

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

CRM-M-32811-2017

Date of Decision:11.09.2017

Dr. Mahesh Kumar

.....PETITIONER

V/S

State of Punjab

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr.J.S.Bedi, Sr. Advocate with
Mr. Lovekirat Singh Chahal, Advocate for the
petitioner.

Mr.Ramandeep Sandhu, Sr. DAG, Punjab.

A.B. CHAUDHARI, J. (ORAL)

The petitioner has filed the present petition under Section 439 Cr.P.C. seeking regular bail in FIR No.120, dated 20.08.2017 registered under Sections 3(1), 4, 5(1)(a), 6(a) 23 of the PNDA Act, 1994 and Section 120-B IPC at Police Station Fatehgarh Sahib.

Heard learned counsel for the rival parties.

The petitioner was arrested on 20.08.2017 and is in jail since then. The petitioner is a doctor by profession and the allegation against him is that he has conducted ultrasound of one Baljinder Kaur.

Learned counsel for the petitioner makes a statement on instructions from the petitioner that the petitioner will file undertaking on affidavit that he would not indulge in any type of offence and would also submit a copy of the affidavit to the concerned Police Station.

In view of the fact that the petitioner is ready to give an affidavit as stated above, I am inclined to grant bail to the petitioner.

In that view of the matter, I make the following order:-

ORDER

- (i) CRL. MISC. No.M-32811-2017 is allowed.
- (ii) The petitioner be released on bail to the satisfaction of the concerned CJM/Duty Magistrate.
- (iii) The petitioner shall file an affidavit within two weeks from the date of his release that he will not commit such type of offence again.
- (iv) The State will be at liberty to apply for cancellation of bail in case of any further commission of such type of offence by the petitioner.

(A.B. CHAUDHARI)
JUDGE

11.09.2017
Anjal

Whether speaking/reasoned? Yes/No

Whether reportable? Yes/No