noting from the Postal Department "Incomplete Address".

In the light of the above the Anti-Quackery Committee directed that the concerned Chief District Medical Officer be asked to provide complete and correct address of Shri Piyush Kumar Biswas to the office of the Delhi Medical Council. Once the same is received, show cause notice again be issued to Shri Piyush Kumar Biswas.

- 2) **Dr Farid Ahmed:-** Dr Farid Ahmed appeared before the Anti-Quackery Committee of the Delhi Medical Council in response to the Show Cause Notice No.DMC/AQ/F.3-A/SCNs/2/2022/303209 dated 18th February, 2022 and submitted a reply wherein he stated that he is purportedly registered with the Delhi Bharatiya Chikitsa Parishad under registration no. BU/8032 dated 22nd January, 2020. He further stated that an individual Shri Rakesh Prajapati works in his clinic and in his absence; he (Shri Rakesh Prajapati) has been practicing allopathic system of medicine with his knowledge. He (Dr Farid Ahmed) claimed that he only practices in the field of unani and ayurvedic system of medicine and stated that he will close down his clinic within 15 days.

On examination of the inspection report No. F.No.1(19)(1)/2014/A.Q.Main/DHS/CDMO/CENTRAL2304 dated 12th November, 2021 of the Chief District Medical Officer(Central Distt.), in respect of Dr Farid Ahmed, the Anti Quackery Committee noted that Dr Farid Ahmed has been practicing ayurvedic system of medicine and purportedly registered with the DBCP under registration no. DBCP/OU/6064 dated 21st January, 2025 (Valid Upto)



The Anti-Quackery Committee after going through the reply of Dr Farid Ahmed and complaint of Shri Ashok Kumar, Joint Secretary, National Human Rights Committee, The Anti Quackery Committee observed that Shri Rakesh Prajapati is practicing Allopathy system of medicine in the absence of Dr Farid Ahmed at his Niraj Clinic, AL2/75, Shastri Nagar, Delhi-110052, as has been confirmed by Dr Farid Ahmed in his reply.

The Anti Quackery Committee noted that Shri Rakesh Prajapati has been practicing allopathy without holding any requisite medical qualification as enumerated in the Schedules I, II, III of the Indian Medical Council Act 1956, entitling him to practice in allopathy and also not being registered with the Delhi Medical Council, in violation of the Section 15(6) of the Delhi Medical Council Act, 1997.

In light of the above, the Anti Quackery Committee, hereby, in exercise of powers conferred under section 10(h) of the Delhi Medical Council, Act, 1997 recommends that Shri Rakesh Prajapati be directed to stop practicing allopathy, forthwith, and to close down his clinic and Anti Quackery Committee also decided that the police be requested to register a FIR under Section 27 of Delhi Medical Council Act, 1997 alongwith relevant Section of IPC.

- 3) **Shri Bikas Kumar Biswas:-** Shri Bikas Kumar Biswas appeared before the Anti-Quackery Committee and submitted a reply. The reply submitted by Shri Bikas Kumar Biswas was found to be unsatisfactory in response to Show Cause Notice No.DMC/AQ/F.3-A/SCNs/2/2022/303210 dated 18th February, 2022. On examination of the inspection report no. F.No.1(19) (1)/2014/A.Q.Main/DHS/CDMO/CENTRAL2278 dated 10th December, 2021 was received from the office of the CDMO(Central District), in respect of Shri Bikas Kumar Biswas the Anti Quackery Committee noted that Shri. Bikas Kumar Biswas has been practicing allopathy without holding any requisite medical qualification as enumerated in the Schedules I, II, III of the Indian Medical Council Act 1956, entitling him to practice in allopathy and also not being registered with the Delhi Medical Council, in violation of the Section 15(6) of the Delhi Medical Council Act, 1997.

In light of the above, the Anti Quackery Committee, hereby, in exercise of powers conferred under section 10(h) of the Delhi Medical Council, Act, 1997 recommends that Shri Bikas Kumar Biswas be directed to stop practicing allopathy, forthwith, and to close down his clinic and Anti Quackery Committee also decided that the police be requested to register a FIR under Section 27 of Delhi Medical Council Act, 1997 alongwith relevant Section of IPC.

