



FIRST INFORMATION REPORT

04810

W.B. FORM No. 27

First information of a cognizable crime reported under section 154 Cr. P.C., at P.S.

1. Dist. Bankura Sub-Divn. Sadar P.S. Bankura Year 2024 FIR No. 131/24 Date 24.4.24
2. (i) Act IPC Sections 304A (ii) Act \_\_\_\_\_ Sections \_\_\_\_\_  
 (iii) Act \_\_\_\_\_ Sections \_\_\_\_\_ Other Acts & Sections \_\_\_\_\_
3. (a) General Diary Reference : Entry No. 1353 Time 13:25 Hrs  
 (b) Occurrence of Offence : Day \_\_\_\_\_ Date From 21.3.24 to 25.3.24 Time \_\_\_\_\_  
 (c) Information Received Date On 26.3.24 Time 22:15 Hrs  
 G.D. No. 1539 at the Police Station :
4. Type of information : Written / ~~Oral~~ Written
5. Place of Occurrence : (a) Direction and Distances from P.S. Approx 100 metre west from ps,  
 (a) Address Hardik Medical Diagnostic centre Pvt Ltd (Hardik Hospital)  
Rabindra Sarani Pst Dist Bankura.  
 (b) In case outside limit of this Police Station, then the name of P.S. \_\_\_\_\_  
 District \_\_\_\_\_
6. Complaint / Information :  
 (a) Name Tanmay Dey  
 (b) Father's / Husband's Name Nepal Dey  
 (c) Date / Year of Birth Not noted  
 (d) Nationality Indian  
 (e) Address Lal bazar Kamarpara, Pst Dist - Bankura.
7. Details of Known / Suspected / Unknown / Accused with full particulars. Dr. Somraj Sarkar and  
 (Attach separate sheet, if necessary) the authority of Hardik Medical Diagnostic
8. Reasons for delay in reporting by complaint / informant centre Pvt Ltd (Hardik Hospital), Rabindra  
Sarani Pst Dist - Bankura
9. Particulars of properties stolen / involved : (attach separate sheet, if required) : \_\_\_\_\_
10. Total value of Properties stolen / Involved : \_\_\_\_\_
11. Inquest report / U.D. : Case No. if any : NTS PS W/D case NO-181/24 Dt 25.3.24
12. FIR Contents : (Attach separate Sheet, if required) Bankura PS U/D case NO-185/24 Dt 26.3.24  
The original written complaint and enquiry  
report which is treated as F.I.R is attached here with.
13. Action taken : Since the above report reveals commission of offence(s) u/s 304A IPC

registered the case and ~~took up the investigation~~ / directed S.I Animesh Mahata  
 transferred to P.S. \_\_\_\_\_ on point of jurisdiction. FIR read over to the complaint / informant.  
 admitted to be correctly recorded and a copy given to the complainant. Inspector-in-Charge  
Bankura Police Station  
 Dist.- Bankura

Signature / Thumb Impression of  
 the Complainant / Informant

24.4.24  
 Signature of the officer-in-charge, Police Station with  
 Name Prosenjit Barai  
 Rank S.I of Police  
 Number if any : Bankura ps.

