

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). 400 OF 2005

CHOUDHARY SHIVINDER SINGH AND ANR.

Petitioner(s)

VERSUS

ABHIMANYU SANGA & ORS

Respondent(s)

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

Date: 03/01/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHAN

HON'BLE MR. JUSTICE DALVEER BHANDARI

For Petitioner(s)

Mr Vinay Kumar Garg,Adv.

For Respondent(s)

Mr. Nitin S Tambwekar, Adv.

No.1

Mr. B.S. Sai, Adv.

Mr. K. Rajeev, Adv.

For RR 2 to 9

Mr. Surya Kant, Adv.

UPON hearing counsel the Court made the following

O R D E R

The Transfer Petition stands allowed.

(J.S. Rawat)

(Kanwal Singh)

AR-cum-PS

Court Master

[Signed order is placed on the file]

IN THE SUPREME COURT OF INDIA

CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION (CRL) NO. 400 OF 2005

Choudhary Shivinder Singh & Anr.

Petitioner(s)

Versus

Abhimanyu Sanga & Ors.

Respondent(s)

O R D E R

The complainant, Power of Attorney Holder, is living at Gurgaon

whereas the Complaint has been filed at Calcutta. The present petition

under Section 406 of the Code of Criminal Procedure (Cr.P.C.) has been

filed by the petitioners, who are the parents in law of the sister

Respondent/Complainant, seeking transfer of Complaint Case from

Kolkatta to New Delhi.

Having heard the learned counsel for the parties and keeping in

view the facts and circumstances of the instant case, we direct th

at

Complaint Case No. C/4139/2002 entitled Abhimanyu Sanga vs. Mukesh

Choudhary & Ors. pending in the Court of Chief Metropolitan Magistrate,

Kolkatta be transferred to the Judge-in-Charge of Patiala House Courts

New Delhi, who, on receipt of the case record, may retain it on his own

Board or assign the same to some other court of competent jurisdiction for

hearing and disposal in accordance with law. The concerned Court at

Kolkatta is directed to transmit forthwith the entire record pertaining to the

aforesaid Complaint Case to the transferee Court to enable it to proceed

therewith in accordance with law.

The Transfer Petition stands allowed accordingly.

.....J.

.....
(ASHOK BHAN)

New Delhi;

.....J.

January 03, 2007.

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(DALVEER BHANDARI)