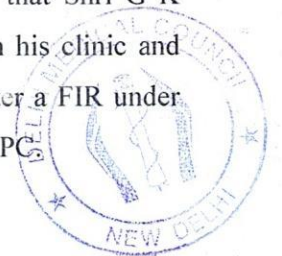


- 4) **Shri Shahid Khan:-** Shri Shahid Khan neither replied nor appeared before the Anti-Quackery Committee of the Delhi Medical Council in response to Show Cause Notice No.DMC/AQ/F.3-A/SCNs/2/ 2022/303211 dated 18th February, 2022. On examination of the inspection report no. F.1/17/(Part XXX)/2001/DHS/NWD/AQ/10424-26 dated 03rd February, 2022 received from the office of the CDMO (North West District), in respect of Shri Shahid Khan, the Anti Quackery Committee noted that Shri Shahid Khan has been practicing allopathic system of medicine without holding any requisite medical qualification as enumerated in the Schedules I, II, III of the Indian Medical Council Act 1956, entitling him to practice in allopathy and also not being registered with the Delhi Medical Council, in violation of the Section 15(6) of the Delhi Medical Council Act, 1997.

In light of the above, the Anti Quackery Committee, hereby, in exercise of powers conferred under Section 10(h) of the Delhi Medical Council, Act, 1997 recommends that Shri Shahid Khan be directed to stop practicing allopathy, forthwith, and to close down his clinic. Further, Quackery Committee also recommends that the police be requested to register a FIR under Section 27 of Delhi Medical Council Act, 1997 alongwith relevant Section of IPC against Shri Shahid Khan.

- 5) **Shri G K Gupta:-** Shri G K Gupta appeared before the Anti-Quackery Committee and submitted a reply. The reply submitted by Shri G K Gupta was found to be unsatisfactory in response to Show Cause Notice No.DMC/AQ/F.3-A/SCNs/2/2022/303212 dated 18th February, 2022. On examination of the inspection report no. F.No. F.1/17/(Part XXX)/2001/DHS/NWD/AQ/10424-26 dated 03rd February, 2022 was received from the office of the CDMO(North West District), in respect of Shri G K Gupta the Anti Quackery Committee noted that Shri G K Gupta has been practicing allopathy without holding any requisite medical qualification as enumerated in the Schedules I, II, III of the Indian Medical Council Act 1956, entitling him to practice in allopathy and also not being registered with the Delhi Medical Council, in violation of the Section 15(6) of the Delhi Medical Council Act, 1997.

In light of the above, the Anti Quackery Committee, hereby, in exercise of powers conferred under section 10(h) of the Delhi Medical Council, Act, 1997 recommends that Shri G K Gupta be directed to stop practicing allopathy, forthwith, and to close down his clinic and Anti Quackery Committee also decided that the police be requested to register a FIR under Section 27 of Delhi Medical Council Act, 1997 alongwith relevant Section of IPC



- 6) **Smt. Sadhna Goyal and Hiralal:-** Smt Sadhna Goyal appeared before the Anti-Quackery Committee and submitted a reply in which she stated that her husband Shri Rakesh Kumar was a holder of B.A.M.S. qualification and practicing at this clinic. Further, after the demise of her husband Shri Rakesh Kumar, the clinic has been closed and a boutique centre is being run by her.

On enquiry by the Anti-Quackery Committee, She further stated that Shri Hiralal was the compounder at her husband's clinic and now he has been absconded.

On examination of the inspection report No. F.1/17/(Part XXX)/2001/DHS/NWD/AQ/10424-26 dated 03rd February, 2022 was received from the office of the CDMO (North West District.), in respect of Smt Sadhna Goyal and Shri Hiralal, the anti quackery committee decided that again a letter send to concern CDMO for inspection.

- 7) **Shri Baburam:-** Shri Baburam appeared before the Anti-Quackery Committee and submitted a reply. The reply submitted by Shri Baburam was found to be unsatisfactory in response to Show Cause Notice No.DMC/AQ/F.3-A/SCNs/2/2022/303214 dated 18th February, 2022. On examination of the inspection report no. F.No. F.1(110)2016/DHS/CDMO/ND/AQC/534-536 dated 03rd February, 2022 was received from the office of the CDMO(North District), in respect of Shri Baburam the Anti Quackery Committee noted that Shri Baburam has been practicing allopathy without holding any requisite medical qualification as enumerated in the Schedules I, II, III of the Indian Medical Council Act 1956, entitling him to practice in allopathy and also not being registered with the Delhi Medical Council, in violation of the Section 15(6) of the Delhi Medical Council Act, 1997.

