

COMMONWEALTH OF MASSACHUSETTS

Middlesex, SS.

Board of Registration in Medicine

Adjudicatory Case No. 2021-017

In the Matter of

BHAGWAN DASS GUPTA, M.D.,

STATEMENT OF ALLEGATIONS

The Board of Registration in Medicine (Board) has determined that good cause exists to believe the following acts occurred and constitute a violation for which a licensee may be sanctioned by the Board. The Board therefore alleges that BHAGWAN DASS GUPTA, M.D. (Respondent) has practiced medicine in violation of law, regulations, or good and accepted medical practice as set forth herein. The investigative docket number associated with this order to show cause is Docket No. 17-379.

Biographical Information

1. The Respondent was born on September 30, 1950. He graduated from the All India Institute of Medical Sciences in 1973. He has been licensed to practice medicine in Massachusetts under certificate number 44639 since 1979. He is certified by the American Board of Internal Medicine and holds a subspecialty certification in Cardiovascular Disease. He practices in Lynnfield and has no hospital privileges.

Factual Allegations

2. On October 6, 2017, at approximately 6:30 a.m., the Respondent and a female nuclear medicine technologist were in the cardiac lab at Union Hospital in Lynn.

3. The Respondent approached the technologist from behind and hugged her.
4. During the hug from behind, the Respondent touched the technologist in a manner that made her feel uncomfortable.
5. The Respondent's hospital privileges were subsequently suspended.

Legal Basis for Proposed Relief

A. Pursuant to *Levy v. Board of Registration in Medicine*, 378 Mass. 519 (1979); *Raymond v. Board of Registration in Medicine*, 387 Mass. 708 (1982), the Board may discipline a physician upon proof satisfactory to a majority of the Board, that said physician has engaged in conduct that undermines the public confidence in the integrity of the medical profession.

The Board has jurisdiction over this matter pursuant to G.L. c. 112, §§ 5, 61 and 62. This adjudicatory proceeding will be conducted in accordance with the provisions of G.L. c. 30A and 801 CMR 1.01.

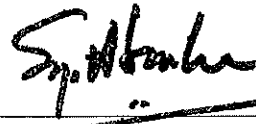
Nature of Relief Sought

The Board is authorized and empowered to order appropriate disciplinary action, which may include revocation or suspension of the Respondent's license to practice medicine. The Board may also order, in addition to or instead of revocation or suspension, one or more of the following: admonishment, censure, reprimand, fine, the performance of uncompensated public service, a course of education or training or other restrictions upon the Respondent's practice of medicine.

Order

Wherefore, it is hereby **ORDERED** that the Respondent show cause why the Board should not discipline the Respondent for the conduct described herein.

By the Board of Registration in Medicine,



George Abraham, M.D.
Board Chair

Date: April 8, 2021