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WP-36098-2025

IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR

BEFORE

HON'BLE SHRI JUSTICE SANJEEV SACHDEVA,
CHIEF JUSTICE

&

HON'BLE SHRI JUSTICE VINAY SARAF

ON THE 14th OF OCTOBER, 2025

WRIT PETITION No. 36098 of 2025

RAMBHUVAN GAUTAM

Versus

THE STATE OF MADHYA PRADESH AND OTHERS

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Appearance:

Shri Nilesh Kotecha - Advocate for the petitioner.

Shri Vivek Sharma - Deputy Advocate General for the respondent/State.
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ORDER

Per. Hon'ble Shri Justice Sanjeev Sachdeva, Chief Justice

1. Subject petition has been filed styled as Public Interest Litigation. Petitioner has sought a direction to the respondents No. 1 to 5 / State authorities to strictly comply with the provisions of the Pre conception and Pre Natal Diagnostic Techniques (Prohibition of Sex Selection) Act, 1994 and Rules of 2014 regarding qualification of doctors and staff doing sonography of pregnant women. Further prayer is sought to take action on unqualified sonography centres working in the State. Petitioner has also sought an enquiry to be conducted against sonography centre of respondent No. 6 and 7 on the ground that respondent No. 7 is not qualified under PC and PNDT Rules, 2014.

2. Learned Deputy Advocate General appearing for the State submits that the petition appears to be motivated. He further submits that petition reveals that a complaint was given by the petitioner to Chief Medical Officer on 09.12.2024, on



which immediate action was taken by the Department and even the premises of respondent No. 6 and 7 was sealed. He further submits that the petition appears to be targeting respondent No. 6 and 7 and there is no other instance mentioned except that pertaining to respondent No. 6 and 7.

3. Perusal of the petition shows that petitioner has though made general allegations with regard to breach of provisions of the said Act and Rules, however no instances have been given by the petitioner.

4. We note that on the complaint of the petitioner, the authorities have immediately taken action and even sealed the premises of respondent No.6. However petition further reveals that the premises thereafter was de-sealed. The petitioner has sought to challenge the qualifications of respondent No.7 and annexed sonography report where it is mentioned that the respondent no. 7 possess the degree of MBBS, MS, PGDUSG. There is no instance or example mentioned by the petitioner of any breach of the provisions of act or the rules, even the sonography report produced by the petitioner does not prima facie show any infraction by respondent No. 6 and 7.

5. It appears that the present petition is motivated petition filed by the petitioner targeting only one individual against whom even a complaint was made to the Chief Medical Officer and State authorities.

6. Learned counsel for the petitioner submits that the qualification of respondent No. 7 of Post Graduate Diploma in sonography has been obtained from a private institute.

7. We note the petition is silent about the said qualification. On a query, learned counsel for the petitioner submits that the petitioner being a journalist has inside information about the qualification of respondent No.7 and is aware that the said Diploma is from a private unrecognized institute. On a further



query he refuses to divulge any further information claiming privilege on the ground that petitioner is a journalist.

8. Learned Deputy Advocate General appearing for the State submits that State authorities are vigilant and are taking strict action as and when any infraction is brought to the notice of the State. He further assures that as and when any instance would come to the notice of the State authorities appropriate action in accordance with act and rules would be taken.

9. In view of the assurance given and in view of the fact that present petition appears to be targeting only one individual and no instance of violation of the act or the rules has been pointed out by the petitioner either against the said institute or any other institute. We are of the view no further action is called for on the petition and the said petition is accordingly *dismissed*. However, we direct the State authorities to strictly implement the provisions of Pre Conception and Pre Natal Diagnostic Techniques (Prohibition of Sex Selection) Act, 1994 and the Rules made thereunder throughout the State of Madhya Pradesh..

(SANJEEV SACHDEVA)
CHIEF JUSTICE

(VINAY SARAF)
JUDGE

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