

IN THE SUPREME COURT OF INDIA  
CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION (CRL.) NO.123 OF 2010

PRAKASH CHANDRA PUNETHA

Petitioner(s)

VERSUS

M/S MAGMA SHRACHI FINANCE LTD.

Respondent(s)

O R D E R

The ground for transfer taken in this transfer petition is with regard to the jurisdiction of the Court of the XVIIth Metropolitan Magistrate, Calcutta, to consider the complaint filed by the respondent under Section 138 of the Negotiable Instruments Act. In our view, such a ground is not a ground for transfer and, if at all, the petitioner is aggrieved, his remedy would lie elsewhere.

The transfer petition is, therefore, dismissed, but without any observation on the merits of the matter.

.....J.  
(ALTAMAS KABIR)

.....J.  
(SURINDER SINGH NIJJAR)

New Delhi,  
November 18, 2011.  
ITEM NO.207

COURT NO.2

SECTION XVIA

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.123 OF 2010

PRAKASH CHANDRA PUNETHA

Petitioner(s)

VERSUS

M/S MAGMA SHRACHI FINANCE LTD.

Respondent(s)

(With appln(s) for stay and office report)  
(For final disposal)

Date: 18/11/2011 This Petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ALTAMAS KABIR  
HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR

For Petitioner(s) Mr. Vishwa Pal Singh, AOR

For Respondent(s) Mr. Manoj, Adv.  
Ms. Aparna Sinha, Adv.  
Mr. Abhijat P. Medh, AOR

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

The transfer petition is dismissed in terms of the  
signed order.

(Chetan Kumar) (Juginder Kaur)  
Court Master Assistant Registrar  
(Signed order is placed on the file)