



IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL WRIT PETITION NO. 841/2022

Harshad s/o. Pramod Topre

Vs.

Government Medical College & Hospital, Nagpur and Ors.

Office Notes, Office Memoranda of Coram,
appearances, Court's orders of directions
and Registrar's orders

Court's or Judge's orders

Mr. K. R. Trivedi, Advocate for Petitioner.

Mr. S. S. Doifode, A.P.P. for Respondent Nos. 1, 2 and 12/State.

Ms S. S. Jachak, Advocate for Respondent No.3.

Mr. G. S. Bhajbhujje, Advocate h/f. Mr. S. M. Bhangde, Advocate for
respondent Nos.4, 5, 7 to 9.

Ms Shwini Ahalye, Advocate for Respondent No.10.

Mr. V. P. Panpalia, Advocate for Respondent No.11.

CORAM : NITIN W. SAMBRE AND

MRS.VRUSHALI V. JOSHI, JJ.

DATED : 13/01/2025.

. We have heard Mr. Trivedi, learned Counsel for
the petitioner for some time.

2. By this petition, the petitioner is seeking
directions to conduct second D.N.A. test with the help of
Police Station Dhantoli.

3. The petitioner has prayed for directions to
conduct D.N.A. test of wife of the petitioner and baby boy
of the petitioner, which according to him, is kept with
respondent No.2. Further prayer is made for appointment
of the High Power Committee consisting of expert Doctors
to investigate the conduct of the respondent – Hospital and
that of respondent Nos.3 to 10 and to take action against
the respondent - Hospital and the Doctors.

4. Our attention is invited not only to the earlier
orders but also to the D.N.A. test reflected at page 104 and
107.

5. We fail to understand as to the reason for which the petitioner is again and again approaching before this Court seeking D.N.A. test.

6. As regards the negligence or the failure to discharge the duty on the part of respondent – Hospital or the Doctor is concerned, in our opinion, the petitioner has an appropriate remedy before the Competent Authority/Forum.

7. Once, in earlier round of the litigation, the Court has taken note of the fact about the D.N.A. test being already carried out.

8. In view of availability of the alternate remedy, we see no reason to cause interference in the matter, the petition stands dismissed accordingly.

(MRS. VRUSHALI V. JOSHI, J.) (NITIN W. SAMBRE, J.)