

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl) No(s).4025/2010

(From the judgement and order dated 09/03/2010 in CRLM No.30442/2007 of The HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

KIRAN GARG

Petitioner(s)

VERSUS

STATE OF PUNJAB & ORS.

Respondent(s)

(With appln(s) for ad-interim ex-parte stay and office report)

(For Final Disposal)

Date: 01/05/2013 This Petition was called on for hearing today.

CORAM : HON'BLE DR. JUSTICE B.S. CHAUHAN

HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA

For Petitioner(s) Mr. Nidhesh Gupta, Sr. Adv.
Mr. Tarun Gupta, Adv.
Mr. M. K. Ghosh, Adv.
Ms. S. Janani, Adv.

For Respondent(s) Ms. Manjeet Chawla, Adv.(N.P.)
Mr. Kuldip Singh, Adv. (N.P.)

UPON hearing counsel the Court made the following
O R D E R

As usual, none turned up for the State.

We are not inclined to entertain this Special Leave Petition which is, accordingly, dismissed.

However, it will be open to the petitioner to agitate all the issues, legal and factual, before the Court concerned and satisfy that Court that the petitioner has not exceeded as what she had been allowed by this Court vide Order dated 07.03.2007, which is reproduced as under :-

"Heard the learned counsel for the parties.

It appears that there is typographical error in our order dated 31st January, 2007, which is substituted as follows :
Heard Learned counsel for the parties.

In the facts and circumstances of the case we direct that the petitioner shall be permitted to use the ultra sound machine for conducting tests other than pre-natal sex determination test and the machine shall be unsealed for this purpose. The petitioner shall file an undertaking to this effect within four weeks from today."

The petitioner may produce the undertaking given by her in response to the said order of this Court before the said Court. In case, the Court concerned is satisfied on those counts, it may pass appropriate orders in accordance with law.

| (Jayant Kumar Arora)
| Sr. P.A.

| | (M.S.Negi)
| | Court Master