



**BEFORE THE DISCIPLINARY COMMITTEE OF PAKISTAN MEDICAL COMMISSION**

In the matter of

Complaint No. PF. 8-1994/2021-DC/PMC

Mr. Zafar Mehmood Malik

VS

1. Dr. Mussarat Parveen
2. Dr. Samia Gul
3. Dr. Sanaa-e-Zahra Bukhari
4. Dr. Asif Hameed

Prof. Dr. Naqib Ullah Achakzai	Chairman
Prof. Dr. Noshad Ahmad Shaikh	Member
Mr. Jawad Amin Khan	Member
Barrister Ch. Sultan Mansoor	Member

*Present:*

Mr. Zafar Mehmood Malik	Complainant
Dr. Mussarat Parveen (45950-P)	Respondent No.1
Dr. Samia Gul (34544-N)	Respondent No. 2
Dr. Sanaa-e-Zahra Bukhari (12193-D)	Respondent No. 3
Dr. Asif Hameed (3740-D)	Respondent No. 4
Hearing dated	10.10.2022

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*Decision of the Disciplinary Committee in the matter of Complaint No. PF. 8-1994/2021-DC/PMC*

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## I. FACTUAL BACKGROUND

1. Mr. Zafar Mehmood Malik (the “Complainant”) filed a Complaint on 25.08.2021 against Dr. Mussarat Parveen (the “Respondent No. 1”), Dr. Samia Gul (the “Respondent No. 2”), Dr. Sanaa-e-Zahra Bukhari (the “Respondent No. 3”) and Dr. Arif Hameed (the “Respondent No. 4”) working at THQ Hospital, Taxila (the “Hospital”), before the Disciplinary Committee of Pakistan Medical Commission. Brief facts of the complaint are that:

- a) *Complainant has registered an FIR u/s 365-B, PPC, related to his minor daughter. The Respondents with mala fide have determined the age of his daughter as 16-17 years, contrary to NADRA record, which shows the age of his daughter as 14 years.*
- b) *This wrong determination/fabrication is negligence of Respondents & led to adverse impact on relevant investigations of the FIR/criminal case.*

## II. SHOW CAUSE NOTICE TO RESPONDENT:

2. In view of the allegations leveled in the complaint, Show Cause Notice dated 01.09.2021 was issued to all the Respondent doctors conveying the allegations in the following terms:

“... ”

4. **WHEREAS**, in terms of Complaint, it has been alleged that Ms. Madiha Noor Malik was brought to THQ Hospital, Taxila on 21.08.2021, for the purpose of Medical Assessment/Age Assessment where you were the attending doctor(s); and

5. **WHEREAS**, in terms of Complaint, it has been alleged that the age of Ms. Madiha Noor Malik is stated as “16 years” old on initial assessment/Medical examination report issued on 21.08.2021 by Dr. Mussarat Parveen (Consultant Gynecologist). The age of Ms. Madiha Noor Malik is stated as “between 16-17 years” on the Age Assessment certificate issued by Dr. Samia Gul (Radiologist), Dr. Sana Zara Bukhari (Dental Surgeon) and counter signed by Dr. Arif Hameed (Medical Superintendent) of the Hospital on 21.08.2021; and

6. **WHEREAS**, in terms of the Complaint, it has been alleged that, the age of Ms. Madiha Noor Malik as per record of NADRA is 14 years, 2 months and 17 days, till the date the certificates have been issued by the Respondent doctors i.e. 21.08.2021. therefore, it has been alleged that the



*Respondent doctors have abused their powers and fabricated the age of Ms. Madiha Noor Malik on both the certificates issued, to aid Mr. Abad Ali Khan to escape from criminal proceedings against him on account of kidnap of Ms. Madiha Noor Malik; and ...”*

### III. REPLY (s) OF RESPONDENTS

#### Reply of Respondent No 1, Dr. Mussarat Parveen

3. Respondent No. 1, Dr. Mussarat Parveen submitted her reply to the Show Cause Notice on 17.08.2022 wherein she contended that:
- a) Patient, was referred to Gynecology & Obs. Department of THQ Hospital, Taxila by order of Judicial Magistrate, Taxila (FIR No. 901/21-4-08-2021) for age determination. Patient's age mentioned in court orders was 16 ½ years and the patient had developed all secondary sex characteristics.*
  - b) The determination of age is calculated by Radiologist & Dental Surgeon. I referred her to Radiologist & Dental Surgeon for opinion. Examination was done without any professional negligence and misconduct.*
  - c) PMC has right to go for the constitution of Medical Board or Judicial Magistrate, Taxila, for reconfirmation, if not satisfied.*

#### Reply of Respondent No 2, Dr. Samia Gul

4. Respondent No. 2, Dr. Samia Gull submitted her reply to the Show Cause Notice on 17.08.2022 wherein she contended that:
- a) Patient, was referred to Radiology Department of THQ Hospital, Taxila by order of Judicial Magistrate, Taxila (FIR No. 901/21-4-08-2021) for determination of bone age.*
  - b) The patient age has been calculated without fabrication by performing X-rays of Hand and elbow joint. X-rays revealed age of patient between 16-17 years. It has been calculated without any modified intentions as per rules & books and without any professional negligence or misconduct.*
  - c) PMC has right to go for the constitution of Medical Board or Judicial Magistrate, Taxila, for reconfirmation, if not satisfied. Furthermore, NADRA Form-B of patient was not provided by the Court that indicates her age to be 14 years.*

