

FIRST INFORMATION REPORT

(Under Section 154 Cr. P.C.)



P.S. Bhaktinagar Year 2021 FIR No. 861/2021 Date 12/07/2021
 Sections 304A (ii) Act — Sections —
 Sections — (iv) Others Acts & Sections —

(a) Occurrence of Offence : Day — Date From 09/07/2021 Date To —
 Time Period — Time From 18:00 hrs Time To —

(b) Information received at P.S. Date 12/07/2021 Time 20:15 hrs

(c) General Diary Reference : Entry No.(s) 780 Time 20:15 hrs

Type of Information: Written Written / Oral —
 Place of Occurrence : (a) Direction and Distance from P.S. approx 1.5 km South Beat No. —

(b) Address Anandaloke Multispeciality Hospital, Serathe Road, P.S. Bhaktinagar, Dist - Jalpaiguri

(c) In case outside limit of this Police Station, then the Name of the P.S. — District —

Complainant / Informant : (a) Name Pazween Begum w/o 4 Md Mustaque Alam at

(b) Father's / Husband's Name w/o 4. Md. Mustaque Alam

(c) Date / Year of Birth : — (d) Nationality Indian

(e) Passport No. — Date of Issue : — Place of Issue —

(f) Occupation —

(g) Address Guruparia Bazar, P.S. Islampur, Dist - Uttar Dinajpur

Details of known / suspected / unknown accused with full particulars (Attach separate sheet, if necessary):
Authority of Anandaloke Multispeciality Hospital & Attending Doctor.

Reasons for delay in reporting by the Complainant / Information —

Particulars of properties stolen / involved (Attach separate sheet, if necessary): —

Total value of properties stolen / involved —

Inquest Report / U.D. Case No. if any —

FIR Contents (Attach separate sheets, if required): The original written complaint which is treated as FIR is enclosed/reproduced overleaf

Action taken : Since the above report reveals commissions of offence(s) as mentioned at item No. 2, registered the case and took up to the investigation / directed SI Ghoshan Kar to take up investigation / refused investigation / transferred to P.S. — on point of jurisdiction. FIR read over to the Complainant / Informant, admitted to be correctly recorded and a copy given to the Complainant / Informant free of cost.

Signature / Thumb impression of the Complainant / Informant Noted in original complaint
 Signature of the Officer-in-Charge [Signature]
 Bhaktinagar Police Station, Siliguri Metropolitan Police

Date & Time of despatch to the court : —
 Name : SHRI AMARESH SINGH
 Rank : Inspector of Police
BKN PC/SPC

Received on 12/07/2021 at 20:15 hrs
vide BUN PS 806 no - 789 & started
BUN PS case no - 861/2021. Dt - 12/07/21
WS - 3047 IPC & ordered to SI
Bhadracharan to investigate the case.

To,
The Inspector in Charge,
Bhaktinagar Police Station,
Bhaktinagar, District Jalpaiguri.

12/7/2021
(Anandlok)
Inspector in Charge
Bhaktinagar Police Station
Jalpaiguri Metropolitan Police

Subject: Complaint against medical negligence and malpractice committed by Anandalok
Multispeciality Hospital Authority, it's Manager namely Subhadeep Guha,
(during the treatment) namely, Dr. Vishal Golay, Dr. A. Debnath, Dr. R. Roy, Dr.
Anshuman Das and Dr. Samarth Agarwal and it's C.O.O. namely Abhijit Chakraborty.

Respected Sir,

I, Parween Begum, wife of Late Md. Mustaque Alam resident of Gunjaria Bazar,
P.O. Gunjaria Bazar, P.S. Islampur, District Uttardinajpur, do hereby wish to inform you
that that my deceased husband was suffering from Sugar, Kidney and Liver problem
since 2018 and his treatment was going on without any fail. That after treating at Asian
Institute of Gastroenterology Pvt. Ltd. at Hyderabad the health condition of my
husband/deceased was good and we were happy.

But suddenly on 09.04.2021 at about 1 PM my husband/the deceased become
senseless and serious for 1 to 2 hour for which we decided to go to Anandalok
Multispeciality Hospital, Siliguri, situated within your jurisdiction as because we heard
that the said hospital is one of the reputed multi-speciality hospital having various
facilities for the patients. And accordingly on the same day at about 6 to 7 PM the family
members brought my husband/the deceased at said Anandalok Multispeciality Hospital.
Firstly the deceased was kept in the emergency and after one hour the attendant doctor
and authority stated that as it is the case of kidney and lever problem (Nephrology) Dr.
Vishal Golay will treat him and as the patient is serious we have to admit him in ICU.
Further they also asked us to deposit 30,000/- at the counter, the family members
accordingly deposited the amount and at about 8 PM the deceased/patient was admitted in
ICU vide Bed No. ICU-1, MR 085212.