To, The I.C.  
Bankura Police Station  
Bankura



ଆମିନୀୟ ହସ୍ତାକ୍ରମ,

ଆମିନୀ ସ୍ତ୍ରୀ ଉମ୍ମା ଦେ ବିଜା - ମେଧାଳା ଦେ, ମିଡ଼ିଆଲ - ନାମାପଞ୍ଚାୟତ -  
କାନ୍ଧାଡ଼ ପାଠ, ବାକୁରୀର ଘୁଞ୍ଚି ବସିଲା ହୁଏତେ, ଆମ୍ଭଙ୍କର ନିକଟ ଓଢ଼ାଦାର ବିକଳ  
ନିରାପତନ ପରି ଯେ ଆଜ୍ଞା ଶ୍ରୀ ଛୋଟୁଞ୍ଚି ଦେ ବନ୍ଧୁ ଆମ୍ଭୁଆମିକ ୧୬ ଅକ୍ଟୋବର  
ହୁଏବାର ପର ହୁଏତେ ଆମ୍ଭଙ୍କର ହାମାଦ ଅର୍ଜ୍ଜୁନ ହର୍ଦିକ ହର୍ଦିକାଳ ଅଭାବବାସୁ ମୋହରୀ  
ଅବକାରରେ ଉତ୍ତର ଚିକିତ୍ସା ହୁଏତେହାଲେ, ଉକ୍ତ ଅଭାବ ଗଣ୍ଡ ବାଆଇତେ ୨୦ ୨:୧୨:୨୩-  
୨୧/୦୩/୨୦୨୪ ତାରିଖ ବୃହସ୍ପତିବାର, ଅକାଳ ୫:୩୦୫.୩୫ ନାମାଦ ଆଜ୍ଞା ଶ୍ରୀ  
ହର୍ଦିକ ହର୍ଦିକାଳେ ବାଟା ଏକ କରକର ହୁଏ ଏକ ବହାଳା ହୁଏ, ଆଜ୍ଞା ଶ୍ରୀ  
ଉକ୍ତ ହର୍ଦିକ ହର୍ଦିକାଳେ ଉକ୍ତ ବାରିବାର ପର ଅଭାବ ଆମ୍ଭଙ୍କର ଅବକାର ଆଜ୍ଞା ଶ୍ରୀ  
ଅଧିକ ବିକଳେ- ପରିଚା- ନିରୀକ୍ଷା କରିବା ଆଜ୍ଞା ଶ୍ରୀ ବିକଳ କରକର- ହିକଳେ ହେ,  
ଆମିନୀ ଏବଂ ଆଜ୍ଞା ଶ୍ରୀକାରେ ମୋକହନ ସହ୍ୟ ଉକ୍ତ ଗଣ୍ଡ ବିକଳ ହୁଏତେ ହୁଏତେ କାରି-  
ନେ ଆଜ୍ଞା ଶ୍ରୀ ବିକଳ କରିବାର କେତେ ଆଜ୍ଞା ଶ୍ରୀ- ମାଣ୍ଡିକ କୋଳେ ଏକା-  
ଉତ୍ତରୀକା ମିତ୍ତେ ହୁଏତେ ବିକଳ କରିବାର ଅନୁକ୍ରମ ଦିଅ, ଉକ୍ତ ହର୍ଦିକ ହର୍ଦିକାଳ  
ଆଜ୍ଞା ଶ୍ରୀ ବିକଳ ହୁଏବାର ପର- ଏକା ବାଟା ଅଧାଳ ହୁଏ ଏକ ବାଟେ ୨୧/୦୩/୨୪  
ତାରିଖ ବୃହସ୍ପତିବାର, ଅକାଳ ୭:୨୫୫.୩୫ ନାମାଦ, ଏବଂ ହୁଏବାର ପର- ଆଜ୍ଞା ଶ୍ରୀ  
ଓ ବାଟାକେ ବାଟ ଦେଇ ଏବଂ ଉକ୍ତ ଗଣ୍ଡ ବିକଳ କାହି ଆଜ୍ଞା ଶ୍ରୀ ମାଣ୍ଡିକ  
