

CRM-M-16986-2023

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201 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-16986-2023
Date of Decision: 08.08.2023

Sachin Petitioner

Versus

State of Haryana Respondent

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Varun Singh Dhanda, Advocate,
for the petitioner.

Mr. K.K.Chahal, Additional Advocate General, Haryana,
for the respondent-State.

RAJBIR SEHRAWAT, J. (ORAL)

1. The present first petition has been filed by the petitioner under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.833 dated 04.11.2022 registered under Sections 3, 4, 5 of the Medical Termination of Pregnancy Act, 1971, Sections 23 and 28 of the Pre Natal Diagnostic Techniques (Regulation and Prevention of Misuse) Act, 1994, Section 15(2) and 15(3) of the Indian Medical Council Act, 1956, and Sections 420, 34 and 120-B of the Indian Penal Code, 1860, at Police Station City Hansi, District Hisar.

2. Status report dated 29.07.2023 by way of affidavit of Dheeraj Kumar, HPS, Deputy Superintendent of Police, Hansi, District Hisar, and reply dated 28.04.2023 by way of an affidavit of Vinod Shankar, HPS, Deputy Superintendent of Police, Hansi, District Hisar, have been filed on

behalf of the respondent-State. The same are taken on record.

2. Vide order dated 25.05.2023, the arrest of the petitioner was stayed. However, there was no direction to the petitioner to join the investigation.

3. Learned counsel for the State has submitted that that the petitioner has not joined the investigation.

4. As response to this, learned counsel petitioner has submitted that the petitioner shall join the investigation at any time as and when the police so requires.

5. In view of the above, but without commenting upon merits of the case, the present petition is disposed of by granting concession of anticipatory bail to the petitioner. Therefore, it is directed that in case of his arrest, the petitioner shall be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of Arresting/Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

(RAJBIR SEHRAWAT)
JUDGE

08.08.2023
adhikari

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No