

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). 396 OF 2011

RUCHI MISHRA & ANR. Petitioner(s)

VERSUS

RAJEEV MISHRA Respondent(s)

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

Date: 26/09/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE SURINDER SINGH NIJJAR
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s)

Mr. Krishan Kumar, Adv.

For Respondent(s)

Mr. P.K.Singh, Adv.
Mr. Sanjeev Kr. Chaudhary, Adv.
Mr. Vishal Singh, Adv.
Mr. Aniruddha P. Mayee, Adv.

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

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

[SUMAN WADHWA]
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 (CR.) NO. 396 OF 2011

RUCHI MISHRA & ANR. ..PETITIONER(S)

VERSUS

RAJIV MISHRA ..RESPONDENT(S)

O R D E R

We have heard counsel for the parties. We have also perused the

pleadings in the petition as also in the counter affidavit. As usual allegations and counter allegations being made by the parties against each other. It appears that various proceedings filed by the wife-petitioner are pending either in the Dwarka Courts at Delhi or in the Rohini Courts at Delhi. The complaint filed by the respondent is pending before the Court of Chief Judicial Magistrate, Kanpur Nagar, Uttar Pradesh.

In our opinion it would be in the interest of justice to transfer the complaint case No.7122 of 2009 titled: Mr. Rajiv Mishra vs. H.S.Shukla and Ruchi Misra, under Sections 323, 324 and 504 Cr.P.C. pending before the Spl. Chief Judicial Magistrate, Kanpur Nagar, Uttar Pradesh to a Court of competent jurisdiction, Dwarka Courts at Delhi.

We order accordingly.

The Transfer petition is allowed in the aforesaid terms.

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Let the record of the aforesaid case pending in the Court of Chief Judicial Magistrate, Kanpur Nagar, Uttar Pradesh, be transferred to the Court of competent jurisdiction at Dwarka.

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

.....J.
(H.L. GOKHALE)

New Delhi;
September 26, 2012.