

Medico-legal Documents: How to Prepare

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Definition of Medico-legal (ML) Document

WHY TO PREPARE A MEDICOLEGAL DOCUMENT

COMPONENTS OF MEDICO-LEGAL DOCUMENT

Components of ML Documents

1. Pre-ambles
2. GPE
3. Local Examination
4. Opinion

Pre-ambles

- Identifying Data

GPE

- Same as in any other Patient Related Examination but need to be modified as per requirement of the case.

Local Examination

- Particularly for Injuries

Size

Shape

Direction

Position

Location from 2 fixed point

Age related changes

Any other characteristic

Formats for Examination Reports

Formats as per Legal Provisions

*Section 53A and 164A Cr. P.C.)

*Birth & Death Registration Act, 1969

* Other Health related Laws

Section 53 A Cr.P.C.

2. The registered medical practitioner conducting such examination shall, without delay, examine such person and prepare a report of his examination giving the following particulars, namely-
 - i. the name and address of the accused and of the person by whom he was brought,
 - ii. the age of the accused,
 - iii. marks of injury, if any, on the person of the accused,
 - iv. the description of material taken from the person of the accused for DNA profiling, and”.
 - v. other material particulars in reasonable detail.

Section 53A, CrPC- Cont.....

3. The report shall state precisely the reasons for each conclusion arrived at.
4. The exact time of commencement and completion of the examination shall also be noted in the report.
5. The registered medical practitioner shall, without delay, forward the report of the investigating officer, who shall forward it to the Magistrate referred to in section 173 as part of the documents referred to in clause (a) of Sub-Section (5) of that section.

Section 164 A CrPC Cont.....

2. The registered medical practitioner, to whom such woman is sent shall, without delay, examine her person and prepare a report of his examination giving the following particulars, namely—
 - the name and address of the woman and of the person by whom she was brought;
 - the age of the woman;
 - the description of material taken from the person of the woman for DNA profiling;
 - marks of injury, if any, on the person of the woman;
 - general mental condition of the woman; and
 - other material particulars in reasonable detail,
3. The report shall state precisely the reasons for each conclusion arrived at.

Section 164 A CrPC Cont.....

4. The report shall specifically record that the consent of the woman or of the person competent, to give such consent on her behalf to such examination had been obtained.
5. The exact time of commencement and completion of the examination shall also be noted in the report.
6. The registered medical practitioner shall, without delay forward the report to the investigating officer who shall forward it to the Magistrate referred to in section [173](#) as part of the documents referred to in clause (a) of Sub-Section (5) of that section.
7. Nothing in this section shall be construed as rendering lawful any examination without the consent of the woman or of any person competent to give such consent on her behalf.



राष्ट्रीय राजधानी क्षेत्र, दिल्ली सरकार
Govt. of National Capital Territory of Delhi

गुरु तेग बहादुर अस्पताल

Guru Teg Bahadur Hospital, Dilshad Garden, Delhi-110095
Emergency Registration Card/आपातकालीन पंजीकरण

Emergency Regn No. आपातकालीन पंजीकरण नं.	GTB-345,814	Date / Time दिनांक / समय	23-Nov-2022 2:51 pm	MLC No. YES	BD/2390/9/22.
Name / नाम Father / Husband Name पिता/ पति का नाम	GEETA DHARMENDRA	Age / आयु	45	Sex / लिंग	FEMALE
Address रोगी का पता	HNO-B-1/103, NAND NAGRI, NEW DELHI - DELHI - INDIA			Contact no	9718780177
Brought By:	ANNU-OTHER-9718780177	CMO - DR. Susheel. DOE - 23-11-2022. TOE - 2:51 pm.			
Date:	History/Clinical/Findings/Reports				
with O/E BP - not recordable PR - NR SpO ₂ - NR. CNS - S1 S2 ⊕ P/S B/L A/E ⊕ Ech - ischaemic flat line pupil - fixed, Dilated and unresponsive to light	<p>ARTICLE - NIL</p> <p>patient brought in main casualty in unconscious unresponsive state A/H/O hanging at around 2:00 pm on 23-11-2022 at above mentioned address as stated by brought by.</p> <p>Ado</p> <ul style="list-style-type: none"> - Ech - pt. declared brought dead in casualty on 23-11-2022 at 2:52 pm - Body packed and sent to Meerut for PM examination 				

