

IN THE SUPREME COURT OF INDIA
CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION (CRL.) Nos.275-276 OF 2012

NATIONAL COOP.CONFED.OF INDIA LTD. ...Petitioner(s)

VERSUS

STATE OF HARYANA & ORS. ...Respondent(s)

O R D E R

In these petitions filed under Section 406 Criminal Procedure Code read with Order XXXVI-A of the Supreme Court of India Rules, 1966, the petitioner has prayed for transfer of Criminal Case No.1041/2003 titled State of Haryana v. Narender Singh Batra and others and Criminal Case No.1040/2003 titled State of Haryana v. Narender Singh Batra and others both pending in the Court of Senior Division Judicial Magistrate, Hodal, Haryana to the Court of Special Judge, CBI, Dwarka Courts, New Delhi.

We have heard learned counsel for the parties and carefully perused the record.

Although, there appears some nexus between the case pending before the Special Judge, CBI, Dwarka Courts, New Delhi and the cases pending in the Court of Senior Division Judicial Magistrate, Hodal, keeping in view the nature of the allegations and the tenor of the First Information Reports registered by the police, we are convinced that the petitioner has failed to make out a case for exercise of power by this Court under Section 406 Cr.P.C.

The transfer petitions are accordingly dismissed.

However, it is made clear that the petitioner shall be free to obtain certified copies of the relevant documents and produce the same before an appropriate Court.

.....J.
(G.S. SINGHVI)

.....J.
(RANJANA PRAKASH DESAI)

NEW DELHI,
MAY 3, 2013.

ITEM NO.51

COURT NO.3

SECTION XVIA

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

TRANSFER PETITION (CRL.) NO(s). 275-276 OF 2012

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

Date: 03/05/2013 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE G.S. SINGHVI
HON'BLE MRS. JUSTICE RANJANA PRAKASH DESAI

For Petitioner(s) Mr. Ashok K. Srivastava, Adv.

For Respondent(s) Mr. Pradeep Misra, Adv.
Mr. Daleep Kr.Dhyani, Adv.

Mr. Vikas Sharma, Adv.

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

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

(Satish K.Yadav)
Court Master

(Phoolan Wati Arora)
Court Master

(Signed order is placed on the file)