ଉତ୍ତରୀକା ଆଧାରରେ ହୁଏତେ ହେଲେ ଉକ୍ତ ଗଣ୍ଡ ବିକଳ ଏବଂ ଆଜ୍ଞା ଶ୍ରୀକାରେ  
ମୋକହନକେ ହୁଏତେ କୋଳେ ଏକା- ମାଣ୍ଡିକ ଉତ୍ତରୀକା ହେ, ଆଜ୍ଞା ଶ୍ରୀକେ  
ବିକଳକର ବାଟ ଦେହାର ପର ହୁଏତେ ଆଜ୍ଞା ଶ୍ରୀ ଅତିବିକଳ ହୁଏତେ- ହିକଳେ  
ହୁଏତେ ହୁଏତେ ବାଟେ ଏବଂ ଆଜ୍ଞା ଶ୍ରୀ ମାଣ୍ଡିକ ଉତ୍ତରୀକା ଅଧାରରେ ହୁଏତେ  
ହୁଏତେ, ଉକ୍ତ ବିକଳେ ଆମିନୀ ଉକ୍ତ ବିକଳ ଆମ୍ଭଙ୍କର ଅବକାର ଅବକାର ଅବ-  
ହର୍ଦିକ ହର୍ଦିକାଳ କୃତପକ୍ଷକେ ଅବକାର ବାରି, ଉକ୍ତ ଗଣ୍ଡ ଏବଂ ହର୍ଦିକ  
ହର୍ଦିକାଳ କୃତପକ୍ଷକେ ଅବକାର ବାରି ଅଧିକ ଉକ୍ତ ଆଜ୍ଞା ଶ୍ରୀ ମାଣ୍ଡିକ  
ଉତ୍ତରୀକା ହୁଏତେ କୋଳେ ଏକା- ବିକଳ ଆମ୍ଭଙ୍କର ବାଟେକା, ନିକଳେ ଉକ୍ତ ଆଜ୍ଞା ଶ୍ରୀ  
ଅତିବିକଳ ହୁଏତେ ବିକଳକରା ନା ବାରିବାର କାରଣେ ଆଜ୍ଞା ଶ୍ରୀ ମାଣ୍ଡିକ  
ଉତ୍ତରୀକା ଏକା ମାଣ୍ଡିକାଳେ ହୁଏତେ ହୁଏ, ଆଜ୍ଞା ଶ୍ରୀ ଅଧାରରେ ଅଧାରରେ  
ଶ୍ରୀ ଉକ୍ତ ହର୍ଦିକ ହର୍ଦିକାଳ ହୋକ ୨୨/୦୩/୨୦୨୪ ତାରିଖ ଉକ୍ତ ଗଣ୍ଡ ୧୧:୪୫ ନାମାଦ  
ଅବକାର କରିବା ଦେଇ, ଧୁବ ଉକ୍ତ ଆଜ୍ଞା ଶ୍ରୀକେ ହର୍ଦିକାଳ ବିକଳ  
ହର୍ଦିକାଳ ତେ ଉକ୍ତ ଗଣ୍ଡକେ ବିକଳକରା- ଉକ୍ତ ବାରି, କିନ୍ତୁ ଆଜ୍ଞା ଶ୍ରୀ ମାଣ୍ଡିକ  
ଉତ୍ତରୀକା ଧୁବ ଗଣ୍ଡକେ ହାରିବାର କାରଣେ ୨୬/୦୩/୨୦୨୪ ତାରିଖ ଉକ୍ତ ଗଣ୍ଡ ୨:୨୫୫.୩୫  
ନାମାଦ ଆଜ୍ଞା ଶ୍ରୀ ହାରିବାର ଅଧାର ଆଜ୍ଞା ଶ୍ରୀ ହୁଏତେ ହୁଏତେ ଉକ୍ତ ଗଣ୍ଡ  
ଅବକାର ଅବ ହର୍ଦିକ ହର୍ଦିକାଳେ କୃତପକ୍ଷକେ ଅଧାର କାହି ଦେଖି ହୁଏତେ ହେ  
ଉକ୍ତ ଆଜ୍ଞା ଶ୍ରୀ ଅଧାର ଅଧାର ଅଧାର ହର୍ଦିକ ହର୍ଦିକାଳ କୃତପକ୍ଷକେ ହିକଳ  
କୋଳେକେ ହାରିବାର ହାରିବାର ନା, ଆଜ୍ଞା ଶ୍ରୀକେ ବିକଳ ବିକଳକରା