MOI

- 13
7. Details of assailants..... 4, known, Approx. 19-20 years
(Number, known/ unknown, approx. age)
If known, name and relationship with survivor..... Sandeep, Ramesh, Laxkesh, Ravi
(Belong to same village)
8. History of alcohol intake/drug intoxication
Yes No
9. Was the survivor sleeping at the time of the incident
Yes No
10. Did the survivor lose consciousness at any time during or after the incident
Yes No
11. History of luring by sweets, chocolates, money, job etc.
Yes No

12. Physical violence used by the accused

(Blowing with hand/fist/blunt or sharp object, biting, pulling hair, pinching, banging head, kicking, violent shaking, dragging, burning with cigarettes etc.)

..... Survivor was strangled by her dupatta

Use of weapons if any..... No

Use of restraint if any..... Survivor was gagged
(Ropes, gags, clothes etc.)

13. Verbal threats..... Yes, threat to kill
(e.g. Threat to kill her or any person in whom the survivor is interested, or any close relative, threat to use photographs for blackmailing etc.)

14. Psychological/ emotional abuse..... No
(Cursing, insulting, terrorising etc.)

15. Resistance offered by the survivor..... No
(Specify the injuries if any, caused to the assailant eg. beating, biting, scratching etc.)

16. Details of the act

(Specify the body orifice penetrated, mention the body parts/ objects used for penetration)
(In case the survivor is not sure/does not know whether a particular act occurred or not, it should be documented as does not know or DNK)

- Orifice penetrated..... Vagina
(Vagina, anus, oral cavity)
- Complete/attempted..... Complete
- Penetration by..... Penis
(Penis, finger, foreign objects etc.)
- Emission of semen..... Do not know. (DNK)
(In the vagina, anus, mouth)
- Emission of semen on breast, thighs, other body parts..... DNK
- Emission of semen on clothes, bedding or other places..... DNK
- Did the assailant use condom..... DNK
- Status of condom..... DNK
(Torn, unam etc.)
- Did the assailant use any foam, jelly or lubricant..... DNK
- History of kissing, licking, sucking or biting any part of survivor's body..... DNK

Loss of consciousness at the time of incidence.

COMPARED & ATTESTED

Emergency & Trauma
JNMCH, AMU, Agra

Name and signature of Medical Officer

MEDICOLEGAL INVESTIGATIONS

Sample/ Specimen	Collected/ Not collected	Reason for not collecting
Blood for DNA	Collected	
Buccal swab	Not collected	Mouth washed & gagged
Scalp hair	Collected	
Blood for grouping	Collected	
Blood for drug/alcohol	Collected	
Urine for drug/alcohol	Not collected	Catheterised
Body swabs	Not collected	Body wiped
Oral swabs/rinses	Not collected	Mouth washed & gagged
Perineal swabs	Collected	
Vaginal swabs	Collected	
Vaginal washings	Not collected	No secretions present
Vaginal/ anal smears	Not collected	2 days post assault.
Endocervical swab	Collected	
Anal and rectal swabs	Collected	
Control swabs	Collected	
Pubic hair combs	Not collected	Pubic hairs shaved
Matted pubic hair	Not collected	
Finger nail debris	Collected	
Clothes	Collected	
Drop sheet	Not collected	patient
Sanitary napkins	Not collected	bad ridden.
Towel/ kerchief	Not collected	

Provisional
OPINION

On the basis of local examination & on of the opinion that there are signs of use of force however opinion regarding penetrative intercourse is reserved pending availability of FSL reports.

Advice - Review with X-ray report for age assessment.

