

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-30618-2019

Date of Decision:-24.10.2019.

Meena Rani and another

.....Petitioners

Versus

Post Graduate Institute of Medical Education and Research Chandigarh and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. Harshit Anand, Advocate for
Mr. Shekhar Verma, Advocate for the petitioners.

Mr. Vikrant Sharma, Advocate for the respondents.

SANJAY KUMAR, J. (Oral)

By way of this writ petition, the petitioners seek termination of the pregnancy of the first petitioner on medical grounds.

Vide order dated 22.10.2019, this Court directed the first petitioner to present herself before the Medical Superintendent of PGIMER, Chandigarh, respondent No.1, to undergo examination by the Board of Doctors to ascertain as to whether termination of her pregnancy is advisable. Consequent upon such examination, the report of the Medical Board of the first respondent is placed before this Court in a sealed cover. Same is taken on record. Perusal thereof reflects that the Board, comprising 12 Doctors, unanimously recommended medical termination of the first petitioner's pregnancy, notwithstanding the gestation period of over 20 weeks. This

recommendation was however made subject to the usual risks involved in medical termination of pregnancy in the second trimester.

Mr. Harshit Anand, learned counsel representing Mr. Shekhar Verma, learned counsel for the petitioners, states that notwithstanding the risks involved, the petitioners are desirous of going ahead with the termination of the pregnancy.

The writ petition is accordingly allowed directing the first respondent-PGIMER to undertake medical termination of the first petitioner's pregnancy forthwith. The petitioners shall however comply with and complete all necessary formalities in this regard, including the furnishing of an undertaking indemnifying the first respondent-PGIMER from any risks.

A copy of this order shall be given to the learned counsel for the parties under the signature of the Bench Secretary of this Court.

(SANJAY KUMAR)
JUDGE

October 24, 2019.

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Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.