P.T.O. -

দীর্ঘদিন হৃদিক হস্তিচিকিৎসালয় পরে হাকার কারনে আক্রান্ত স্থানীয়  
স্বাস্থ্যকর্মী অসুস্থ-প্রত্যহ-মুক্তিওদ্ধ-ইকুয়া পাঠানো। তাক্রান্ত-  
স্থানীয়-স্বাস্থ্যকর্মী-ইকুয়া-কারনে-ইকুয়া-যাত্রাতে-পুনঃস্থায়-কোষ্ঠ-আক্রান্ত-  
করা-হয়-তাহার-আদেশ-দেওয়া-আক্রান্ত-এবং-কোষ্ঠ-আক্রান্ত-টি-যাত্রা-  
B.S.M.C.H থেকে করা হয়।

উপ্যুক্ত বিবরণ স্ক্রিনিং যাত্রাতে জন্মের-আক্রান্ত-  
আক্রান্ত-অসুস্থ-হৃদিক-হস্তিচিকিৎসালয়ের-কৃত-স্বাস্থ্যকর্মী-বিষয়-  
আক্রান্ত-স্বাস্থ্যকর্মী-এবং-বহিঃস্থ-আক্রান্ত-আক্রান্ত-স্থানীয়-  
একটি-আক্রান্ত-আক্রান্ত-আক্রান্ত-আক্রান্ত-আক্রান্ত-আক্রান্ত-  
U.D. CASE NO - NTSPS U.D. CASE NO - 181/24 Dated - 25/03/24

তারিখ - 26/03/2024

বিস্তৃত -

স্বা তন্ত্র -

Mobile No. - 9836789855

7384406760

Reminded on 26.03.24  
at 22.15 hrs vide Bankura  
PS CDE no. 1539 dt 26.03.24  
and S/ Animesh Mahato  
has been endorsed for  
causing an enquiry.

By Inspector  
26/03/24

Inspector in Charge  
Bankura P.S.

After getting enquiry report.  
the matter was diarised vide G.D.E  
NO 1353 Dt 24.04.24 at 13:25 hrs.  
and started Bankura PS case NO-  
131/24 Dt 24.4.24 U/S- 304A IPC.

By 24.4.24.

Inspector in Charge  
Bankura Police Station  
Dist. Bankura



To  
**The Insp. In- Charge,  
Bankura Police Station,  
PS & Dist- Bankura.**

Ref:- Bankura P.S GDE No. 1539 dtd. 26.03.2024 and GDE no.1348 Dt 24.04.24

Sub:- Enquiry Report for medical negligence at Hardik Medical Diagnostics Centre Pvt. Ltd. (Hardik Hospital).

Sir,

With due respect and humble submission, I beg to report that on 26.03.2024 at 22:15 hrs, Sri Tanmoy Dey, S/O Nepal Dey, of Lalbazar kamarpara, PS & Dist-Bankura submitted a written complaint which was diarized in the above noted GD and endorsed to me. The brief fact of the complaint is that the wife of the complainant namely Mousumi Dey (26 yrs) was undergoing treatment of pregnancy under the control of Dr Somraj Sarkar of Hardik Medical Diagnostics Centre Pvt. Ltd. Bankura (Hardik Hospital) and as per advice and consultation of Dr Somraj Sarkar she was admitted at Hardik Hospital of Bankura on 21.03.2024 in pregnant condition for delivery, where Dr Somraj Sarkar suggested caesarean delivery of his wife. On the same day at 09.28 hrs his wife gave birth a girl child by caesarean process, but after that her health condition deteriorated. After that on 22.03.2024 at 11.45 hrs she had been referred in critical condition for better treatment from Hardik Hospital. Accordingly, the complainant admitted her wife at Durgapur Mission Hospital, where she expired on 25.03.2024 at 02.22 hrs. The complainant believes that her wife died due to mismanagement of the Hardik Hospital and also negligence of Dr. Somraj Sarkar of Hardik Hospital. Over this incident a U/D case was also started at N.T.S PS vide U/D Case No. 181/24 dt. 25.03.2024 and the P.M.E over the dead body of the deceased was done at Asansol District Hospital. But the complainant is not satisfied with the P.M examination which was conducted at Asansol District Hospital, rather is demanding re-post-mortem examination at his nearest Govt. hospital, i.e, Bankura Sammilani Medical College & Hospital, Gobindanagar, Bankura. In this regard the complainant wants to register a case against Dr. Somraj Sarkar and also the management team of Hardik Hospital, 1st feeder road, PS & Dist- Bankura.

