

IN THE SUPREME COURT OF INDIA
CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION(Cr1.)NO.163 OF 2007

BHIM SAIN DHAMIJA ... Petitioner(s)
 Versus
 STATE OF M.P.& ORS. ... Respondent(s)

ORDER

We have taken note of the letter written by the respondent 2, Naveen Kapur, who is the son-in-law of the petitioner herein indicating that he is not interested in engaging counsel in this matter. Ms. Makhija is, however, present on behalf of the State of M.P. and does not admit the allegations made against the police officers, as indicated in paragraph 39 of the counter affidavit filed on behalf of the State to the transfer petition.

Having heard learned counsel in support of the transfer petition, we are satisfied that sufficient grounds have been made out to allow the transfer petition.

The transfer petition is, therefore, allowed.

Let Case No.198 of 2004 in FIR 55/04, pending before the J.M.F.C., Gwalior (M.P.) be transferred to a court of competent jurisdiction at Delhi.

.....J.
(ALTAMAS KABIR)

.....J.
(MARKANDEY KATJU)

New Delhi,
November 17, 2008.

ITEM NO.35 COURT NO.7 SECTION XVIA
 SUPREME COURT OF INDIA
 RECORD OF PROCEEDINGS

TRANSFER PETITION (CRL.) NO(s). 163 OF 2007

BHIM SAIN DHAMIJA Petitioner(s)
 VERSUS
 STATE OF M.P.& ORS. Respondent(s)

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

Date: 17/11/2008 This Petition was called on for hearing today.

CORAM :
 HON'BLE MR. JUSTICE ALTAMAS KABIR
 HON'BLE MR. JUSTICE MARKANDEY KATJU

For Petitioner(s)

Mr. Sheetal Prasad Juneja, Adv.

For Respondent(s)

Ms. Vibha Datta Makhija, Adv.

UPON hearing counsel the Court made the following

ORDER

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

Let Case No.198 of 2004 in FIR 55/04, pending before the J.M.F.C., Gwalior (M.P.) be transferred to a court of competent jurisdiction at Delhi.

(Sheetal Dhingra)

Court Master

[Signed order is placed on the file]

(Juginder Kaur)

Court Master