

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. 265 OF 2009

ARTI JAISWAL Petitioner(s)

VERSUS

STATE OF JHARKHAND & ORS. Respondent(s)

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

Date: 20/08/2010 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DALVEER BHANDARI
HON'BLE MR. JUSTICE DEEPAK VERMA

For Petitioner(s) Mr. Ardhendumauli K. Prasad,Adv.
Mr. Ishit Saharia,Adv.
Mr. Nirmal Ambastha,Adv.
Mr. Bhuwan Gautam,Adv.
Mr. Ashish Pandey,Adv.
Mr. Rameshwar Prasad Goyal,Adv.

For Respondent(s) Mr. Gopal Prasad,Adv.

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

Despite service of notice, respondent No.2 has
chosen not to appear before this Court.

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

(A.S. BISHT)
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. 265 OF 2009

ARTI JAISWAL Petitioner(s)

:VERSUS:

STATE OF JHARKHAND AND ORS. Respondent(s)

O R D E R

This petition under Article 139A(2) of the

Constitution r/w Section 406 of the Code of Criminal Procedure has been filed by the wife for transfer of criminal case G.R. No.2759 of 2007/T.R.777 of 2008, arising out of Kotwali, Ranchi P.S. Case No.517 of 2007, titled as The State of Jharkhand vs. Sri Pawan Kumar Chaudhary @ Pawan Chaudhary & Ors., from Jharkhand to Bihar.

Notice was issued to the respondents in this petition. As per the Office Report, respondent No.2 - husband has been served but despite service of notice, he has chosen not to appear before this Court.

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In the facts and circumstances of this case, we deem it appropriate to direct that G.R. No.2759 of 2007/T.R.777 of 2008, arising out of Kotwali, Ranchi P.S. Case No.517 of 2007, titled as The State of Jharkhand vs. Sri Pawan Kumar Chaudhary @ Pawan Chaudhary & Ors., pending before the Court of Sub-Divisional Magistrate, Ranchi, Jharkhand, be transferred to the Court of Chief Judicial Magistrate, Vaishali at Hajipur, Bihar.

The transfer petition is allowed accordingly.

.....J
(DALVEER BHANDARI)

.....J
(DEEPAK VERMA)

New Delhi;
August 20, 2010.