

\$~3

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 4104/2020

NEHA DEVI Petitioner

Through: Ms. Sneha Mukherjee, Adv.

versus

GOVERNMENT OF NCT OF DELHI & ANR. Respondents

Through: Ms. Hetu Arora Sethi, ASC for R-1 &
2.

Mr. Anand Varma, Panel Counsel for
AIIMS.

CORAM:

HON'BLE THE CHIEF JUSTICE

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

% **10.07.2020**

Proceedings of the matter have been conducted through video conferencing.

Having heard learned counsel for the petitioner and looking to the facts and circumstances of the case, it appears that this petitioner is in search of termination of pregnancy which has now entered into 23rd week. Counsel for the petitioner has taken this Court to paragraphs 8 and 9 to the memo of this writ petition and has drawn our attention to the report of the sonography conducted on the petitioner which reflect that there are certain difficulties with the foetus in womb of the petitioner.

We direct the petitioner to join All India Institute of Medical Sciences as a party respondent No.3.

Issue notice through counsel.

Ms. Hetu Arora Sethi, learned Standing Counsel accepts notice for

respondents No.1 and 2. Mr. Anand Varma, learned counsel accepts notice for respondent No.3 - All India Institute of Medical Sciences (AIIMS), New Delhi.

Taking note of the facts of the case, we consider it apposite to request the Director of All India Institute of Medical Sciences (AIIMS), New Delhi – respondent No.3 to constitute a board of at least three doctors to examine the petitioner. The petitioner shall remain present before the Director, AIIMS, or such other senior doctor or officer of AIIMS as he may specify, on 11th July, 2020 (Saturday) between 10:30 a.m. and 11:00 a.m. We request the medical board appointed by the Director, AIIMS to give a report about the condition of the foetus and as to whether the termination of pregnancy would be safe in the case of the petitioner or not, including the likely physical and mental consequences to the petitioner in both eventualities. The report of the Medical Board/Committee shall be filed in the Court by the evening of 13th July, 2020.

The matter is adjourned to 14.07.2020.

We also permit the personal service of this order on the Director, AIIMS by the petitioner.

Copy of this order be communicated through electronic mode to the petitioner and to the counsel for the AIIMS.

CHIEF JUSTICE

PRATEEK JALAN, J

JULY 10, 2020

kks