

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

**CRM-M No. 27125 of 2017
Date of Decision: 3.11.2017**

Sukhvir	v.	Petitioner
State of Haryana		Respondent

CORAM HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present:- Mr. J.S. Hooda, Advocate, for the petitioner
Mr. Munish Dev Sharma, AAG, Haryana

SHEKHER DHAWAN, J.

Present petition under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioner in FIR No. 443 dated 5.7.2017, under Sections 336 and 420 IPC and Section 15 (2) and (3) of the Indian Medical Council Act, registered at Police Station Hodal, District Palwal.

Learned counsel for the petitioner contended that the petitioner has been falsely implicated in this case, whereas the shop i.e. Himanshu Clinic is of Ramesh Chand Bhargava and the present petitioner was just sitting on the said shop. He further contended that documents are in possession of the police and the petitioner is not in a position to explain the same, so he be released on pre arrest bail. Reliance has been placed upon a judgment of this Court passed on 12.10.2015 in **CRM-M No. 33857 of 2015** titled as **“Smt. Chinky Rohila @ Sanjana v. State of Haryana”**.

Learned State counsel while opposing the bail petition

contended that the petitioner was found present in Himanshu Clinic at the time of the raid and he was issuing prescription slips and articles which were being used for medical practice were recovered from the spot in presence of independent witnesses. The petitioner is not having any legal registration with the department concerned and he was playing with the health of the people and the entire matter requires investigation.

No case is made out for release of the petitioner on pre arrest bail and the facts of the case cited are entirely distinguished than the facts of the present case.

Dismissed.

(SHEKHER DHAWAN)
JUDGE

3.11.2017
Ashwani

Speaking/Reasoned	Yes/No
Reportable	Yes/No