

District Judge, Bhopal, Madhya Pradesh or to the Delhi High Court."

3. There are 3 different suits between the parties at 3 different places. CS (OS) No. 1663 of 2011, titled "Kishori Devi and another vs. Ramesh Chandra Agarwal and others" filed by Kishori Devi and Hemlata Agarwal is first in point of time which has been filed before the Delhi High Court. The second suit being O.S. No. 646 of 2012, titled "Mahesh Prasad Agarwal vs. M/s. Writers Publishers Limited and others" has been filed by the Mahesh Prasad Agarwal before the Court of Civil Judge (Sr. Division), Jhansi, Madhya Pradesh. The third suit is by Suresh N. Vijay who is assignee from Kishori Devi and Hemlata Agarwal. He has filed third suit being RCS No. 194 of 2013, titled "Suresh N. Vijay vs. Ramesh Chandra Agarwal and others" before the District Judge, Bhopal, Madhya Pradesh.

4. In the counter-affidavit filed by Kishori Devi and Hemlata in response to the transfer petition No. 717 of 2013, it is stated that they have no objection if the suit filed by them which is pending before the Delhi High Court is transferred to the court of District Judge, Bhopal, Madhya Pradesh.

5. Insofar as the first petitioner Ramesh Chand Agarwal in T.P.(C) No. 717 of 2013 is concerned, it is apparent from the cause-title itself that he is resident of Bhopal (Madhya Pradesh).

6. As regards Mahesh Prasad Agarwal who has filed O.S. No. 646 of 2012 before the Civil Judge (Sr. Division), Jhansi, it does not matter whether the suit is tried along with other suits at Bhopal or Delhi because both places Delhi and Bhopal are almost equidistant.

7. Having regard to the above facts, we are satisfied that interest of justice shall be sub-served if all three suits are tried at one place namely; before the District Judge, Bhopal (Madhya Pradesh) where Suit being RCS No. 194 of 2013 filed by Suresh N. Vijay is pending.

8. We, accordingly, transfer suits being CS (OS) No. 1663 of 2011, titled "Kishori Devi and another vs. Ramesh Chandra Agarwal and others", pending before the Delhi High Court and OS No. 646 of 2012, titled "Mahesh Prasad Agarwal vs. M/s. Writers Publishers Limited and others", pending before the Civil Judge (Sr. Division), Jhansi to the Court of District Judge, Bhopal, Madhya Pradesh. The transferrer courts shall transmit the record and proceedings of the transferred cases to the transferee court without any delay.

6. The transferee court is requested to hear and decide the transferred cases as expeditiously as may be possible. The parties are directed to co-operate with the transferee court in expeditious disposal of the above cases.

7. Transfer Petitions are disposed of as above. No costs.

.....J.
(R.M. LODHA)

NEW DELHI;
FEBRUARY 28, 2014.

.....J.
(DIPAK MISRA)

ITEM NO.62

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 (CIVIL.) NO(s). 717 OF 2013

RAMESH CHAND AGARWAL & ORS.

Petitioner(s)

VERSUS

SURESH N. VIJAY & ORS.

Respondent(s)

(With appln(s) for stay and office report)

WITH T.P.(C) NO. 1131 of 2013

(With appln. for stay and initiating criminal proceedings under Section 340 Cr.P.C. and office report)

T.P.(C) NO. 2061 of 2013

(With office report)

Date: 28/02/2014 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA

HON'BLE MR. JUSTICE DIPAK MISRA

For Petitioner(s)

TP 717, 1131

Mr. Mukul Rohtagi, Sr. Adv.
Mr. Ankur Mody, Adv.
Mr. Siddharth Singla, Adv.
Mr. Divyakant Lahoti, Adv.
Ms. Prerna Mehta, Adv.

TP 2061

Mr. Gaurav Goel, Adv.
Mr. Varinder Kumar Sharma, Adv.

For Respondent(s)

Mr. K.K. Venguopal, Sr. Adv.
Mr. Amalpushp Shrotri, Adv.

Mr. Rajesh Sharma, Adv.
Mr. Ravinder Kumar, Adv.
Mr. Nitin Kumar, Adv.
Mr. Sarad Kumar Singhania, Adv.

Ms. Praveena Gautam, Adv.
Ms. Pusshp Gupta, Adv.

: 2 :

Mr. V.N. Raghupathy, Adv.

Mr. Bhargava V. Desai, Adv.
Mr. Shreyas Mehrotra, Adv.

TP 1131

Mr. Gaurav Goel, Adv.
Mr. Varinder Kumar Sharma, Adv.

UPON hearing counsel the Court made the following

O R D E R

Transfer Petitions are disposed of in terms of signed order. No costs. Pending application(s), if any, stands disposed of.

|(Pardeep Kumar)
|AR-cum-PS

|(Renu Diwan)
|Court Master

[SIGNED ORDER IS PLACED ON THE FILE]