

REVIEWER'S REPORT

Manuscript No.: IJAR-59472

Title: Analysis of Punitive Damages in Medical Negligence Cases.

Recommendation:

Accept as it is

Accept after minor revision.....

Accept after major revision

Do not accept (*Reasons below*)

Rating	Excel.	Good	Fair	Poor
Originality		✓		
Techn. Quality			✓	
Clarity		✓		
Significance	✓			

Reviewer Id: JPR-375

Reviewer's Comment for Publication.

The manuscript addresses an important legal issue concerning punitive damages in medical negligence cases, with particular emphasis on Indian jurisprudence and comparative perspectives from other common law jurisdictions. It discusses relevant statutory provisions, constitutional principles, judicial precedents, and the balance between patient rights and medical professional protection. The paper is logically organized and highlights the potential role of punitive damages in deterrence and patient safety. However, the following revisions are recommended:

1. Strengthen the analysis of landmark judicial decisions and clearly distinguish punitive damages from compensatory damages and public law compensation.
2. Verify the accuracy and interpretation of the cited judgments, statutory provisions, and legal principles.
3. Improve the comparative analysis of Indian law with the approaches followed in the United States, United Kingdom, Canada, and Australia.
4. Support the discussion of reform proposals with stronger legal reasoning and relevant scholarly sources.
5. Include more recent judicial developments and relevant academic literature to strengthen the research.
6. Improve formatting, spacing, and consistency in the presentation of case citations, headings, and references.

Overall, the manuscript addresses a significant topic in medical jurisprudence and offers a useful overview of punitive damages in medical negligence cases. However, the legal analysis and supporting evidence require some improvement. **The manuscript is recommended for acceptance after minor revision, subject to verification of the cited legal authorities and incorporation of the suggested improvements.**