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T.P.(C) No. 214 OF 2001

ITEM No.34

Court No. 9

SECTION XVIA  
A/N MATTER

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.214/2001

GYAN SINGH

Petitioner (s)

VERSUS

SHAUKAT ALI

Respondent (s)

( With Appln(s). for stay )

Date : 30/07/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SYED SHAH MOHAMMED QUADRI  
HON'BLE MR. JUSTICE S.N. PHUKAN

For Petitioner (s) Mr. Shvi Kumar Suri, Adv.

For Respondent (s)

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

.....L.....I.....T.....T.....T.....T.....T.....T.....T.....J  
.SP2

The Transfer Petition is allowed.

.SP1

(S. Thapar)

(Radha Rani Bhatia)@@

AA

PS to Registrar

Court Master@@

AA

The signed order is placed on the file.

.PL56  
L.....T.....T.....T.....T.....T.....T.....T.....T.....T.....T.....R  
IN THE SUPREME COURT OF INDIA  
CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO. 214 OF 2001@@  
CC

Gyan Singh Petitioner (s)

Versus

Shaukat Ali Respondent (s)

O R D E R@@  
CCCCCCCC

.....L.....I.....T.....T.....T.....T.....T.....T.....T.....J  
.SP2

This is an application under Section 25 of the Code of Civil Procedure to transfer Claim Petition No.287 of 1999 titled Shaukat Ali Vs. Gyan Singh pending in the Court of@@  
CCCCCCCCCCCC CCCCCCCCCC  
XVth Additional District Judge, Lucknow, U.P. That petition was filed by the respondent claiming compensation for the injury suffered by him.

It is stated that the petitioner lives in Delhi. The accident occurred in Delhi and the even respondent also works in Delhi. On these facts, it is prayed that the above case be transferred to Delhi.

Inspite of service of notice, respondent did not enter appearance. The case came up for hearing on 9th July, 2001 but finding that no appearance was filed by the respondent, we adjourned the case giving an opportunity to the respondent to enter his appearance. Even today when the case is taken up neither appearance is filed nor is the respondent present in person in person.

-2-

In view of the circumstances stated above we consider it just and appropriate to order the transfer as prayed for. Accordingly, Claim Petition No.287 of 1999 titled Shaukat Ali@@  
CCCCCCCCCCCC  
Vs. Gyan Singh pending before the Court of XVth Additional@@  
CCCCCCCCCCCC  
District Judge, Lucknow, U.P. is transferred to Motor Accident Claims Tribunal, Tis Hazari, Delhi. The Transfer Petition is allowed accordingly.

.SP1  
.....J  
(Syed Shah Mohammed Quadri)

New Delhi, .....J  
July 30, 2001 (S.N. Phukan)