

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

RECORD OF PROCEEDINGS

TRANSFER PETITION (CRL.) NO.97 OF 2006.

LOKESH KAUSHIK & ORS.

Petitioner(s)

VERSUS

STATE OF HARYANA & ORS.

Respondent(s)

[With appln(s) for exemption from filing O.T.; stay and office report]

Date: 17/11/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.P. SINGH

HON'BLE MR. JUSTICE A.K. MATHUR

For Petitioner(s)

Mr. Rana Ranjit Singh, Adv.

Mr. Ajay Kumar Singh, Adv.

For Respondent No.1

Mr. Rajeev Gaur 'Naseem', Adv.

Mr. T.V. George, Adv.

No.2

Mr. Ashit Malik, Adv.

Mr. Gautam Godara, Adv.

Mr. J.M. Khanna, Adv.

Mrs. Shefali Shethi, Adv.

No.3

Mr. D.S. Mahra, Adv. (N.P.)

UPON hearing counsel the Court made the following

O R D E R

The Transfer Petition is allowed in terms of the signed order.

(Subhash Chander)

Court Master

(R.K. Kumar)

Court Master

[Signed Order is placed on the file]

IN THE SUPREME COURT OF INDIA

CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION (CRL.) NO.97 OF 2006

Lokesh Kaushik & Ors.

.....Petitioners

Versus

State of Haryana & Ors.

.....Respondents

O R D E R

We have heard counsel for the parties.

It appears from the record that several proceedings are pending

between the parties at Delhi which include application for grant of
maintenance under Section 125, Cr.P.C.; application for annulment of
marriage under Section 12 of the Hindu Marriage Act; Revision Petition

preferred by respondent no.2 before the High Court etc. Only the complaint under Section 498-A has been registered at Sonapat, Haryana.

Respondent no.2 has not sought transfer of the cases pending at Delhi.

In the circumstances, we allow this transfer petition and transfer Criminal Case/FIR No.39 of 2004 dated 18.03.2004 under Section 498-

A/406/506, IPC pending in the Court of Ilaqua Magistrate, JMIC,

Sonapat, Haryana to the Court of District Judge, Delhi, who shall assign

the case for trial before the appropriate Magistrate.

The Transfer Petition is accordingly allowed.

.....J.

[B.P. SINGH]

.....J.

[A.K. MATHUR]

New Delhi.

November 17, 2006.