

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

TRANSFER PETITION (CRL.) NO.157 OF 2007

CHITUBHAI SHIVABHAI VASAVA

Petitioner(s)

VERSUS

NONIHAL SINGH & ORS.

Respondent(s)

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

WITH  
T.P.(CRL) NO.158 of 2007 [With appln(s) for stay and office report]; &  
T.P.(CRL) NO.159 of 2007 [With appln(s) for stay and office report].

Date: 26/11/2007 These Petitions were called on for hearing today.

CORAM :  
HON'BLE MR. JUSTICE ASHOK BHAN  
HON'BLE MR. JUSTICE D.K.JAIN

For Petitioner(s) Mr. U.U.Lalit, Sr. Adv.  
Mr. Suvrajyoti Gupta, Adv.  
Ms. Meenakshi Arora, Adv.

For Respondent(s) Mr. Ashok Mathur, Adv.

UPON hearing counsel the Court made the following  
ORDER

The transfer petitions are allowed in terms of the signed order.

(Subhash Chander)  
Court Master

(Neeru Bala Vij)  
Court Master

[Signed order is placed on the file]  
IN THE SUPREME COURT OF INDIA

CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION(CRL.)NO.157 OF 2007

Chitubhai Shivabhai Vasava

.....Petitioner

Versus

Nonihal Singh Aneja & Ors.

.....Respondents

WITH  
T.P.(Crl.)Nos.158/2007 and 159/2007

ORDER

Petitioner is alleged to have issued 36 cheques amounting to

Rupees Ninety Lac in favour of respondent no.1. Since certain disputes arose between the parties some of the cheques were returned by the bank where they were presented. Pursuant thereto, respondent no.1 filed complaint at different places, viz., Bharuch, Delhi and Amritsar. Two complaints, viz., Crl.Complaint Case No.132/2005 and NIL of 2005 were filed at Amritsar, Crl.Complaint Case No.768/2005 was filed at Delhi and remaining cases including Crl.Case No.5889/2006 were filed at Bharuch(Gujarat). Petitioner has filed these petitions for transfer of the cases pending at Delhi and Amritsar to Bharuch.

Counsel appearing for respondent no.1 has no objection if the said cases are transferred as such and are tried together at Bharuch.

Accordingly, we direct that Crl.Complaint Case No.132/2005 titled, 'S. Nonihal Singh v. Surendrasinh Ganpati Boradhara & Ors.' pending in the court of Sh. Baljinder Singh, T.P.(Crl.)No.157/07 etc. .... (Contd.)

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R.C. Civil Judge (Jr. Division) Judicial Magistrate 1st Class, Amritsar and NIL of 2005 titled 'Nonihal Singh v. Surendrasinh Ganpati Baradhara & Ors.' pending in the court of Sh. B.S. Ramana, Judicial Magistrate, 1st Class, Amritsar and Crl.Complaint Case No.768/2005 titled 'Nonihal Singh Aneja v. Sitaram Seva Trust Valia & Ors.' pending in the court of Sh. Sandeep Yadav, Metropolitan Magistrate, Tis Hazari Court, Delhi be transferred to the court of Chief Judicial Magistrate, Bharuch to be heard with Crl.Case No.5889/2006 titled 'Nonihal Singh Aneja v. Sitaram Seva Trust & Ors.' and other connected cases. We direct the CJM, Bharuch to dispose of these cases as expeditiously as possible.

The transfer petitions are allowed accordingly.

Sd/-  
.....J.  
[ASHOK BHAN]

Sd/-  
.....J.  
[D.K. JAIN]

New Delhi.  
November 26, 2007.