

CWP No.26141 of 2022
Date of Decision: 15.11.2022

SANDHYA

.....Petitioner

Versus

STATE OF U.T. CHANDIGARH AND ANOTHER

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWATPresent: Mr. Sandeep Sharma, Advocate,
for the petitioner.**RAJBIR SEHRAWAT, J. (ORAL)**

This is a petition filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of mandamus directing the respondent No.2 (PGI) to carry out the abortion of the foetus of the petitioner as the petitioner is diagnosed with Bilateral Theca Lutein Cysts enlarged to 9-cm and 7-cm with Multiple Cysts near Ovary, as well as, Hernia and Thyroid, which cannot be treated and operated without the abortion of the foetus (13 week) of the petitioner as per the report, with certain other prayers made in the present petition.

Notice of motion.

Mr. Abhishek K.Premi, Advocate, accepts notice on behalf of respondent No.2-PGI and submits that as of today, in the present case, no specific order is required from the Court for termination of pregnancy. The Act stands amended and the petitioner can approach the PGI directly. The Board of Doctors is required to assess the condition of the petitioner and the foetus and to decide upon the requirement of termination of pregnancy.

In view of the above, learned counsel for the petitioner seeks permission to withdraw the present writ petition with liberty to approach the Authority i.e. PGI, Chandigarh.

Dismissed as withdrawn with liberty aforesaid.

(RAJBIR SEHRAWAT)
JUDGE

15.11.2022
sandeep

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No