Accordingly, as per guidelines by Hon'ble Apex Court (Lalita Kumari VS State of UP), diarized the matter for preliminary enquiry and as per endorsement of IC Bankura PS, I took up for holding enquiry.

During enquiry, a prayer was sent to Ld. CJM Sadar Court, Bankura for necessary permission of re-post-mortem examination over the dead body of the deceased Mousumi Dey (26 yrs), W/O Tanmoy Dey of Lalbazar kamarpara, PS & Dist-Bankura and Ld. CJM (S) Court was kind enough to allow my prayer to re-post-mortem examination over the dead body of the deceased Mousumi Dey (26 yrs), W/O Tanmoy Dey of Lalbazar kamarpara, PS & Dist-Bankura vide order No- 24, dated - 27.03.2024.

A prayer was also submitted to CMOH, Bankura on 27.03.24 for formation of a medical board (As per guideline of Hon'ble Apex court in Jacob Mathew V/S State of Punjab (2005) 6 SSC1 ) to enquire into the matter on their level and submit a medical

opinion regarding the reason behind the death of the deceased Mousumi Dey, W/O-Tanmoy Dey of Lalbazar, PS & Dist- Bankura.

A requisition has been submitted to the competent authority of Hardik Hospital and The Mission Hospital Durgapur on 27.03.27 respectively for supplying BHT of the deceased Mousumi Dey (26 yrs), W/O Tanmoy Dey of Lalbazar kamarpara, PS & Dist-Bankura and collected the same.

During enquiry first PM report of the deceased Mousumi Dey (26 yrs), W/O Tanmoy Dey of Lalbazar kamarpara, PS & Dist-Bankura has been collected from NTS PS, ADPC where Dr. Suvajit Ray, MD. Forensic Medicine, Asansol Dist Hospital who conducted the PM examination opined that **“Death was due to the effects of deceased condition of the organs as described above, Antemortem on nature. Further opinion to be given after chemical examiners report from FSL, Kolkata. Approx time since death: 18-36 hrs”**.

I collected report from CMOH, Bankura. On perusal of the letter issued by CMOH Bankura vide Memo No- CMOH-BNK/PA/1781, Date- 08.04.2024, it could be learnt that an expert team comprising of 07 members made by CMOH Bankura, has submitted their enquiry report.

The expert team has made several observations, which are as follows: -

- (1) Absence of Dr. Somraj Sarkar, the operating surgeon, Dr. Sayak Patra, Anaesthetist & Dr. Bikash Mondal, RMO, who attended the deceased patient but they did not attend before the team though it was informed previously. Overall, the team were present there near about 2 hours 30 minutes but they did not attend.
- (2) One MO named Dr. Vinit Mondal present on 28.03.24 is working without any engagement order from appropriate authority.
- (3) It has come to our notice that this Nursing home, as well as Dr. Somraj Sarkar are performing MTP without proper license for MTP.
- (4) Indication of caesarean section of deceased patient is not clear. There are two opposite types of information given by the nursing home regarding past obstetrics history of the deceased. Sister in-charge has given statement as Mousumi Dey's 1" baby was delivered normally without any caesarean section. Pre-operative notes on BHT had not mentioned about the history of past caesarean section but in OT register they mentioned it was a case of post caesarean section. This is very mysterious fact.
- (5) Indication of caesarean section was not confirmed by investigation i.e. USG (although there is USG facility), or CTG not done on that time to establish proper indication of C/S.
- (6) Mousumi De was admitted at Hardik Medical Diagnostic Centre(P) Ltd. On 21.03.24 at 07:35 a.m. and LUCS done with tubectomy at 09.15 to 10:10 a.m. A normal baby girl was delivered at 09:28 a.m. with birth weight of 2 kg 600 gm. (S1-Dr. Somraj Sarkar, S2-Priyabala Dutta (SN), S3- Ankan Dey (SN), Anaesthetist-Dr. Sayak Patra)

