

CWP-5882-2021

Date of decision : April 01, 2021

AMARJEET KAUR AND ANOTHER

.....Petitioners

Versus

STATE OF PUNJAB AND ANOTHER

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Anshul Gupta, Advocate for the petitioners.

Ms. Akshita Chauhan, AAG, Punjab.

Mr. Abhishek, Advocate for

Mr. Amit Jhanji, Advocate for respondent No. 2.

LISA GILL, J.

This matter is being taken up for hearing through video conferencing due to outbreak of the pandemic, COVID-19.

This petition has been filed seeking a direction to respondent No. 2 for termination of pregnancy as the foetus carried by petitioner No. 1 is over 20 weeks and suspected of suffering from “Non immune hydrops fetalis”. It is alleged that prognosis for continuation of pregnancy was not good and it would be unsafe and dangerous for the child as well as for petitioner No. 1.

Accordingly, vide order dated 12.03.2021, petitioner No. 1 was directed to remain present in the office of Medical Superintendent, PGIMER, Chandigarh on 15.03.2021 for medical examination by the permanent Medical Board so as to obtain its opinion regarding petitioner’s prayer for medical termination of pregnancy. At the first instance, it was opined by the Board that final opinion can be rendered only after consideration of certain test results which

petitioner No. 1 was advised to undergo. Writ petition was adjourned to await report of the Medical Board.

Report dated 26.03.2021 of the Permanent Medical Board, PGIMER alongwith reports of various tests conducted has been received in a sealed cover. Same is perused. It is opined by the Board as under:-

“ The petitioner was referred due to suspicion of non-immune hydrops fetalis in the fetus. The medical board in PGIMER evaluated for various causes of this condition as detailed in the table above. As on the day of examination, all reports including ultrasound are not suggestive of any congenital abnormality in the fetus, including hydrops fetalis, at this gestation. In view of the above, the Permanent Medical Board does not recommend the patient to undergo medical termination of pregnancy at this stage.”

Keeping in view the report dated 26.03.2021, learned counsel for the petitioner seeks to withdraw this writ petition, at this stage. Needless to say, in case petitioner No. 1 requires any specific treatment as available at PGIMER, the same be provided to her in accordance with the Rules.

Accordingly, present writ petition is dismissed as withdrawn.

Report dated 26.03.2021 and the test results be attached alongwith the file of this case as ‘A1’.

April 01, 2021
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No