Signature of examining doctor..... Phanita

COMPARED & ATTESTED

emw

Emergency & Trauma
JNMCH, AMU, Agra

Name..... Bhramica

Designation..... JL 3

Seat..... Dept. of OBG

Date, Time, Place..... 22/09/2020, 1:30 PM, JNMCH

TREATMENT PROVIDED

Medical management..... As advised by the concerned department

Name and signature of Medical Officer

ORIGINAL

गुरु तेग बहादुर अस्पताल, शाहदरा, दिल्ली- 110095
GURU TEG BAHADUR HOSPITAL, SHAHDARA, DELHI-110095

SL. No. 2390

Register No.

ए.ई. संख्या / A & E No. 345814 नाम / Name Aufa पुत्र/पुत्री/पत्नी / Son / Daughter / Wife of Dhannanda आयु / Age 45 लिंग / Sex Female धर्म / Religion _____

एम.एल.सी.सी. / M.L.C. No. B.D./...../.....20 BD/2390/9/22 व्यवसाय / Occupation - घर का पता / Residential Address H- B-1/103, Nand nagri, New Delhi

लाने वाले सम्बन्धी या मित्र का नाम व पता / Name and Address of relative or friend brought by Anne 9718780177 जांच का समय व तारीख / Date & time of Examination 23-11-2022 2:51 pm

पुलिस ड्राफ्ट की संख्या व तारीख / No. and Date of Police docket _____

कांस्टेबल का क्रमांक व नाम / No. and name of Constable _____

मर्ती की तारीख / Date of admission _____

यदि मर्ती किया गया / If admitted 13 छुट्टी की तारीख / Date of Discharge _____

पुलिस को मर्ती गई रिपोर्ट की तारीख व समय / Date and time of report sent to Police Immediate

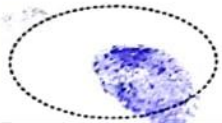
केस के अगले हवाले के विवरण स्थान / जहर में युक्त कथित वस्तुओं का न्यायालय में सबूत देने या प्रेषण करने की तारीख / Space for particulars as to further reference to the case / Date of giving evidence in the Court or despatch or articles said to contain poison.

चोटों या चिन्हों के विवरण, जहर के केस में / Particulars of Injuries Symptoms In Case of Poisoning

THE PATIENT BROUGHT TO THE MAIN CASUALTY IN UNCONSCIOUS, UNRESPONSIVE STATE WITH ALLEGED HISTORY OF : Hangup at around 2:00pm on 23-11-2022 at above AT merchant address AROUND AS STATED BY: Dr. Arjun Singh

O/E 1) PULSE RATE Not made 2) BLOOD PRESSURE Not made 3) RESPIRATORY SYSTEM DLATE 4) C.V.S. S, S2 5) PUPIL - fixed, dilated and unresponsive 6) ECG - isoelectric flat to light 7) PUPIL une

ARTICLE NIL ADV. - ECG - pt. declared brought dead in casualty on 23-11-2022. at 2:52 pm. - Body packed and sent to railway for PM examination



MARK OF IDENTIFICATION RTI/LTI Black mark on left and Right check.

ब्यान देने योग्य/अयोग्य / Fit/Unfit for Statement Brought + Dead नमूने का विवरण (यदि कोई) / Detail of Sample (if any) _____ नमूना किसको दिया गया / Sample given to whom _____

अन्तिम निर्णय किसने दिया / FINAL RESULT GIVEN BY _____ नाम, पद व विभाग / Name & Designation with Deptt. _____ विभागाध्यक्ष का नाम / Name of H.O.D. _____ स्थायी पता / Permanent address. _____

हस्ताक्षर / Signature _____ पत्र-व्यवहार का पता / Correspondence address. _____

हस्ताक्षर जांचकर्ता चिकित्सा अधिकारी / Signature Examining Medical Officer / Junior Resident [Signature] नाम, पद व विभाग / Name & Designation with Deptt. _____ पत्र-व्यवहार का पता / Correspondence address. Dr. Udayashankar Junior Resident स्थायी पता / Permanent address. _____

सी.एम.ओ./ए.आर. का नाम व विभाग / Name of C.M.O./S.R. C.M.O. - Dr. Jushant पत्र-व्यवहार का पता / Correspondence address. _____ स्थायी पता / Permanent address. _____

FORM NO. 4

(See Rule 7)

MEDICAL CERTIFICATE OF CAUSE OF DEATH

(Hospital in-patients. Not to be used for still births)

To be sent to Registrar along with Form No. 2 (Death Report)

Name of the Hospital
 I hereby certify that the person whose particulars are given below died in the hospital
 in Ward No. On at AM/PM.

