

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

Date of decision:04.04.2016

Dr.Asha Arora

.....Petitioner

v.

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE JASWANT SINGH

Present:- Mr.Bipan Ghai,Senior Advocate assisted by
Mr.Paras Talwar,Advocate for the petitioner

Mr.Kuldip Tiwari,Addl.AG Haryana
assisted by ASI Shamsheer Singh

Jaswant Singh,J.(Oral)

Prayer is for grant of anticipatory bail in case FIR No.784 dated 30.12.2015 under Sections 3/5 of MTP Act,1971 and Section 29 of PNDT Act,1994,PS City Sonapat,Distt.Sonapat.

As per allegations, petitioner accused in her Nursing Home had conducted Ultrasound on decoy customer and thereafter agreed to abort the child.

It is contended that no abortion was conducted and therefore, no offence is made out even if the allegations are taken at their face value. That apart, the decoy customer had posed to be an unmarried girl wanting an abortion, which fact itself would form sufficient cause for conduct of abortion.

It is further submitted that petitioner has already joined and fully cooperated in the investigation.

Learned State counsel on instructions does not dispute the said factual position.

In view of the above, interim bail granted vide order dated 22.1.2016 is made absolute.

04.04.2016
joshi

(Jaswant Singh)
Judge