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

CWP-22285-2012

Date of decision : 14.03.2017

Sanjesh Rathore and another

... Petitioner(s)

Versus

Union of India and others

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present: Mr. Pardeep Sharma, Advocate
for the petitioners.

Mr. P.K. Longia, Advocate
for the Union of India/respondent(s).

AMIT RAWAL, J. (ORAL)

The grievance of the petitioners is that when the child was born, his left arm was missing. According to him, the pregnancy could have been terminated as the arm would be deducted after 10 weeks of pregnancy through Ultrasound. The concerned hospital i.e. 172 Military Hospital, C/o 56 APO, Jalandhar, has already been given an opinion vide Annexures R-6 & R-7, but the contention of the learned counsel for the petitioners is that the rest of the examination was done at Military Hospital, Meerut Cantt., C/o 56 APO.

All these factors are to be seen by leading a detailed evidence, much less, opinion of the Expert, which cannot be done in a writ jurisdiction being disputed questions of fact.

The petitioners are relegated to avail the alternative remedy other than the writ petition.

Disposed of, accordingly.

14.03.2017
Yogesh Sharma

(AMIT RAWAL)
JUDGE

✓
Whether speaking/reasoned Yes/ No
✓
Whether Reportable Yes/ No