Court No. - 2

Case :- TRANSFER APPLICATION (CIVIL) No. - 553 of 2023

Applicant :- Madhulika Srivastava
Opposite Party :- Amit Kumar Srivastava And 6 Others
Counsel for Applicant :- Hare Ram Pandey,Varun Shankar Dwivedi

Hon'ble Saral Srivastava,J.

1. Heard learned counsel for the applicant.

2. The present application has been filed by the applicant seeking transfer of Complaint Case No.756 of 2022 (old Misc. Suit No.11/2019) (Madhulika Srivastava Vs. Amit Kumar Srivastava and Others) under Section 156(3) of Cr.P.C. pending in the court of Additional Civil Judge (J.D.) F.T.C. 2nd, Deoria to competent Court at Gorakhpur.

3. Stamp Reporter has submitted following report:

"Stamp Reporter has to submit that instant Transfer Application is not maintainable under Section 24 of C.P.C."

4. Since the case has been instituted under Section 156(3) of Cr.P.C. which is criminal in nature, therefore, the transfer application under Section 24 of C.P.C. is not maintainable.

5. In such view of the fact, the transfer application is ***dismissed*** with liberty to the applicant to approach before appropriate forum.

Order Date :- 29.11.2023
R.S. Tiwari

Digitally signed by :-
RAVI SHANKAR TIWARI
High Court of Judicature at Allahabad