NAME OF DECEASED		Age at Death				For use of Statistical Office
Sex		If 1 year or more, age in years	If less than 1 year, age in months	If less than one month, age in Days	If less than one day, age in Hours	
1. Male 2. Female						
CAUSE OF DEATH					Interval between on set & death approx.	
I. Immediate cause State the disease, injury or complication which caused death, not the mode of dying such as heart failure, asthenia etc.					(a)..... Due to (or as a consequences of)	
Antecedent cause Morbid conditions, if any, giving rise to the above Cause, stating underlying condition last					(b)..... Due to (or as a consequences of)	
II Other significant conditions contributing to the death but not related to the disease or conditions causing II					(c)	

Manner of Death
 1. Natural 2. Accident 3. Suicide 4. Homicide
 5. Pending Investigation

How did the injury occur?

If deceased was a female, was pregnancy the death associated with? 1. Yes 2. No
 If yes, was there a delivery? 1. Yes 2. No

Name and signature of the Medical Attendant certifying the cause of death
 Date of verification

(To be detached and handed over to the related of the deceased)
 Certified that Shri/Smt/Km S/W/D of Shri.
 R/O was admitted to this hospital on and expired on

Doctor
 (Medical Supdt.
 Name of Hospital

Importance of MLR

Section 45, IEA-Opinions of Experts

- When the Court has to form an opinion upon a point of foreign law or of science or art, or as identity of handwriting or finger impressions, the opinions upon that point of persons specially skilled in such foreign law, science or art, or in questions as to identity of handwriting or finger impressions are relevant facts. Such persons are called experts.

Section 293 CrPC– Reports of certain Government scientific experts

- Any document purporting to be a report under the hand of a Government scientific expert to whom this section applies, upon any matter or thing duly submitted to him for examination or analysis and report in the course of any proceeding under this Code, may be used as evidence in any inquiry, trial or other proceeding under this Code.

The Court may, if it thinks fit, summon and examine any such expert as to the subject-matter of his report.

Where any such expert is summoned by a Court and he is unable to attend personally, he may unless the Court has expressly directed him to appear personally, depute any responsible officer working with him to attend the Court, if such officer is conversant with the facts of the case and can satisfactorily depose in Court on his behalf.

This section applies to the following Government scientific experts, namely:-

Any Chemical Examiner or Assistant Chemical Examiner to Government;

The Chief Inspector of Explosives;

The Director of the Finger Print Bureau;

The Director, Haffkeine Institute, Bombay;

The Director / Deputy Director or Assistant Director of a Central Forensic Science Laboratory or a State forensic Science Laboratory;

The Serologist to the Government.

any other Government scientific Expert specified by notification by the Central Government for this purpose.

Section 296 CrPC– Evidence of formal character on affidavit

- The evidence of any person whose evidence is of a formal character may be given by affidavit and may, subject to all just exceptions, be read in evidence in any inquiry, trial or other proceeding under this Code.
- The Court may, if it thinks fit, and shall, on the application of the prosecution or the accused, summon and examine any such person as to the facts contained in his affidavit.

RETENTION PERIOD OF MEDICAL RECORDS

Type of Record	Retention Period
Out Patient Records	03 Years
Inpatient Records	05 Years
MLC (Medico Legal Case) Record	Life time or till the final decision at the court of Law
Medical record of death cases	Life time
Medical record of pediatrics patients	Till the patient become 21 years old [18 years +3 Years]
Birth Register	Life time
Death Register	Life time
Casualty Register	Life time
MTP Register	05 years from the end of the calendar year
OT Register	30 years
PNDT Act (Section 29 & Rule - 9.6)	02 years
BMW Act	05 years
Income Tax Act	08 years
ICMR Guidelines - ART	10 years - National Registry

THANK
You