

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). 160 OF 2005

SHAGUFTA SHAMAS & ANR.

Petitioner(s)

VERSUS

C.B.I. & ORS.

Respondent(s)

(With appln(s) for stay)

Date: 12/05/2006 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

HON'BLE MR. JUSTICE D.K. JAIN

For Petitioner(s)

Mr. D.N. Mishra,Adv.

For Respondent(s)

Mr. B.D. Sharma,Adv.

Mr. B.B. Singh, Adv. Mr. Rudreshwar Singh, Adv

Mr. Kumar Rajesh Singh, Adv.,

For Mr. P. Parmeswaran ,Adv

UPON hearing counsel the Court made the following

O R D E R

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

(R.K. DHAWAN)

(VEERA VERMA

COURT MASTER

COURT MASTER

(Signed order is placed on the file)

IN THE SUPREME COURT OF INDIA

CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION (CRL.) NO.160 OF 2005

SHAGUFTA SHAMAS & ANR.

.... APPELL

ANTS.

VERSUS

C.B.I. & ORS.

.... RESPON

DENTS.

O R D E R

Learned counsel for the petitioner seeks transfer of the
case pending

before Patiala House, New Delhi to the competent court at Srinagar (J&K). Counsel for
the respondent submits that all the 22 witnesses to be examined in this case are from
Delhi and it is difficult for the prosecution to take them to Srinagar for their examina
tion
and it will cause undue delay.

In view of the said circumstances, we are not inclined to transfer the case from

Delhi to Srinagar. However, the petitioner would be at liberty to move an exemption

1 application before the Magistrate and in case such an application is filed the same shall

be considered and disposed of, having regard to the above circumstances.

The transfer petition is disposed of accordingly.

.....J

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(K.G. BALAKRISHNAN)

.....J

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(D.K. JAIN)

NEW DELHI;

MAY 12, 2006.