That after almost 6 hours at about 2 a.m. on 10.04.2021, the employee of the said
Anandalok Multispeciality Hospital informed us over phone that Dr. Vishal Golay have
attended the patient and the patient requires dialysis for which the authority requires
consent form from the patient party, then and there my son Md. Tausif Reza reached to
the Anandalok Multispeciality Hospital counters and there the Manager Subhadeep Guha
Thakurata and other employees taken the signature of my son on various forms not
known to him. On 10.04.2021 the manager and attended doctor informed my son that the
creatinine level of the patient is very high and he requires dialysis on every day until the
creatinine level becomes low. And accordingly since 10.04.2021 to 15.04.2021 dialysis
process was done at the said Anandalok Multispeciality Hospital.

In the meantime on 12.04.2021 when my family members asked the manager (Sri
Subhadeep Guha Thakurata) about to meet with Dr. Vishal Golay, the manager and other

Parween Begum

employee stated him that Dr. Vishal Golay is out of Siliguri and now Dr. A. Debnath will attend and treat the patient and also stated that there is nothing to worry and Anandalok Multispeciality Hospital is the best hospital in the Siliguri City having various doctors and best caring hospital. Thereafter whenever I and or our family members asked to meet with doctors they always excused with different reasons. My son several times asked for the daily laboratory reports related with the patients but the manager replied that they can give all the documents only at the time of discharge of the patient but before discharge they cannot give any laboratory reports related with the patient. We asked about the patient situation the manager/employee always replied that the condition of the patient is improving and there is nothing to worry.

That on 16.04.2021 when we asked the nurse/employee about the raw feeding of the patient, the attended nurse/employee informed that as there is mild infection and dressing process is going on to remove the infection they cannot give the patient any raw food. After coming to learn about the word "mild infection and dressing" I enquired with the nurse about the situation of the patient and requested to see the patient and it was the first time when I noticed that the hydrocele portion of the patient became swelled and infected and it looked like red and yellow color. Thereafter immediately I and my son enquired with the manager (Sri Subhadeep Guha Thakurata) but he became rude and stated that the treatment is going on in the right way and the doctor's will do their best and they have various patient in the hospital. With a good hope we kept mum and requested the manager about to meet with the doctor. At that time Dr. A. Debnath stated that the patient is in stable condition and it is just mild infection and there is nothing to worry upon this issue.

That in the evening time on 16.04.2021 the manager and Dr. A. Debnath and other employee of O.P. No.1 tried to convince us that we can take the discharge of the patient as the dialysis and other charges of the Anandalok Multispeciality Hospital is very high bearing of which is not possible for a middle class family even the manager advised my son to treat the patient at Islampur which will be less expensive.

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That on 17.04.2021 Dr. A. Debnath met with the family members and stated that as the patient is stable now, creatinine and other reports are stable, we can take the discharge of the patient. Accordingly on 18.04.2021 when the family members reached at the Anandalok Multispeciality Hospital, my son and other family members become shocked to hear that if we will discharge the patient we have to sign some risk form/paper without which the formalities cannot be completed. Over this when my son stated that you and the doctor himself suggested us to take discharge of the patient than how can I sign the risk form but they by giving different excuses took the signature of my son. My son finding no other alternative signed the risk form. At that time the authority has taken signatures of my son on some forms and papers but the manager/employee did not give any time to understand the contents of the risk form and other papers.

It is pertinent to mention here that only after discharge of the patient/deceased the Anandalok Multispeciality Hospital authority had given the papers like laboratory reports and treatment details concerned with the patient/deceased to us. That however at

the time of discharge the then doctor and manger of Anandalok Multispeciality Hospital stated that the patient is stable but just for formalities the authority had taken the risk forms and also advice us that the dressing process of the patient can be done at any where even at Islampur hospitals and hence nothing to worry.

Thereafter on 18.04.2021 after taking discharge of the patient/deceased we brought the patient/deceased at Alam Nursing Home, Islampur, District Uttardinajpur for the purpose of dressing. After met with the doctor (Dr. Mazhar Alam) we have become totally socked to know that the patient/deceased is suffering from "Fournier's Gangrene" with Septicaemia with Anuria and the infection has spreaded in the other organs, further the doctor has also advised us to go to a higher nursing home.

On 19.04.2021 we brought the patient at Neotia Getwel Healthcare Centre, Matigara, Siliguri, there the attendant doctors already stated that the patient is suffering from "Fournier's Gangrene" with Septicaemia and the infection has spreaded in the other organs of the body and it is totally last stage and it is upon the patient party whether they will keep the patient for treatment or not. Finally with a best hope admitted the patient at there but on 20.04.2021 at about 9.30 to 10 am. the authority of Neotia Getwel Healthcare Centre informed my son that his father has been dead.

I also hereby inform you that in the Medical Certificate of Cause of death it is clearly mentioned that the cause of death is due to the Septic Shock and Fournier's Gangrene. The said certificate has been issued by the Neotia Getwel Healthcare Centre and the medical attendant was Dr. Arjun Munda of Neotia Getwel Healthcare Centre.

That the Medical Certificate of Cause of death and Dr. M. Alam's check-up medical prescription clearly shows and sufficiently proves that the Anandalok Multispeciality Hospital authority, manager namely Subhadeep Guha and it's doctors (during the treatment) namely, Dr. Vishal Golay, Dr. A Debnath, Dr. R.P. Roy, Dr. Anshuman Das and Dr. Samarth Agarwal all were absolutely negligent in carrying out the diagnosis and treatment of the deceased causing death of the patient due to Fournier's Gangrene and Septic Shock.

