

## MBA452: LAWS RELATED TO HOSPITAL & MEDICAL SERVICES

Teaching Scheme	Examination Scheme
Lectures: 4 hrs./Week Tutorials: 1'hrs./Week  Credits: 4	Class Test -12Marks Teachers Assessment - 6Marks Attendance – 12 Marks End Semester Exam – 70 marks

### Course Objectives:

1. Learn the basic legal terms applicable to hospitals and healthcare
2. Understand the code of medical ethics and medical negligence
3. Be aware of the different Acts related to patient management


Hours: 40

**Unit-I(10 Hrs):** Introduction & Legal Procedures: Court, Affidavit, Evidence, Complaint, Investigation, Oath, Offence, Warrant, Summons. Medico Legal Aspects of Emergency Services, Inquest: Police Inquest, Magistrate's Inquest. Criminal Courts in India & their Powers: General Important Legal Knowledge Pertaining to IPC, CRPC, Civil PC, Evidence Act.


**Unit-II(10 Hrs):** Introduction to Indian Constitution: Preamble, Fundamental Rights, Rights & Responsibilities of Medical Person, Hippocratic Oath, Declaration of Geneva. List of Offences & Professional Misconduct of Doctors, as per Medical Council of India, Organisational & Procedural Laws: Indian Contract Act, Nursing Home-Registration Act, Birth-Death Registration Act, Labour Laws Applicable to a Hospital, Indian Trade Union Act 1926/Industrial Dispute Act 1947, The Bombay Shops & Establishment Act, The Workmen's Compensations Act, The Industrial Employment (Standing Orders) Act 1946.

**Unit-III(10 Hrs):** Medical Establishment, Professional Negligence, Errors & Commission, Insurance Policy, General Claims Procedure, Laws Related to Medical Procedures: Medical Termination of Pregnancy Act 1971(MTP Act), Prenatal Diagnostic Techniques, Regulations & Prevention of Misuse Act 1994 (PNDT Act), Consumer Protection Act 1986, Medical Negligence & Compensation, Medical Ethics/Doctor Patient Relationship.

**Unit-IV (10 Hrs):** Preventive Steps for Doctors/Hospitals to Avoid Litigation: Consent Form, Life Support, Dying Declaration, Death Certificate, High Risk, Post Mortem. Illustrative Cases of Medical Negligence in India: Surgery, OBST/GYNAEC, Medicine, Paediatrics, Other Disciplines/Anaesthesia, Legal Requirements of Licences/Certificates for a Hospital.

  
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### Suggested Readings:

1. Parikh's Text Book of Medical Jurisprudence & Toxicology – By Dr. C.K. Parikh – CBS Publications.
2. Medical Negligence & Compensation – By Jagdish Singh – Bharat Law, Jaipur.
3. Medical Negligence & Legal Remedies – By Anoop K. Kaushal – Universal.
4. Medical Termination of Pregnancy Act.
5. Preconception & Prenatal Diagnostic Techniques (Prohibition of sex selection) Act 1994.
6. Organ Transplant Act.
7. The Consumer Protection Act 1986.
8. Indian Trade Union Act 1926.
9. Industrial Dispute Act 1946.
10. Medico-legal Aid to Hospitals & Doctors, with Consumer Protection Law – By M.S. Pandit & Shobha Pandit – Pandit Publications.
11. Opening the Domains of Laws – By Adv. Seema Bapat.
12. Modi's Book on Medico Jurisprudence & Toxicology.


### COURSE OUTCOMES

- Acquaint the students about the death certificate issuing procedure and its content, importance of death certificate.
- Know about malpractice in health care CO3: Understanding about medical jurisprudence
- Know about patient's Rights and provider's responsibility.

Employable Skills	Measuring Tools
Ability to identify and apply the knowledge of subject practically in real life situations	Exercise Workshop Quiz Classroom Discussions

  
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