Medico Legal Case-The Enforcing Law in Patient Care

Kumarasamy AP¹* and Vasanthakumar P²
¹All India Institute of Medical Sciences, Nursing college, India
²Department of Medical Surgical Nursing, Vinayaka mission's college of nursing, India

*Corresponding author: Kumarasamy AP, All India Institute of Medical Sciences, Nursing college, India, Tel: 9216188229/ 07771809681; E-mail: apkmsn@gmail.com

Abstract

Any case of Injury or ailment where some criminality is involved is called a Medico-Legal Case (MLC). It is essential to abide by the medical ethics to free them from legal issues. The people who are more prone to assault, trauma, accidents in the community (need to identified) and are also prone to be hospitalized to be treated under medical legal category case; who clearly observed which is often known as common injury/accidents; nurses should be responsible in documenting Medico Legal Cases.

Keywords: Medico Legal Case; Forensic medicine; Injury; Patient care; Toxicology

Introduction

By reading the term it creates the “fear-factor” in our mind which develops status anxiety in order to find the nature of injury and documentation procedures. The medical [1] professional provides the non-measurable service to the human in all aspects to improve the health. When the criminality /illegal activity is involved in damaging/disturbing the health of the person [2], need to be more caution in order to identify, and treat at the same time be in a safer side to defend our self from the legal problems by abiding the medical ethics we can be free from “fear-factor.”

Meaning

Injury

The word “injury” denotes any harm whatever illegally caused to any person, in body, mind, reputation or property [3].

Forensic Medicine

The application of medical knowledge to the investigation of crime particularly in establishing the cause of injury and death [4].
medico-legal services in area or district hospitals must be mandated by doctors with specialization in MD Forensic Medicine &Toxicology. Provision of District Forensic Medicine specialists will also cater to the need and will help in guiding both police and judiciary.

Risk groups in public

1. Commercial sex workers
2. Military
3. Child labors
4. Homeless
5. Runaway peoples
6. Prisons
7. Communally dominated people

Risk for Nurses

When examining the patients in emergency with doctors the timely identification of symptoms and conclude the diagnosis helps to provide the ideal treatment for the symptoms, failing in such or taking long time in examinations, delayed information to consent chief or doctors lead to problem for nurses, it also included the various record keeping in a critical situation.

Categories of MLC

- Assault and battery, including domestic violence and child abuse
- Accidents like Road Traffic Accidents (RTA), industrial accidents etc.
- Cases of trauma
- Electrical injuries, Poisoning
- Alcohol Intoxication
- Undiagnosed coma
- Chemical injuries
- Burns and Scalds
- Sexual Offences
- Criminal abortions
- Attempted suicide
- Cases of asphyxia as a result of hanging, strangulation, drowning, suffocation etc.
- Custodial deaths
- Death in the operation theatre

Figure 1: The theoretical framework of forensic nursing, based on an integrated model of nursing science and criminal justice.
Common Mistakes

1. Misdiagnosis or Delayed Diagnosis
2. Childbirth Injuries
3. Medication Errors
4. Anesthesia Errors
5. Surgery Error

Nurses responsibility in MLC cases

- Implement the legal responsibility for nurses in various settings
- Never delay in diagnosing the patient/information to higher authority
- Follow the standard protocol for the treatment
- Always abide the medical ethics
- Fill all the records with honesty
- Never destroy a record
- Consent with nursing higher authorities in submitting the report
- Get legal assistance in case of court trail

Physician Responsibilities in MLC Cases

1. Keep full and accurate Medical Records.
2. Employ standard care and skill
3. Do not fail to get written informed consent.
4. Diagnosis to be confirmed by laboratory tests.
5. Proper investigation to be advised.
6. Proper immunization schedule to be followed

Conclusion

Nurses are the key responsible for the comprehensive patient care. In order to handle medico legal cases [8] nurses need more updated knowledge which enables them across most verities of cases and puts them in safer even for the patient and selves. Keenly observing legal responsibilities is the vital task of nurses in care of patient with medico legal category.

References

1. Medicolegal Issues: Guidelines to Medical Officers.
2. Muthukumaranvs R, Ramesh Babu on 3 March, 2017.
3. Medicolegal.
4. Lynch VA (1995) Forensic Nursing: What's New? J Psychosoc Nurs Ment Health Serv 33(9): 6-8.
5. Sundaragiri S (2015) Medico-Legal Cases Need a More Professional Approach. J Indian Acad Forensic Med 37(3): 302-304.
6. Singh K, Singh K, Verma A (2011) Study of Medico-legal Case Management in Tertiary Care Hospital. J Indian Acad Forensic Med 33(4): 337-342.
7. Sangeeta R (2011) Medico-Legal Cases Across Various Hospitals - A review & Understanding of Procedures. Medico-Legal Update 11(2): 71-73.
8. Sampath P (2015) Medico legal cases: Top facts you should know.