

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

CRM-M-8559 of 2019
Date of Decision:02.07.2019

Pinky		Petitioner
	Versus	
State of Haryana		...Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

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

Mr. Arun Beniwal, DAG, Haryana.

MAHABIR SINGH SINDHU, J.(Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the petitioner in case FIR No. 1544 dated 22.11.2018, under Sections 3, 4 and 5 of MTP Act, 18(c) of Drugs and Cosmetic Act, 1940, 15(2) (B) of Indian Medical Council Act and Sections 315, 336 and 420 of the Indian Penal Code, registered at Police Station City, Panipat.

On 07.03.2019, while issuing notice of motion, the following order was passed by this Court:

“It is, *inter alia*, contended that the provisions of the Medical Termination of Pregnancy Act, 1971 are not attracted in the facts and circumstances of this case and for violation of Section 18(c) of Drugs and Cosmetics Act, 1940, only punishment of cancellation of licence can be imposed, that too after granting an opportunity of hearing.

Notice of motion for 2.7.2019.

In the meantime, the petitioner is directed to join investigation with the Investigating Officer on 14.3.2019 at 10:00 A.M. and cooperate therewith. In the event of her arrest, she shall be released on interim bail to the satisfaction of the Investigating Officer/SHO concerned subject to her compliance of the conditions enshrined

under Section 438(2) Cr.P.C.”

It is contended by learned counsel for the petitioner that in terms of the order dated 07.03.2019, petitioner has joined the investigation.

On instructions from ASI Ram Kumar, the above factual position is duly acknowledged by learned State counsel and stated that the custodial interrogation of the petitioner is no longer required in the present case.

In view of the above, the order dated 07.03.2019 is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off.

[MAHABIR SINGH SINDHU]
JUDGE

July 02, 2019
rashmi

Whether speaking/reasoned	yes/no
Whether reportable?	yes/no