

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

CRM-M-2120-2017 (O&M)

Date of decision: February 02, 2018

Dharmender

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA

Present: Mr. Palvinder Singh, Advocate for the petitioner.

Ms. Tanushree, Deputy Advocate General, Haryana.

Rajan Gupta, J.

This is a petition under Section 438 Cr.P.C. seeking pre-arrest bail in a case registered against the petitioner under Sections 3, 3A, 4, 5, 6, 22 and 23 and Rules 9, 10, 18 of Pre-Conception and Pre-natal Diagnostic Techniques Act, 1994, Sections 3, 4, 5 of Medical Termination of Pregnancy Act, 1971 and 420/120-B IPC at Police Station Ladwa, District Kurukshetra, vide FIR No.313 dated 27.10.2016.

FIR was registered on the basis of a secret information that some persons alongwith two ladies had been planning to go Saharanpur (U.P.) for pre-natal diagnosis. They were chased by the police to Uttar Pradesh. Allegation against the petitioner is that he had been running an ultrasound centre in Uttar Pradesh and used to conduct test of pregnant women for determination of sex. Number of opportunities have been

granted for effecting recovery of machine used in the crime. According to State counsel, petitioner has refused to hand over the same. He is, thus, not entitled to the discretionary relief of anticipatory bail. Petition is without any merit and is hereby dismissed.

(RAJAN GUPTA)
JUDGE

February 02, 2018
'Rajpal'

Whether speaking / reasoned	Yes / No
Whether Reportable:	Yes / No