

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). 167 OF 2012

SANJU KUMARI & ORS. Petitioner(s)

VERSUS

SRI VIKASH SINGH Respondent(s)

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

Date: 16/09/2013 This Petition was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR  
HON'BLE MR. JUSTICE FAKKIR MOHAMED IBRAHIM KALIFULLA

For Petitioner(s) Mr. Amit Kumar Singh, Adv.  
Mrs. K. Enatoli Sema, Adv.  
Mr. Joseph Aristotle S., Adv.

For Respondent(s) Mr. P. Soma Sundaram, Adv.

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

We have heard learned counsel for the parties.

Learned counsel for the respondent has made a written request seeking further adjournment to file counter affidavit. In our opinion, it is really not necessary to await the counter affidavit to be filed by the respondent. On the basis of the facts stated in the petition, which are duly supported by an affidavit, the transfer petition deserves to be ordered. Consequently, the transfer petition is allowed. Complaint Case registered vide C.R. No.1588(S) of 2011, titled as "Shri Vikash Singh Vs. Smt. Sanju Kumari & Others", pending in the Court of learned Judicial Magistrate 1st Class, Shillong is transferred to the Court of competent jurisdiction in the District of Vaishali, Hajipur, Bihar, under the jurisdiction of the High Court of Patna, Patna.

|(VINOD LAKHINA)  
|COURT MASTER

| |(INDU BALA KAPUR)  
| |COURT MASTER

(SIGNED ORDER IS PLACED ON THE FILE)

IN THE SUPREME COURT OF INDIA  
CRIMINAL ORIGINAL JURISDICTION  
TRANSFER PETITION (CRIMINAL) NO.167 OF 2012

SANJU KUMARI & ORS. ...PETITIONERS

VERSUS

SRI VIKASH SINGH ...RESPONDENT

ORDER

We have heard learned counsel for the parties.

Learned counsel for the respondent has made a written request seeking further adjournment to file counter affidavit. In our opinion, it is really not necessary to await the counter affidavit to be filed by the respondent. On the basis of the facts stated in the petition, which are duly supported by an affidavit, the transfer petition deserves to be ordered. Consequently, the transfer petition is allowed. Complaint Case registered vide C.R. No.1588(S) of 2011, titled as "Shri Vikash Singh Vs. Smt. Sanju Kumari & Others", pending in the Court of learned Judicial Magistrate 1st Class, Shillong is transferred to the Court of competent jurisdiction in the District of Vaishali, Hajipur, Bihar, under the jurisdiction of the High Court of Patna, Patna.

.....,J.  
(SURINDER SINGH NIJJAR)

.....,J.  
(FAKKIR MOHAMED IBRAHIM KALIFULLA)

NEW DELHI  
SEPTEMBER 16, 2013