

In virtual Court

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

CRM-M-21028-2020 (O&M)

Date of decision: 28.10.2020

Harwinder Kaur

... Petitioners

Vs.

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Ms. Sukhveer Kaur, Advocate for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for issuance of directions to the official respondents to look into the matter and proceed against the private respondents, who in connivance with each other had illegally removed the pregnancy tube (Laparoscopic right salpingectomy) of the petitioner, who is aged about 24 years.

Status report by way of affidavit of Deputy Superintendent of Police, Dinanagar, District Gurdaspur filed in the Court today, is taken on record. As per this affidavit, a Board of Doctors was constituted and has given the following opinion: -

*“To, Senior Medical Officer I/C, Civil Hospital, Gurdaspur.
Subject: reply to your letter #557/R/SP/PBI/GSP dated
20.08.2020. Respected madam. We, the board of doctors (1. Dr.
Manjinderjit Kaur 2. Dr. Samita 3. Dr. Raj) do hereby state the
following in response to your letter No.718 dated 26.08.20 1.
According to the record provided ultrasound report dated*

09.03.2019, there a right adnexal mass and rising trend of BHCG levels correlating with the tubal ectopic Pregnancy. 2. On dt. 9-03-2019 Clinical findings of excessive bleedings per Vaginum, abdominal tenderness, pulse rate 106/min, B.P 90/60 which is further suggestive of ruptured ectopic pregnancy. 3. Consent for surgery was given by the husband Harpreet on 9-03-2019 at 12.00 pm. 4. Operative notes indicates mild hemoperitoneum and right tubal pregnancy for which right salpingectomy was done. 5. Histopathology report dt. 9-03-2019 of specimen removed during surgery suggestive of ectopic tubal pregnancy. 6. At times, salpingectomy is a life saving surgery in cases of ruptured ectopic pregnancy with hemoperitoneum with shock. Therefore, we request you to kindly accept this as our statement true to best of our knowledge. Sd/- Dr. Manjinderjit Kaur, Gynecologist, sd/- Dr. Samita Gynecologist dt. 04.09.2020, sd/- Dr. Raj Kumar General Surgeon.”

Learned State counsel submits that on the basis of opinion given by the Board of Doctors, a life saving surgery was performed on the petitioner after obtaining consent of her husband and there is no malafide or no illegal action conducted by the doctor.

Accordingly, no further action is called for in the present petition and the same is disposed of.

However, it will be open for the petitioner to file a complaint if so advised.

[ARVIND SINGH SANGWAN]
JUDGE

28.10.2020
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No