

RSA-2607 of 2000 (O&M)
Date of Decision: 24.7.2019

Savitri

---Appellant

versus

Punjab State and another

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. H.S.Dhandi, Advocate
for the appellant
Mr. A.A.Pathak, Addl. A.G.Punjab

Rekha Mittal, J.

Challenge in the present appeal has been directed against the judgment and decree dated 24.7.1999 passed by the District Judge, Kapurthala whereby appeal against the judgment and decree dated 20.7.1996 passed by the trial court was accepted, impugned judgment and decree was set aside and suit filed by the appellant-plaintiff for damages on account of sterilization being not properly done or it was done in a negligent manner as a result of which she gave birth to a female child on 25.9.1989, was dismissed.

Counsel for the appellant has fairly conceded that controversy raised in the present litigation is squarely covered against the appellant in view of judgment of Hon'ble the Supreme Court **State of Punjab vs. Shiv Ram and others** 2005 (7) SCC 1.

In view of what has been discussed hereinbefore, the appeal is dismissed. The judgment and decree passed by the Court in Appeal is affirmed.

(Rekha Mittal)
Judge

24.7.2019

PARAMJIT

Whether speaking/reasoned : Yes

Whether reportable : Yes/No

PARAMJIT KAUR SAINI
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