

CRM-M-37874-2016

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

CRM-M-37874-2016

Date of Decision: 11.11.2016

Balwinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Gurpreet Singh Bhasin, Advocate,
for the petitioner.

Ms. Shivali, AAG, Punjab.

INDERJIT SINGH, J.

Petitioner, Balwinder Singh has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.163 dated 26.08.2016, registered at Police Station City Kharar, District S.A.S.Nagar, Mohali, under Sections 15 (2) (B) and 15(3) of the Indian Medical Council Act, 1956, Sections 420, 511 and 34 of the Indian Penal Code and Sections 3(1), 4, 5, 1A, 6A and 29 of the Pre-Conception and Pre-Natal Diagnostic Techniques (Prohibition of Sex Selection) Act, 1994 and Rule 9 of the Pre-Conception and Pre-Natal Diagnostic Techniques (Prohibition of Sex Selection) Rules, 1996.

Notice of motion has been issued in this case. Learned State counsel has appeared on behalf of the respondent-State and contested this petition.

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I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record. Police record is also available.

From the record, I find that as per the FIR, there is allegation against the present petitioner that he is assisting the main accused in the commission of offences under the Pre-Conception and Pre-Natal Diagnostic Techniques (Prohibition of Sex Selection) Act, 1994. The main accused is stated to be released on bail by this Court.

The petitioner has been in custody since 28.08.2016. He is not required for any investigation or interrogation purposes as he is in judicial custody. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on regular bail subject to his furnishing personal bonds in the sum of ₹40,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

11.11.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No