In light of the above, the Anti Quackery Committee, hereby, in exercise of powers conferred under section 10(h) of the Delhi Medical Council, Act, 1997 recommends that Shri Baburam be directed to stop practicing allopathy, forthwith, and to close down his clinic and Anti Quackery Committee also decided that the police be requested to register a FIR under Section 27 of Delhi Medical Council Act, 1997 alongwith relevant Section of IPC.

- 8) **Shri Rakesh Kumar:-** Shri Rakesh Kumar appeared before the Anti-Quackery Committee in response to the Show Cause Notice No.DMC/AQ/F.3-A/SCNs/2/2022/303215 dated 18th February, 2022 and submitted a reply wherein he stated that he is not practicing allopathic and purportedly duly registered with the Delhi Bharatiya Chikitsa Parishad under registration no. BA/5318 dated 30th September, 2024 (Valid Upto).



On examination of the inspection report No. F.No.1(110)2016/DHS/ CDMO/ND/AQC/762-62 dated 17th February, 2022 was received from the office of the CDMO (North District.) in respect of Shri Rakesh Kumar, the Anti Quackery Committee noted that Shri Rakesh Kumar has been practicing allopathy and purportedly registered with the DBCP under registration no. DBCP/OU/6064 dated 21st January, 2025 (Valid Upto).

The Anti-Quackery Committee noted the following observations made by the Hon'ble Supreme Court vide Order dated 1st October, 2018 in S.L.P (C) 26145/2016 in the case titled as "All India Indian Medicine Graduates Association (Regd.) Vs. Delhi Medical Association & Ors."

"Leave granted.

In the meanwhile, no coercive action shall be taken against persons who are practicing the Integrated System of Medicine pursuant to degrees/diplomas that have been obtained from University which is recognized for teaching the same."

In light of the above observations of the Hon'ble Supreme Court, the Anti-Quackery observes that the matters pending before the Hon'ble Supreme Court might impinge on the case at hand. Hence, this matter be deferred till clarity is attained on the issue.



DELHI MEDICAL COUNCIL

Minutes of the Finance Committee Meeting of the Council held on 04/04/2022 in the Office of the Delhi Medical Council at 03.00 PM.

The Following members attended the meeting:-

1. Dr.Arun Gupta, President, DMC
2. Dr.Naresh Chawla, Chairman
3. Dr.Vinay kumar Aggarwal, Member
4. Dr.Chander Prakash, Member
5. Dr.Ashwini Goyal, Member
6. Dr.Mridu Dudeja, Member

1. The Quotations received for Printing work in the Council for the F.Y. 2022-23 were presented to the Finance Committee. The Finance Committee decided that the Printing of Letter heads, window envelopes, plain envelopes may be given to M/s Print Waves and Printing of Yellow envelopes, cobra files, Visitor Pads may be given to M/s Priyanka Print Art for the F.Y.2022-2023 as their rates were lowest amongst the quotations received.
2. The Quotations received for hiring of Taxi for President & Registrar on monthly basis for the F.Y. 2022-2023 were presented to the Finance Committee. The Finance Committee decided that Taxi may be hired for President & Registrar on monthly basis for the F.Y. 2022-2023 from Deot travels as their rates were lowest amongst the quotations received.
3. The Quotations received for hiring of 4 Security Guards and two housekeeping staff on monthly basis for the F.Y.2022-23 were presented to the Finance Committee. The Finance Committee decided that 4 Security Guards and two housekeeping staff on monthly basis may be hired from Hanumant Security services at Delhi Govt. rates .
4. The F.D.R. with Canara Bank, MAMC Branch which is maturing on 08/04/2022 amounting to Rs.4.5 crores was presented to the Finance Committee. The Finance Committee decided that due to Interest rate difference three new F.D.R.'s amounting to Rs.1.5 crore each may be made for 36 months with Canara Bank, MAMC Branch.
5. The E-mail received from DMRC regarding guard duty for weekend and night was presented to the Finance Committee. The Finance Committee approved hiring of two more guards from Hanumant Security Services at Delhi Govt. rates.(Total 6 guards and two housekeeping staff)
6. The Finance Committee decided that all the temporary staff of the Council may be covered under Provident Fund with EPFO. The Finance Committee also decided to hire a Provident Fund Consultant to advise accordingly.