(7) After OT, surgeon had seen and clinically examined the patient at 11:40 p.m. on 21.03.24 i.e. after 13 hrs. (very long-time gap is there). But MO had seen the pt. at 11 a.m. & 8 p.m. on 21.03.24 & at 11:30 p.m. case was seen by on duty medical officer and found patient was in restless condition, her BP was 70/40, CBG-21mg/dl., and bleeding PV was detected and clot was removed and MO informed to the surgeon. At 11:40 p.m. Dr. Somraj Sarkar has seen the patient when detected Hb level was 7.6 gm. Blood requisition done and patient was shifted to ICCU but blood could not be arranged timely. After 24 hours of OT on 22.03.24 at 10:35 a.m. blood transfusion was started when patient condition was severely deteriorated and referred the patient at 11.42 am on 22.03.24 to higher centre (Durgapur Mission Hospital) for further management when the patient was on bipap support with the history of severe PPH → re-exploration done recurrent episode of hypoglycaemia with very severe hypotension.

(8) It is not clear how the patient was shifted so further away in a moribund state, where tertiary medical college is situated in this town

(9) By CBMDSR it has come to our notice that the patient has died at Durgapur Mission Hospital on 25.03.24 at 2:20 a.m. and dead body was sent for post mortem to Asansol DH i.e. in a separate district which is not under our jurisdiction. Needed intervention of higher authority to enquire this fact.

(10) Verbally it has come to our notice the body had been sent from Asansol DH to BSMCH for re-post mortem.

(11) Proper cause of death and if any negligence of treatment is there will be revealed after PME report and further higher level investigation finally.

**Furthermore a few recommendation found made by the expert team, which are as follows:-**

“Show cause notice may be issued to the establishment from this end for -

1. Non co-operation with review team by Dr. Somraj Sarkar, Dr.Sayak Patra and Dr. Bikash Mondal as well as their absence before the enquiry team.
2. Why post operative first visit has been done after 10 hours gap from LUCS by the surgeon.
3. Why delayed diagnosis has been done and delayed starting of management as well as delayed blood transfusion started.
4. Why it was not made confirmed for indication of caesarean section.
5. Why referral had been done to furthest away.
6. MTP done without Licence.
7. Audit for caesarean section is not done usually.”

Further I also collected the BHT The Mission Hospital, Durgapur. On perusal of the report, they mentioned that causing death being -

- 1)Septic shock with multi organ failure with severe coagulopathy.

- 2) Acute kidney injury in a complaints of haemorrhage shock post LSCS.
- 3) Hypothyroids.

Under the above circumstances, it appears that a negligence has happened during the treatment of deceased Mousumi Dey (26 yrs), W/O Tanmoy Dey of Lalbazar kamarpara, PS & Dist-Bankura by Dr. Somraj Sarkar of Hardik Medical and Diagnostic Centre Pvt Ltd (Hardik Hospital) Rabindrasarani, Bankura and and also its management team. There are several acts made by hospital authority as well as Dr. Somraj Sarkar in question, which was duly found by expert team made by CMOH, Bankura.

Under the above circumstances, I pray that specific case may kindly be initiated in this regard against Dr. Somraj Sarkar and the management team of Hardik Medical and Diagnostic Centre Pvt Ltd (Hardik Hospital) Rabindrasarani, Bankura for causing death due to negligence.

Yours faithfully

SI. Animesh Mahanta  
Bankura P.S.  
Dt. 24.04.2024.

Received on 24.4.24 at 13.25  
Hrs and Started Bankura PS  
Case NO- 131/24 Dt 24.4.24 U/S-  
304A IPC .

By 24.4.24

Inspector-in-Charge  
Bankura Police Station  
Dist.- Bankura