

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

T R A N S F E R P E T I T I O N (C R L .) N O . 5 O F 2 0 0 7

P E A R L A P P L I C A N C E P . L T D . & A N R .

Petitioner(s)

V E R S U S

M / S . H A R S H I N T E R N A T I O N A L

Respondent(s)

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

Date: 1 2 / 0 5 / 2 0 0 8 This Petition was called on for hearing today.

C O R A M :

H O N ' B L E M R . J U S T I C E A S H O K B H A N

H O N ' B L E M R . J U S T I C E D A L V E E R B H A N D A R I

For Petitioner(s) Mr. J a s p a l S i n g h , S r . A d v .

Mr. K. K . Tyagi, Adv. for

Ms. N. Annapoorani, Adv.

For Respondent(s)

Mr. Jitender Dewan, Adv. for

Mr. Balr a j Dewan, 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.

(Subhash Chander)
Court Master

(Kanwal Singh)
Court Master

[Signed order is placed on the file]

[Appearance slips are enclosed]

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

C R I M I N A L O R I G I N A L J U R I S D I C T I O N

T R A N S F E R P E T I T I O N (C R L .) N O . 5 O F 2 0 0 7

M / s . P e a r l A p p l i a n c e s (P) L t d . & A n r .

..... Petitioners

Versus

M / s . H a r s h I n t e r n a t i o n a l

.....Respondent

O R D E R

Petitioners have filed the present transfer petition seeking transfer of criminal complaint filed by the respondent at Ra mpur , U.P. to a competent court at Delhi.

Heard counsel for the parties.

In view of the fact that a criminal complaint filed by the petitioners against the respondent under Section 420 / 467 / 468 / 471 I PC is already pending in the court of Chief Metropolitan Magistrate at Delhi and both the petitioners and the respondent have their offices at Delhi, we deem it appropriate to transfer Criminal Complaint No.2064 of 2006 titled, 'Harsh International v. M/s. Pearl Appliances Pvt. Ltd. & Anr.' pending in the Court of Chief Judicial Magistrate, Rampur, Uttar Pradesh to the District & Sessions Judge, Delhi. Ordered accordingly.

However, it is made clear that the District Judge, Delhi, T. P.(Crl.)No. 5 / 07 (contd.)

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shall assign the transferred criminal complaint to the same court where the criminal complaint filed by the petitioner is pending.

The transfer petition is allowed accordingly.

Sd/-

..... J.
[ASHOK BHAN]

Sd/-

..... J.
[DALVEER BHANDARI]

New Delhi.
May 12, 2008 .