

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(s). 97 OF 2005

RAVIR GODBOLE

Petitioner(s)

VERSUS

STATE OF M.P.

Respondent(s)

(With appln(s) for directions,stay)

Date: 13/02/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.P. SINGH
HON'BLE MR. JUSTICE ALTAMAS KABIR

For Petitioner(s)

Mr. Vinay Navare, Adv
Mr. Uday Warunjikar, Adv.
Mr. Naresh Kumar,Adv.

For Respondent(s)

Ms. Vibha Datta Makhija,Adv.

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

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

(SUKHBIR PAUL KAUR)
COURT MASTER

(VIJAY DHAWAN)
COURT MASTER

(Signed Order is placed on the file)

IN THE SUPREME COURT OF INDIA
CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION(CRL.)NO.97 OF 2005

RAVIR GODBOLE

.....PETITIONER(S)

VERSUS

STATE OF M.P.

.....RESPONDENT(S)

O R D E R

We have heard counsel for the parties.

The petitioner is being tried of an offence punishable under Section 307 IPC. The trial was to take place at Indore but, in view of the fact that the rival gang has been after his blood and two attempts were made on his life, the High Court transferred his trial to Bhopal. It appears that even during the trial at Bhopal he was attacked a third time and serious injuries were caused to him which necessitated his being admitted to the

hospital and an operation being performed to repair his damaged liver.

In these circumstances, the petitioner has prayed that his case may be transferred to any Court outside the State of M.P. Counsel for the State does not dispute the

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fact that the petitioner has been attacked thrice during this period and he does face danger to his life. Of course, the State contends that it will provide him with protection such as is considered necessary. We notice that a gunman was deputed to provide security to the petitioner but despite that he was attacked a third time causing him serious injuries, and the gunman deputed to protect him could do nothing except to make himself scarce.

In these facts and circumstances, we transfer the Sessions Trial No.65 of 2004 pending before the Special

Court (Atrocities), Bhopal Sessions Court, Bhopal, to the
Court of the District & Sessions Judge, Nasik who may try
the case himself or assign the trial to a Court of
competent jurisdiction. The record of the case shall be
immediately transmitted by the Bhopal Sessions Court to
the Court of District & Sessions Judge, Nasik.

This transfer petition is allowed.

.....J.

(B.P.SINGH)

.....J.

(ALTAMAS KABIR)

NEW DELHI ;

FEBRUARY 13, 2006