

1 MACT 272/2014
201/16
GEETA Vs. SURYA PRAKASH

05.04.2025

Present: None for parties.

Despite service, none is present from LNJP Hospital.

Be awaited.

At 12:00 P.M.

Dr. Kumud Bharti, CMO-NFSG, Lok Nayak Hospital has appeared.

Some photostat documents have been filed on record by CMO present (13 pages). It is submitted by CMO present that the CR number and MLC number of the patient Shivam as provided in LNJP Hospital document, which are on record, is different from the one given in the PM report of Maulana Azad Medical College (MAMC) Post-Mortem Report. It is further submitted that no referral paper is prepared by LNJP Hospital in case of death in any MLC Case but in all of the MLC Cases, usually PM is conducted and IO concerned receives the body for taking it to any mortuary for PM examination. It is further submitted that LNJP does not have any record regarding where was the body of patient Shivam taken after discharge from Hospital but LNJP Record can show to whom the body was handed over and record shall be traced and document shall be filed before the Tribunal. It is also submitted that likely the body was handed over to IP Estate Police as PP IP Estate is mentioned over the document of

LNJP. It is also submitted that while the patient name and parentage in the PM report of MAMC are the same, the other details like CR number, MLC number like age and history do not match. Hence, even though the documents might be of the same patient, no conclusive opinion can be given at this stage in absence of MLC from Ambedkar Hospital Noida and further, report from MAMC to explain the discrepancy and further MAMC can also provide documents i.e. MLC Summary and Body Handing Over Slip.

In view of the submissions made, CMO present is directed to apprise the concerned Dean MAMC regarding the discrepancies and further seek report from the hospital including the documents available with the hospital and submitted at the time of PM examination of the person under reference in PM report. Dean MAMC is also be summoned to file report whether the medical documents of LNJP Hospital and PM report of one or the same person and if so, to explain the discrepancies regarding CR number and MLC. Further, M.S. B.R. Ambedkar Hospital is directed to appear in person through VC positively on NDOH before the Tribunal at 02:00 P.M. and forward to the Tribunal the copy of the MLC number 38544/2014, with details regarding patient name and also to apprise whether person namely Shivam, s/o- Sh. Sanjay, R/o- Chora gaon, Sector-22, Noida, U.P. was examined with history of Raod Traffic Accident under the said MLC.

Process be served to M.S. B.R. Ambedkar Hospital through DCP East for date fixed.

It cannot be lost sight of that matter is being delayed on account of failure of petitioner to file copy of MLC till date despite filing of the claim petition in the year 2014 itself and examining relevant witnesses in this regard. Hence, interest on compensation if any awarded in future, stands stopped from 23.11.2023, when the final arguments were addressed first till disposal of the claim petition.

Be put up on **26.04.2025**.

CMO is bound down for appearance through VC. All medical documents available on judicial file have been handed over to the CMO present to facilitate her in assisting the Tribunal.

Copy of order be given dasti to her.

(Mayuri Singh)
P.O. MACT (East)/Delhi
05.04.2025