

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

RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL.) NO(s). 1019 OF 2006

ROHITA CHAKMA

Petitioner(s)

VERSUS

PRABHASH KR.SINGH

Respondent(s)

(With appln(s) for stay and office report)

With

T.P.(Crl.)No.38 of 2007

(With appln.(s) for ex-parte stay and exemption from filing O.T. and office report)

Date: 19/02/2007 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.P. SINGH

HON'BLE MR. JUSTICE H.S. BEDI

For Petitioner(s)

Mr. Atishi Dipankar,Adv.

Mr. Sunil Gupta, Sr.Adv.

Mr. Prantap Kalra, Adv.

Mr. Mukesh Verma, Adv.

Mr. Manish Shanker, Adv.

Mr. M.R.Shamshad, Adv.

Mr. Pravesh Thakur, Adv.

Mr. Yash Pal Dhingra, Adv.

For Respondent(s)

Respondent-in-person

UPON hearing counsel the Court made the following

O R D E R

The Transfer Petitions are allowed in terms of the signed order.

(Sukhbir Paul Kaur)

(Vijay Dhawan)

Court Master

Court Master

(Signed Order is placed on the file)

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (C) NO.1019 OF 2006

ROHITA CHAKMA

...PETITIONER(S)

Versus

PRABHASH KR. SINGH

...RESPONDENT (S)

With TRANSFER PETITION(CRL.) NO.38 OF 2007

O R D E R

We have heard counsel for the petitioner and the respondent who appears in person.

Having regard to the facts and circumstances of the case, we are satisfied that this is a fit case where the prayer for transfer must be allowed.

In the facts of the case we allow this transfer Petition and direct that H.M.A. Case No.34 of 2005 titled Prabhash Kr. Singh Vs. Rohita Chakma pending in the Court of Additional District Judge, Tis Hazari, Delhi be transferred to the Court of the District Judge, Lawngtlai, Mizoram who may dispose of the matter himself or assign it to a Court of competent jurisdiction.

We further direct that the case on transfer shall commence from the stage it has reached before the Court.

This Transfer Petition is accordingly, allowed.

...2/-

TRANSFER PETITION (CRL.)NO.38 OF 2007

We have heard counsel for the petitioner and the respondent who appears in person.

Having regard to the facts and circumstances of the case, we are satisfied that this is a fit case where the prayer for transfer must be allowed.

In the facts of the case we allow this transfer Petition and direct that Complaint Case No.35T of 2005 titled Prabhash Kr. Singh vs. S.H.O./I.O., Timarpur & Ors. and Case No. Nil in F.I.R. No.32 of 2005 titled State vs. Prabhash Kr. Singh both pending in the Court of Metropolitan Magistrate, Tis Hazari, Delhi be transferred to the Court of the District Judge, Lawngtlai, Mizoram who may dispose of the matter himself or assign it to a Court of competent jurisdiction.

We further direct that the case on transfer shall commence from the stage it has reached before the Court.

This Transfer Petition is accordingly, allowed.

.....J.

(B.P.SINGH)

.....J.

(H.S.BEDI)

New Delhi,

February 19, 2007.