

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

(Sr. No. 210 )

**CRM-M No.13111 of 2021 (O&M)**

**Date of decision : 15.12.2021**

**Om Parkash**

.....Petitioner

*Versus*

**State of Haryana**

.....Respondent

**CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL**

Present : Mr. Amit Choudhary, Advocate for the petitioner.

Mr. Rahul Mohan, DAG, Haryana.

\* \* \*

**DEEPAK SIBAL, J. (Oral)**

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No. 327 dated 29.12.2020 registered under Section 420 IPC and Sections 3, 4, 5, 6, 23, 25 and 29 of the Pre-Conception and Pre-Natal Diagnostic Techniques (Prohibition of Sex Selection) Act 1994 at Police Station City Ratia, district Fatehabad,

On 14.09.2021, this Court had passed the following order : -

*“The matter has been taken up through video conferencing.*

*Status report filed by the State is ordered to be taken on record.*

*For arguments, adjourned to 15.12.2021.*

*Seeking ad interim anticipatory bail, learned counsel for the petitioner inter alia contends that the petitioner who is an agriculturist has been falsely implicated in this case; he has no criminal antecedents; he neither has any concern nor is he aware of the allegations with regard to sex determination; the petitioner does not*

*have any qualification and means to determine sex of an unborn child; the petitioner also has no other role in the alleged offence and that the petitioner is ready and willing to join the investigation as and when called by the investigating agency.*

*Till the adjourned date, subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438 (2) Cr.P.C, in the event of his arrest in FIR No. 327 dated 29.12.2020 registered under Section 420 IPC and Sections 3, 4, 5, 6, 23, 25 and 29 of the Pre-Conception and Pre-Natal Diagnostic Techniques (Prohibition of Sex Selection) Act 1994 at Police Station City Ratia, district Fatehabad, he shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer.”*

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined the investigation; cooperated with the investigating agency and that his custodial interrogation is not required by the State.

In view of the above, the interim order of this Court dated 14.09.2021, granting ad interim anticipatory bail to the petitioner is made absolute.

**15.12.2021**

*sunil yadav*

**( DEEPAK SIBAL )  
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No