

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM No. M-33374 of 2012  
Date of Decision:-16.10.2015

Central Bureau of Investigation

...Petitioner

Versus

Gurbachan Jainmal Singh & another

...Respondents

**CORAM: HON'BLE MR.JUSTICE SHEKHER DHAWAN**

Present:- Mr. Sumeet Goel, Advocate, Standing Counsel for CBI,  
for petitioner.

Mr. H.S.Sangha, Advocate,  
for respondents.

**SHEKHER DHAWAN, J.**

Present petition filed by Central Bureau of Investigation, Chandigarh for transfer of case No.01/2012 in RC-09(A)/2010-Nagpur under Section 120-B r/w Section 420, 274, 275 and 276 of IPC and under Section 27(b) (ii) r/w 9(c) and 28(b) of Drug and Cosmetics Act, 1940 from the Court of learned District and Sessions Judge, Moga, Punjab to learned Court of Special Judge, CBI, Punjab at Patiala.

Main contention of the petitioner that the matter is being dealt with Central Bureau of Investigation. At Patiala there is designated Court for dealing with such cases filed by Central Bureau of Investigation. So, this case be also transferred to Special Judge, Patiala.

Learned counsel for respondents submits that originally complaint was filed by the Drug Inspector and Central Bureau of Investigation stepped into the litigation at a later stage. So, it is not a case

where it should be transferred to Special Court, designated for cases dealing with Central Bureau of Investigation matter and petition be dismissed.

Having considered the submissions and the facts that right now Central Bureau of Investigation is dealing with the matter and there is no designated Court at Moga for dealing with the matters relating to Central Bureau of Investigation. So, present case No.01/2012 in RC-09(A)/2010-Nagpur under Section 120-B r/w Section 420, 274, 275 and 276 of IPC and under Section 27(b) (ii) r/w 9(c) and 28(b) of Drug and Cosmetics Act, 1940 stands withdrawn from the Court of learned District and Sessions Judge, Moga and stands transferred to Special Judge, Central Bureau of Investigation, Punjab at Patiala for trial in accordance with law.

In view of the above present petition stands disposed of.

**October 16, 2015**

msd

**(SHEKHER DHAWAN)**  
**JUDGE**