

(16)

In the Court of the State Commissioner for Persons with Disabilities

National Capital Territory of Delhi

25- D, Mata Sundari Road, Near Guru Nanak Eye Centre, New Delhi-2

Phone-011-23216002-04, Telefax: 011-23216005, Email: comdis.delhi@nic.in

[Vested with powers of Civil Court under the Rights of Persons with Disabilities Act, 2016]

Case No. 4/13/6/2016- Wel/CD 522-523

Dated: 16.5.2017

In the matter of:

Sh. Arun Kumar

E - 117, Camp No.2, Nangloi

Delhi - 110041

.....Complainant

Versus

The Secretary,

Department of Health & Family Welfare,

GNCT of Delhi, Delhi Secretariat

New Delhi-110002

.....Respondent

Date of Hearing: 15.05.2016

Present: Sh. Arun Kumar, Complainant

ORDER

Despite notices of hearing none appeared on behalf of the respondent.

2. A complaint vide email dated 02.05.2016 of Sh. Arun Kumar addressed to the Hon'ble President of India was received in the office of the Commissioner for Persons with Disabilities vide Social Welfare Department letter dated 19.05.2016. The complainant alleged that due to the negligence of Dr. Nidhi Chopra, Special Grade - III Paediatrics, Bhagwan Mahavir Hospital, Pitampura, Govt. of NCT of Delhi, one arm of his new born baby (girl child) on 22.04.2015 has become immobile.

3. Although this was not a case of person with disability, the matter was taken up with Secretary Health & Family Welfare department Govt. of NCT of Delhi vide letter dated 01.08.2016. After a number of correspondence between the office of Commissioner for Persons with Disabilities, Health & family

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Welfare Department and Medical Superintendent of Bhagwan Mahavir Hospital, a hearing was scheduled on 15.05.2017.

4. As per the version of Medical Superintendent, Bhagwan Mahavir Hospital, efforts were made to call the complainant to the Hospital to resolve the problem amicably. However, he did not turn up. She also inter-alia submitted that complaint was also received through Delhi Medical Council who have been informed that there was no medical negligence during the treatment given to the daughter of Sh. Arun Kumar.

5. The complainant, reiterating his written submissions stated that he had gone to the hospital and requested that proper treatment should be provided to his daughter by the hospital and her arm be made functional.

6. The copies of the communications received from various offices were given to the complainant during the hearing and he was advised that appropriate Department and authority to deal with his case are Health & Family Welfare Department, Govt of NCT of Delhi and Delhi Medical Council who would investigate the issue of medical negligence as well as provide appropriate treatment to his daughter. He should therefore pursue the matter with the appropriate authorities.

7. As the matter does not pertain to a persons with disability, the case is closed in this court.



State Commissioner for Persons with Disabilities

Court of Commissioner (Disabilities)
National Capital Territory

Room No. - 1
25-D, Mata Sundari Road, New Delhi-110002

(Signature)
(T.D.Dhariyal) 16.5.17