



भारतीय आयुर्विज्ञान परिषद्
MEDICAL COUNCIL OF INDIA

75
YEARS

पॉकेट - 14, सेक्टर - 8, द्वारका ए नई दिल्ली - 110 077

Pocket - 14, Sector - 8, Dwarka, New Delhi - 110 077

Platinum Jubilee
(1933 - 2008)

No. MCI - 211(2)(272)/2012-Ethics/

110032-110100

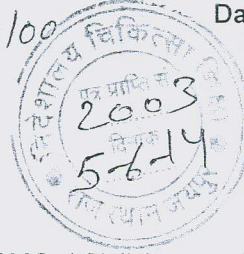
Date:

30/5/14

The Registrar,
All State Medical Council,

The Director,
All the Director of Medical Education,

The Director Health Services (With request to inform all CMOs/ Civil Surgeon)
All State Government



Subject: - Appeal dated 01.11.2012 filed by Sh. Sudhir Kumar Shrivastava against the order dated 03.08.2011 passed by U. P. Medical Council- Reg.

Madam / Sir,

I am directed to inform you that the above matter was considered by the Ethics Committee at its meetings held on 21st & 22nd February, 2014 and the following recommendation of the Ethics Committee was approved by the Executive Committee at its meeting held on 16th April, 2014:-

"The Ethics Committee considered the appeal filed by Sh. Sudhir Kumar Shrivastav dated 01.11.2012 against Order dated 03.08.2011 passed by UP Medical Council and noted that both the parties i.e. Appellant, Sh. Sudhir Kumar Shrivastava and Respondent, Dr. Vipul Shah have appeared before the earlier Ethics Committee for hearing in which Dr. Vipul Shah raised his objection before the committee that the Ethics Committee of MCI has no power to accept the appeal of complainant i.e. Sh. Sudhir Kumar Shrivastava. On which, the committee replied that under section 8.2 of the Ethics Regulations, the Council has the power to take up the appeal under reference.

Dr. Vipul Shah stated that he does not agree with the MCI Ethics Committee decision for calling him for hearing and requested before the Committee that he wanted time to take legal advise from his lawyer before appearing the Ethics Committee. The earlier Ethics Committee accepted the request of Dr. Vipul Shah and granted him three weeks time.

Both the parties i.e. Appellant Sh. Sudhir Kumar Shrivastava and Dr. Vipul Shah, Respondent have appeared today before the Ethics Committee for hearing. The Ethics Committee heard the deposition of both the parties. The Appellant, Sh. Sudhir Kumar Shrivastava stated as under:-

"Statement of Sudhir Kumar Srivastav

I, Sudhir Kumar Srivastav, complainant r/o C-35, Kendriya Vihar, Sector-6, Jankipuram Extension, Lucknow-226021 complaint about death of my wife Lae Mrs.Nidhi Srivastav, who died due to wrong diagnosis and wrong treatment of Leflunomide by Dr.Vipul Shah., Lucknow.

My detailed allegations against Dr.Vipul Shah are enclosed.

Sd/-

(Sudhir Kumar Srivastav)"

Dr. Vipul Shah, Respondent stated as under:-

Statement of Dr. Vipul Shah

I, Dr. Vipul Shah S/o Sh. Ashok Kumar Shah, R/o 204, Diamond Tower, Udaiganj, Lucknow. My date of birth is 08/03/1976 hereby solmenly deposing before the Ethics Committee on 22/02/2014 that:-