That it is pertinent to note that on the date of death our one of the family member directly call to the Chief Operation Officer, namely Abhijit Chakraborty of Anandalok Multispeciality Hospital and raised the entire issue with him, the officer over phone assured that he will personally look the matter and he had also talk with my son Alam and suggested to go to home and complete the last rituals and after that the matter will be discussed/settled at Anandalok Multispeciality Hospital. And accordingly the family members took the deceased at our home for performing last ritual ceremonies. (one CD is Annexed herewith of the Call Record conversation).

After completion of last rituals when my son and other family members went to go to Anandalok Multispeciality Hospital, we become again shocked to hear that the

C.O.O. and doctors and manger all had refused to listen upon the matter and in reaction they suggested my son and other family members to go to court.

That from the treatment details and or documents provided by the Anandalok Multispeciality Hospital it is found that on 10.04.2021 one USG of Scortum was conducted which reflect that there was Bilateral inguinal hernia, Swollen spermatic cords and Coarse calcification in right testis but thereafter the authority and its doctors above named never conducted any further USG of Scortum.

The said Anandalok Multispeciality Hospital authority and it's above named doctors never treated the deceased patient on the right way and they committed negligence in treating the deceased/patient. They intentionally never informed us and or our family members about the problem of Hydrocele/Scrotal swelling. They have failed to diagnose the problem and committed medical malpractice and negligence. They did not even try to reveal the disease causing death of the patient/deceased.

It is pertinent to mention here that if the DEBRIDEMENT PROCEDURE was conducted by the said Anandalok Multispeciality Hospital and its doctors the patient might be alive but they failed and even did not carry out detailed evaluation of the deceased/patient during the treatment. The cause of death speaks itself about the negligence and malpractice of the said Anandalok Multispeciality Hospital authority and it's doctors. They intentionally never informed the Complainant and or his family members about the problem of Hydrocele/Scrotal swelling. The deceased had never any hydrocele problem. They have failed to diagnose the problem and committed medical malpractice and negligence.

That we have given almost amount of Rs.235000/- (Two lac thirty five thousand only) to the said Anandalok Multispeciality Hospital authority, Siliguri which is excessive and very high. In fact we have deposited amount on each and every time whenever they demanded but they failed to discharge their obligation while treating the deceased. They failed to follow the standard of medical care. They failed to use the reasonable degree of skill care, knowledge and prudence while treating the patient. They had not given the proper advice and proper treatment. That the death of the deceased is/was the direct and proximate result of the gross negligent actions and breaches of the applicable standards of medical care by the said Anandalok Multispeciality Hospital authority and it's doctors.

Sir, the whole family was grief stricken by the passing away of the deceased, loving member of the family, more over due to the pandemic situation of Covid-19 Second Phase, I am giving this complaint after almost 2 months and 21 days.

Under the circumstances I therefore request you to kindly investigate upon the entire matter and take necessary action against the said Anandalok Multispeciality Hospital authority and it's doctors and further also request you to

Perween Begum

secure the CCTV footage of said Anandalok Multispeciality Hospital during the time of treatment of the deceased/patient. We are under apprehension that they may destroy the CCTV footage of that time. Further to help the investigation I am also sending you the entire relevant documents along with this complaint.

Sir I am enclosing herewith the entire relevant documents in the following manners:-

- 1) Copy of Death Certificate is annexed herewith as Annexure "A" being document no.1.
- 2) Medical Documents related to the AIG Hospital, is filed herewith as Annexure "C" being document nos. 3 to 36.
- 3) Admission documents of Anandalok Multispeciality Hospital, Siliguri is annexed herewith as Annexure "D" collectively being document nos. 37 to 44.
- 4) Copy of laboratory reports and bills of Anandalok Multispeciality Hospital, Siliguri is annexed herewith as Annexure "E" being document nos. 45 to 115.
- 5) Copy of Discharge Certificate issued by Anandalok Multispeciality Hospital is annexed herewith as Annexure "F" collectively being document nos. 116 to 117.
- 6) Copy of medical documents issued by Anandalok Nursing home, Islampur is annexed herewith as Annexure "G" collectively being document nos. 118 (i) to 120
- 7) Copy of Medical certificate of cause of death issued by Neotia Getwel Healthcare Centre is annexed herewith as Annexure Annexure "H" being document no. 121.
- 8) Copy of USG report conducted by Anandalok Multispeciality Hospital, Siliguri is annexed herewith as Annexure "I" being document no.122.
- 9) The entire medical documents and bills of Neotia Getwel Healthcare Centre are filed herewith as "ANNEXURE-J" collectively, List of documents Page no.123 to 155)

Parween Begum

Copy To:

1. The Commissioner of Police,
Siliguri Police Commissionerate,
Siliguri, District Darjeeling.

Thanking you,

Yours faithfully,

Parween Begum
11/7/2021.

(PARWEEN BEGUM)

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