



## ANDHRA PRADESH MEDICAL COUNCIL

SULTAN BAZAR: HYDERABAD - 500 095

Phones: 040-24657639 & 65577343 Fax: 040-24657639

Website: [www.apmedicalcouncil.com](http://www.apmedicalcouncil.com); E-Mail: [apmedicalcouncil@sify.com](mailto:apmedicalcouncil@sify.com)

**Dr.E.Ravindra Reddy, MD, DCH**  
Chairman

**K.Satyanarayana Murty**  
Registrar

APMC/DC/015/Case No.23/2011

Dated: 21-02-2011

Shri Rudy Rupak Acharyya,  
President and Co-founder,  
Planet Hospital,  
23679 Calabasas Road, # 150, Calabasas,  
**CALIFORNIA -91302, USA**

Sir,

Sub: -APMC – Disciplinary Cases – Complaint against Dr.Samith Sekhar – Allegations of unethical acts – Claiming to be specialist in embryology and male infertility – Misconduct as per Clause 7.20 of IMC Regulations, 2002 - Disposal of the Complaint by the Council – Communication of Council's decision -Regarding.

- Ref: -1) Your complaint dt: 20.05.2011 received on 23.06.2011.  
2) This office Regd.Notice.APMC/DC/015/Case No.23/2011, dt: 24.06.2011.  
3) Reply affidavit dt: 20.07.2011 filed by the Respondent.  
4) Your authorization / vakalat dt: 15th August, 2011.  
5) Your affidavit dt: 16th August, 2011.

\*\*\*

In the reference 1<sup>st</sup> cited, you have made a complaint against Dr.Samith Sekhar alleging that he is possessing MBBS Qualification and has been calling himself to be Specialist in Embryology and male infertility, an act considered as misconduct as per Clause-7.20 of Indian Medical Council (Professional Conduct, Etiquette and Ethics) Regulations, 2002. It was stated that the complaint is related only to qualification over the impugned Physician, Dr.Samit Sekhar as he is calling himself as a specialist in embryology and male infertility. It was contended that you were given to understand that he was qualified Embryologist with vast experience and expertise in the field of IVF and embryology and that he has handled several cases of medical significance during these years of practice. It was also stated that the mother of the Respondent, Dr.Kiran D.Sekhar is the Medical Director of the Kiran Infertility Centre and that he veils overall control over the medical facility. It was contended that you were given to understand that he had prior experiences of working with medical tourism companies and couples from all parts of the world sought after his expertise as an embryologist.

You have further stated that the extract from the website of Kiran Infertility Clinic about Dr.Samit Sekhar available at URL – <http://kiranivfgenetic.com/ourexperts.htm>:

"Dr.Samit Sekhar, Chief embryologist M.B.B.S

Dr.Samit Sekhar – the Chief Embryologist and Director – Supra Sperm Semen Bank, is Incharge of the overall maintenance of the IVF lab and is involved in day to day patient interaction and counseling. He is also the Incharge of Male Factor Infertility"

You have further stated that as per the arrangement, he was responsible for sourcing of the surrogate mother, housing of the surrogate mothers, affording appropriate care to them apart from rendering medical services, including ART, IVF etc. You have also stated that during the course of associating with Dr.Samit Sekhar, we encountered several operational difficulties, relating to even basic matters of embryology and which can be construed to form the fundamental knowledge for an embryologist and you have cited specific instances in his working pattern and pointed out as below:

- (i) Dr. Samit Sekhar was not affording reasonable care for handling of embryos. In many cases, there was loss of precious embryos mainly due to his mishandling of the same. This not only resulted in loss of time and money, but