

Witness No. 2 for Claimant.

I do hereby claimant on solemn affirmation that :-

Name :- Dr. Santosh Patil
Age :- 46 yrs.
Occupation :- Orthopedic surgeon
Residence of :- Osmanabad.

Examination-in-chief for the claimant Adv. Shri. N. S. Patil

1. I am M.B.B.S., D. Ortho. I have 15 yrs of experience. I am consultant and attached to Patil Hospital Osmanabad. On 12.07.2024 Yogeshwari Khandu Hamal had been to my hospital for obtaining disability certificate. She brought discharge card and MLC certificate and X-ray. I physically examined her. She was having right tibia shaft fracture and left occipital bone with brain injury. Hemorrhagic contusion by temporal region. Right knee flexion 95 degree and extension 05 degree lent. There was moderate pain during movement of the joints and walking. Grade IV weakness of right thigh muscle. Limping is also seen. She was having intermittent memory loss for short time. She was unable to do her routine work. As per Maharashtra Orthopedic Association Guidelines I estimated 25% permanent disability and issued disability certificate. Now shown me the certificate. It is the same. Contents are true and correct. It bears my signature and the seal of the hospital. It is **Exh.36**.

Cross-examination by Adv. P. V. Saraf for respondent no.2.

2. It is true to say that there is no any instrument to measure the pain. It is true to say that I am not given medical treatment to the Yogeshwari Hamal as a indoor patient. It is not true to say that I have not taken the x-ray of the said patient. It is true to say that x ray are not filed in this matter. It is true to say that I have issued disability certificate in respect of right tibia shaft fracture. It is true to say that as per guidelines for limping only 2% disability and for cross leg 4% disability and squatting 4% should be given. It is true to say that I am not neuro surgeon. It is true to say that in my hospital there is no facility of CT scan and MRI. It is not true to say that as I am not neuro surgeon I could not give the disability in respect of intermittent giddiness and short term memory loss. It is true to say that I have not given any medical treatment to said patient. It is not true to say that I have issued the false disability certificate.

Re. Exam nil.

R.O.A.C

Dt.05.08.2025

(R. K. Khomane)
Member
M.A.C.T. Osmanabad.