

THE HONOURABLE SRI JUSTICE RAJA ELANGO

TRANSFER CRIMINAL PETITION No.58 of 2016

ORDER:

This transfer criminal petition, under Section 407 of the Code of Criminal Procedure, is filed by the petitioner-Accused seeking to withdraw CC No.442 of 2015 pending on the file of the Special Judicial Magistrate of First Class for Prohibition & Excise, Guntur and transfer the same to the Court of Additional Judicial Magistrate of First Class, Chirala, Prakasham District.

Heard and perused the material available on record.

The offence alleged against the petitioner is punishable under Section 138 of the Negotiable Instruments Act.

After perusing the material available on record, this court is of the view that the present petition is liable to be dismissed because of the introduction of a new ordinance to the Act by the Central Government, that the trial should be taken in the Court, where the case is pending. Hence, this Court is not inclined to transfer the case.

The Transfer Criminal Petition is dismissed accordingly. Miscellaneous petitions pending if any, shall stand closed.

RAJA ELANGO, J

February 25, 2016.
KTL