



BEFORE THE DISCIPLINARY COMMITTEE OF PAKISTAN MEDICAL COMMISSION

In the matter of

Complaint No. PF.8-1825/2019-Legal-DC

Mr. Majeed Ullah Vs. Dr. Zulfiqar Ali Butt (2481-N)

Professor Dr. Naqib Ullah Achakzai	Chairman
Professor Dr. Noshad Ahmad Shaikh	Member
Mr. Jawad Amin Khan	Member
Barrister Ch. Sultan Mansoor	Secretary
Dr. Zeeshan Qadeer	Expert (Urology)

Present:

Mr. Majeed Ullah	Complainant
Hearing dated	10.10.2022

I. FACTUAL BACKGROUND

1. Mr. Majeed Ullah (the "Complainant") filed a complaint on 10.06.2019, against Dr. Zulfiqar Ali Butt (the "Respondent"), Urologist, working at Bilal Hospital, Satellite Town, Rawalpindi (the "Hospital"). Brief facts of the complaint are that:
 - a) *The complainant, earlier diagnosed with kidney stones, had visited and consulted the Respondent at the hospital, while presenting symptoms of pain in left kidney. The respondent on his first visit advised RIRS (Retrograde Intrarenal Surgery), and thus medical tests were conducted, in relevant account; and subsequently the patient was admitted in the hospital.*

- b) *The Complainant further submitted that his father, prior to this procedure expressed reservations about RIRS, in view of the other opinions, he had received from other doctors. However, Respondent ensured that he is a specialist and RIRS is the necessary procedure, required urgently. Thereafter, Complainant was operated by Respondent on 04.08.2019 at Bilal Hospital Rawalpindi.*
- c) *Post RIRS procedure, Complainant's pain worsened and he was shifted to ICU. His family was instructed to not touch him as some contagious deadly germs are created in his body. After 14 days stay in ICU he was discharged and was subsequently taken to his village where he went through lot of pain and distress. Later, he was treated by Dr. Naeem at Akbar Medical Centre, Peshawar who diagnosed that the stone in his kidney still persists and father was informed that RIRS was not needed and all the damage accrued due to negligence and misconduct of Respondent.*
- d) *Complainant requested that strict disciplinary proceedings be initiated against Respondent.*

II. NOTICE TO RESPONDENT, DR. ZULFIQAR ALI BUTT

2. In view of the allegations leveled in the Complaint, a Notice dated 09.07.2019 was issued to the Respondent, Dr. Zulfiqar Ali Butt directing him to submit his comments, record of the patient along with his registration certificate.

III. REPLY OF RESPONDENT, DR. ZULFIQAR ALI BUTT

3. The Respondent, Dr. Zulfiqar Ali Butt submitted his reply to the Notice on 29.07.2019 wherein he contended that:
 - a) *Complainant was consulted on 12.03.2019 and had recurrent stone former and presented with recurrent resistant UTI with history of multiple stone surgeries including Left Pyelolithotomy in 2015. Earlier, PCNL was twice done at Hayatabad Kidney Complex, Peshawar and latest surgery was ureteroscopy; performed last year, for recurrent UTI secondary to ureteric stones. Complainant did not provide any history of earlier post-operative complications and I found about these later.*
 - b) *Complainant has family history of stone disease and I diagnosed infected residual obstructive stone on the left side. Complainant was briefed about all options including RIRS procedure and their possible complications. Complainant asked for time to ponder and later presented himself on 04.04.2019 for surgery. Complainant was never forced or coerced for RIRS surgery.*

- c) *Complainant's instrumentation was uneventful and stone was fragmented completely. As I was preparing to remove fragments, the anesthetist informed about Complainant's hypotension and unresponsiveness to fluids. Therefore, I immediately stopped the procedure and placed a stent for drainage and changed antibiotics to Tigecycline. This was based on standard American Urological Association (AUA) guidelines for infected stone surgery. Complainant was then shifted to ICU for further management and he developed SIRS, leading to MODS with high temperature, low BP and leukocytosis. Complainant developed organ dysfunction and acute kidney injury pattern. Multiple consultants including intensivist, nephrologist and hepatologist were involved in this complicated case.*
- d) *The family was counselled about these complications and at that point, Complainant's father mentioned similar earlier complications resulted during his last PCNL and that Colistin made the situation better. However, this information was never provided to me even including a previous discharge slip or record.*
- e) *Complainant's father requested to shift him to Hayatabad Kidney Complex, Peshawar and I personally contacted the doctors there. However, family after deliberations, refused to be shifted. Consequently, Complainant was discharged on 18.04.2019 with stable liver and kidney function with creatinine was 1.4 with normal serum bilirubin.*

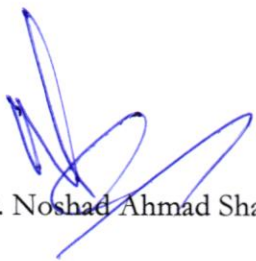
IV. REJOINDER OF THE COMPLAINANT

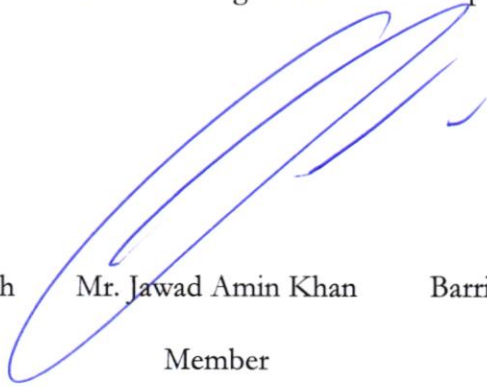
4. Reply received from the Respondent was forwarded to Complainant through a letter dated 08.08.2019 for his rejoinder.
5. The Complainant filed his rejoinder on 28.08.2019 wherein he rejected the reply of the Respondent, reasserting the deliberate negligence of the Respondent, while treating the patient and praying for justice.

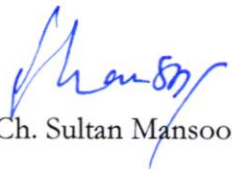
V. HEARING

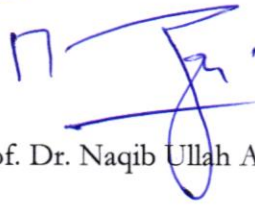
6. The matter was fixed for hearing before the Disciplinary Committee on 10.10.2022. Notices dated 27.09.2022 were issued to the Complainant and Respondent, Dr. Zulfiqar Ali Butt directing them to appear before the Disciplinary Committee on 10.10.2022.

7. The Complainant appeared in person whereas the Respondent Dr. Zulfiqar Ali Butt remained absent.
8. The Disciplinary Committee, has noted that since the Respondent is absent therefore keeping in view the principles of natural justice another opportunity is granted to the Respondent. The matter is adjourned and shall be fixed for hearing before the Disciplinary Committee in due course.


Prof. Dr. Noshad Ahmad Shaikh
Member


Mr. Jawad Amin Khan
Member


Barrister Ch. Sultan Mansoor
Secretary


Prof. Dr. Naqib Ullah Achakzai
Chairman

27th October, 2022