

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.17887 of 2016

Arising Out of PS.Case No. -87 Year- 2015 Thana -RAMGARHWA District-
EASTCHAMPARAN(MOTIHARI)

=====

Shweta Singh

.... Petitioner/s

Versus

The State of Bihar & Ors

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Manoj Kumar

For the Opposite Party/s : Mr. S. Dayal, APP

=====

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

JUDGMENT AND ORDER

ORAL

Date: 19-12-2016

Heard learned Counsel for the petitioner and learned Additional Public Prosecutor representing the State.

2. This application, under Section 407 of the Code of Criminal Procedure, 1973, has been filed for transfer of Ramgarhwa Police Station Case No. 87 of 2015, which has been registered for the offences punishable under Sections 341, 342, 323, 498A, 317, 406, 504 and 506 of the Indian Penal Code, from the Court of the learned Sub Divisional Judicial Magistrate, East Champaran, at Motihari to a Court of equivalent jurisdiction in Saran Judgeship, at Chapra.

3. The petitioner is the wife of Opposite Party No. 2. The sole plea, which has been taken for transfer of the



said case is that it is inconvenient for her to go to Motihari to pursue her case since she is living with her father at Chapra.

4. In my view, this cannot be a ground for transfer.

5. Reference, in this regard, may be made to the decision of the Supreme Court, in the case of **Jyoti Mishra v. Dhananjay Mishra**, reported in **(2010) 8 SCC 803**.

6. This application has no merit. It is accordingly dismissed.

(Chakradhari Sharan Singh, J.)

Prabhakar Anand/-

AFR/NAFR	NAFR
CAV DATE	N.A.
Uploading Date	20.12.2016
Transmission Date	20.12.2016

