

RITEM NO.57

COURT NO.7

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(s). 539 OF 2008

ALANKIRITA GARG

Petitioner(s)

VERSUS

PANKAJ GARG & ORS.

Respondent(s)

(With appln(s) for stay,substitution of L.Rs of the deceased
respondent,permission to file additional documents and for reference
of dispute to mediation centre)

WITH T.P.(CRL) NO. 124-125 of 2009

(With appln(s) for stay and permission to file additional documents
and permission to file additional documents and dasti serve and
substitution of Lrs. Of the deceased respondent and office report)

Date: 01/04/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU

HON'BLE MR. JUSTICE A.K. PATNAIK

For Petitioner(s) Father of the petitioner

For Respondent(s) Mr. B.K.Satija,Adv.

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

The Transfer Petitions are allowed in terms of the
signed order.

(Parveen Kr. Chawla)
Court Master

(Indu Satija)
Court Master

[signed Order is placed on the file]

IN THE SUPREME COURT OF INDIA

CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION(CRL.) NO.539 OF 2008

Alankirita Garg

..Petitioner

versus

Pankaj Garg & Others

..Respondents

WITH

TRANSFER PETITION(CRL.) NOS.124-125 OF 2009

O R D E R

Heard the father of the petitioner and learned

counsel for the respondents.

These Transfer Petitions have been filed by the wife seeking transfer of Criminal Complaint No. 43 of 2007, titled Alankirita Garg vs. Pankaj Garg & Others, pending before the Court of Judicial Magistrate, Ist Class, Gurgaon (Haryana), Complaint Case No. 202/2007, titled Alankirita Garg vs. Usha Garg & Others, pending before the Court of chief Judicial Magistrate, Gurgaon and Criminal Revision No.44 of 2007, titled Alankirita Garg vs. Usha Garg & others, pending before the Additional Sessions Judge, Gurgaon to the competent courts at Delhi.

Notice was issued in these Transfer Petitions and further proceedings were stayed.

TRANSFER PETITION (CRL.) NO(s). 539 OF 2008

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During the pendency of the proceedings before this Court, one of the common respondents viz. Satya Narain Garg died and respondent Nos. 5 & 6 in Transfer Petitions Nos.124-125 of 2009 were deleted from the array of parties vide order dated 6.11.2009.

Having heard both sides, looking to the convenience of the wife and without going into the allegations and counter allegations, we transfer the aforesaid cases to the District & Sessions Judge, Delhi, who on receipt of the record shall assign them to a court of competent jurisdiction.

The Transfer Petitions are allowed accordingly.

.....J.
[MARKANDEY KATJU]

NEW DELHI;
APRIL 01, 2010

.....J.
[A.K. PATNAIK]