

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

TRANSFER PETITION (CRL.) NO.154 OF 2007

MAQBOOL FIDA HUSAIN

Petitioner(s)

VERSUS

ARVIND KUMAR SRIVASTAVA

Respondent(s)

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

Date: 05/09/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.N. AGRAWAL  
HON'BLE MR. JUSTICE P.P. NAOLEKAR

For Petitioner(s) Mr. Harish N. Salve, Sr. Adv.  
Mr. Mukul Rohtagi, Sr. Adv.  
Mr. Akhil Sibal, Adv.  
Mr. S.U.K. Sagar, Adv.  
Ms. Bina Madhavan, Adv.  
for M/s. Lawyer'S Knit & Co, Adv.

For Respondent(s) Mr. Sanjay Kumar Dubey, Adv.  
Mr. Varun Thakur, Adv.  
Mr. A.S. Bhasme, Adv.

UPON hearing counsel the Court made the following  
ORDER

Heard learned counsel for the parties.

The transfer petition is allowed.

[ T.I. Rajput ]  
A.R.-cum-P.S.

[ Om Prakash ]  
Court Master

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

CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION [CRIMINAL] NO.154 OF 2007

Maqbool Fida Husain

...Petitioner(s)

Versus

O R D E R

Heard learned counsel for the parties.

This petition has been filed for transfer of Complaint Case No.1526 of 2006, titled as Arvind Kumar Srivastava Vs. Maqbool Fida Husain, pending in the Court of Special Judicial Magistrate, Haridwar, within the State of Uttarakhand, to the Court of Additional Chief Metropolitan Magistrate, Patiala House, New Delhi.

It appears that similar prayer was made before this Court for transfer of other cases to the aforesaid Court at Delhi in T.P. (Criminal) No.129 of 2006 and this Court by order dated 4th December, 2006, granted the prayer. In our view, the present case also stand on the same footing and similar relief should be granted here also.

Accordingly, Complaint Case No.1526 of 2006, titled as Arvind Kumar Srivastava Vs. Maqbool Fida Husain, pending in the Court of Special Judicial Magistrate, Haridwar, within the State of Uttarakhand, is transferred to the Court of Additional Chief Metropolitan Magistrate, Patiala House, New Delhi.

....2/-

- 2-

It is clarified that if any of the witnesses are to be examined at the instance of the complainant and permission is given to summon those witnesses, the expenses for summoning those witnesses shall be borne by the petitioner/accused.

The transfer petition is, accordingly, allowed.

.....J.  
[B.N. AGRAWAL]

.....J.  
[P.P. NAOLEKAR]

New Delhi,  
September 05, 2007.