



BEFORE THE DISCIPLINARY COMMITTEE OF PAKISTAN MEDICAL COMMISSION

In the matter of

Complaint No. PF. 8-1843/2019-Legal-DC

Mr. Gulzar Ali Vs. Dr. Adnan Munir & Dr. Syed Sajjad Hussain

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. Gulzar Ali	Complainant
Dr. Adnan Munir (32847-S)	Respondent No. 1
Mr. Mozam Habib Advocate	Counsel for Respondent No.2 Dr. Syed Sajjad
Date of Hearing	10.10.2022

I. FACTUAL BACKGROUND

1. Mr. Gulzar Ali (the "Complainant") filed a complaint on 15.07.2019 against Dr. Adnan Munir (the "Respondent No. 1"), Consultant Urologist and Dr. Syed Sajjad Husain (the "Respondent No. 2") working at Australian Concept Infertility Medical Center (ACIMC), Islamabad & Karachi. Brief facts of the complaint are that:

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- a) *The Complainant got his BIOPSY done from Lady Reading Hospital, Peshawar, which revealed that sperms are being produced however, the exit veins are blocked. He was referred to Fatima Memorial Hospital, Lahore, where he was operated successfully and sperm count was 3.5 mil/ml.*
- b) *Subsequently, Complainant was referred to ACIMC, Karachi for IVF procedure. There, Respondent No. 1 consulted him and told to avoid IVF procedure, being very costly and guided him, prescribing VARICOCELE operative procedure. Complainant relied on the prescription of Respondent No. 1 and gave consent. He was operated on and was given six months medicine course. However, afterwards, it was revealed in the tests that Complainant's sperm count had become zero.*
- c) *Complainant met Dr. Syed Sajjad Hussain (the "Respondent No. 2"), CEO of ACIMC, who prescribed him medicines for three more months. Afterwards, in (PESA, TESA) FSH BIOPSY tests, it transpired that the sperm count is still zero and the creation mechanism of sperm has been finished, now resulting in no production at all.*
- d) *The Complainant prayed that his corrective treatment be ordered on costs borne by Respondent No. 1 and No. 2, at a reputable Hospital.*

II. NOTICES TO RESPONDENTS, DR. ADNAN MUNIR & DR. SYED SAJJAD HUSSAIN

2. In view of the allegations leveled in the Complaint, Notices dated 18.07.2019 were issued to Respondent No. 1 and Respondent No. 2 directing them to submit their comments, record of the patient alongwith their registration certificates.

III. REPLY OF RESPONDENT NO.1 DR. ADNAN MUNIR

3. The Respondent No.1, Dr. Adnan Munir submitted his reply to the Notice on 02.08.2019 wherein he submitted that:
 - a) *Complainant consulted the Respondent No. 1 in January 2017 for primary infertility. Complainant has past history of broken spine and erectile dysfunction since 2002. Further, Complainant previously underwent 'bilateral vasopididymostomy' at Fatima Memorial Hospital in 2015.*
 - b) *Clinical examination revealed large left Varicocele (grade III) and semen analysis report showed severe Oligo-Asthenozoospermia. Previous report from AKU, Karachi in 2010 showed 'azoospermia'*

and another report in January 2017 revealed 'leukocytospermia'. I advised Complainant 'Ultrasound Doppler' test from the best reputed ultra-sound clinic in Karachi.

- c) Complainant had abnormal sperm parameters and the couple has known infertility. I didn't suggest IVF because of poor morphology and zero mortality. Complainant was counseled regarding Varicocele surgery and procedure was performed on 31.01.2017, after getting informed consent.
- d) Retroperitoneal high ligation was performed as per my practice, as it does not cause direct harm to the testis and the incision is higher and away from the reproductive organ and no single case is available in medical literature where unilateral high ligation operation causes azoospermia.
- e) The post-op recovery was uneventful. Complainant visited after suggested 06 months and was advised multivitamins and antiestrogen and inj. IVF for 06 weeks to improve semen analysis and erectile dysfunction. Afterwards, Complainant was treated at the Islamabad Center.
- f) I treated Complainant ethically and professionally, however, there are many reasons for azoospermia including long standing varicocele, fibrosis of tubules and testis due to post inflammatory changes and infection secondary to bilateral vasoepididymostomy. Despite incorrect complaint, he is available to assist the Complainant.

IV. REPLY OF RESPONDENT NO. 2, DR. SYED SAJJAD HUSSAIN

4. The Respondent No. 2, Dr. Syed Sajjad Hussain submitted his reply to the Notice on 02.08.2019 wherein he contended that:

- a) Allegation of Complainant that his sperm count fell from 3.5 mil/ml to zero, due to wrong surgery and medicine, is inconceivable and his self-conceived inference. Complainant had severe oligo-tetrazoospermic semen report and was referred to Dr. Adnan to improve quality of sperms and maximize chances of IVF. Even before the operation, on 24.01.2017, tests showed severe 'oligo-tetrazoospermic' report, common in patients with chronic infection of urethra and testis. Complainant also had history of spinal cord fracture and erectile dysfunction.
- b) Complainant, met me in Karachi, agitated adamant to accuse Dr. Adnan of wrong surgery, but I positively counselled him. Subsequently, Complainant met me in Islamabad, threatening legal action, but I did not order his 'PESATESA, FSH, BIOPSY' tests. Instead, he was referred to Dr. Kbayal Yousafzai, consultant urologist, for further management.
- c) The cost of VARICOCEL surgery is Rs. 41,000/- (all inclusive) whereas, the cost of TESA, PESA surgery is Rs. 35,000 (all inclusive) at the clinic. Therefore, the claim of Complainant amounting to Rs.