

Witness No. 02 for the petitioner

Further examination-in-chief by and on behalf of the petitioner by Adv. Chahal resumed on S.A. on 19.01.2024

13] I have filed my affidavit of evidence on record. It is prepared as per my instructions. Its contents are read over and explained to me. Same are true and correct. It bears my signature.

14] Discharge summary, dated 24.04.2018 is now shown to me. It is of our Hospital. It bears signature of Dr. Sharad, the then RMO. Discharge summary was authorized by me. (After verification of record brought by the witness, he clarified that) In Hospital record age of the patient is mentioned as 52 years and in discharge summary it is mentioned as 47 years. All other contents are correct. (Discharge summary, dated 24.04.2018 is at Exh.29). Acknowledgment of documents by the patient is part and parcel of discharge summary, Exh.29.

15] Final bill, dated 24.04.2018 at the time of discharge is now shown to me. It is of my Hospital. It bears signature of concerned billing department staff. Contents of this are true and correct. It includes some deposit receipts. (Final bill, dated 24.04.2018 at the time of discharge is at Exh.30).

16] OPD consultation bill, dated 11.08.2018, x-ray receipt, dated 12.10.2018, out patient (OP) pharmacy receipt, dated 13.08.2018, x-ray receipt, dated 11.08.2018, OPD consultation,

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dated 25.02.2022, x-ray receipt, dated 30.05.2018, filed at Sr.No. 04, 07, 24, 25, 26 and 33 in list of medical bills, are now shown to me. Those bills are of my Hospital. Those bear signature of billing department staff. Its contents are true and correct. (OPD consultation bill, dated 11.08.2018, x-ray receipt, dated 12.10.2018, out patient (OP) pharmacy receipt, dated 13.08.2018, x-ray receipt, dated 11.08.2018, OPD consultation, dated 25.02.2022, x-ray receipt, dated 30.05.2018 are at Exh.31, 32, 33, 34, 35 and 36 respectively).

Cross-examination by and on behalf of opponent no.01

17] **See order below Exh.01, dated 18.02.2021.**

18] In view of order passed below petition, Exh.01, dated 18.02.2021, it proceeded ex-parte against opponent no.01.

Cross-examination by and on behalf of opponent no.02 by Adv. A. K. Tiwari

19] All medical papers referred to me today, are not personally prepared by me. We have not done MLC in this case. There is separate billing department in our Hospital. I am not able to tell name of concerned billing staff, who had signed these bills. It will be correct to say that, I have no personal knowledge of the bills referred to me. I have brought record of discharge summary in soft copy, but not of the bills. I have not brought hard copy of the same. I have not brought hard copy of x-ray report. Those are already being handed over to the patient. I have not brought record of OPD receipts. Today I have not brought any account

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book, bank statement, etc. to show that, amount of these bills was credited in the account of the Hospital. Today I have not brought referral letter of Bhakti Vedant Hospital. It is not true to say that, contents of para 04 and 06 of my affidavit are incorrect. Hospital papers, bills and discharge summary do not bear my signature. At the time of discharge of the patient, treatment given to him was successful. It is not true to say that, after follow-up treatments the patient was perfectly recovered. He was partially recovered. After his OPD treatment, we have suggested him further treatment. I suggested him exchange nailing and bone grafting for right femur. It is not true to say that, after follow-up treatment, he was able to do his daily routine work/activities. I have not given in writing to the patient opinion that, he is not able to do his day to day activities.

20] I have no access to these computers in which these bills are filled.

Que.: Can you elaborate how there is difference of age mentioned in your Hospital record and discharge summary, Exh.29 ?

Ans.: Some times, registration department on request of the patient can change his name and age.
Secondly, age of the patient at the time of discharge will be calculated. If I access the record now, it will show current age of the patient.

I do not have any idea as to what exactly happened in present case. It is not true to say that, there is unauthorized alteration in discharge summary and bills. It is not true to say that, today I am

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deposing false in respect of documents referred to me today. It is not true to say that, our Hospital did not receive amount of bills.

21] The patient had not come to our Hospital for obtaining disability certificate. I don't issue disability certificate. It is not true to say that, today I am deposing false.

Re-examination

22] Nil

Before me

R.O.A.C.

Sd/.xxx

(S. N. Shah)

Member, M.A.C.T., Thane

Sd/.xxx

(S.N.Shah)

Member, M.A.C.T., Thane

Thane

Date :- 19.01.2024