

THE HON'BLE SRI JUSTICE M.S.K.JAISWAL

Tr.Crl.P.No.168 OF 2016

ORDER:

This petition is filed to withdraw S.C.No.89 of 2015 from the file of II Additional Sessions Judge, Parvathipuram and transfer the same to the Court of Principal Sessions Judge, Vizianagaram.

2. Mother of the deceased is the *de facto* complainant and she filed this petition. According to her affidavit, her deceased daughter fell in love with the 2nd respondent and on convincing both families, the 2nd respondent married her daughter on 08/09.10.2009 at Simhachalam and both of them lived happily for a period of three and half years and thereafter, the 2nd respondent and his family members started harassing her daughter for additional dowry and suspecting her fidelity and also used to engage people to watch her movements and finally she committed suicide on 21.07.2014 and the same was informed to them. She stated that she lodged a complaint before Salur Town Police Station, which was registered as Crime No.109 of 2014 and the same is pending before II Additional Sessions Judge, Parvathipuram. She stated that she is a resident of Garividi Village and the sons of the deceased daughter, who are aged 5 and 3 ½ years are under her care and custody, and it is difficult for her to go to Parvathipuram from Garividi, which is about 110 kms away. For these reasons, she prayed for transfer of S.C.No.89 of 2015 from the file of II Additional Sessions Judge, Parvathipuram

and transfer the same to the Court of the Principal Sessions Judge, Vizianagaram.

3. Both counsel submitted that they have no objection to transfer the case.

4. Considering reasons stated in the affidavit and also considering the request of both the counsel, S.C.No.89 of 2015 is withdrawn from the file of II Additional Sessions Judge, Parvathipuram and transferred to the file of the I Additional District and Sessions Judge, Vizianagaram, for disposal in accordance with law.

5. Accordingly, the Transfer Criminal Petition is allowed.

Pending miscellaneous applications, if any, shall stand closed in consequence.

Date: 14.09.2016
kvrn

M.S.K.JAISWAL,J

