

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

CRM-M 19898 of 2016 (O&M)

Date of decision: 02.06.2016

Malkiat Singh

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: Hon'ble Mr. Justice Kuldeep Singh

Present: Mr. Naveen Gupta, Advocate for the petitioner

1. *Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
2. *To be referred to the Reporters or not ?*
3. *Whether the judgment should be reported in the Digest?*

Kuldeep Singh, J. (Oral)

Petitioner who is complainant in the State case titled as *State versus Tirath Ram* seeks transfer of the case from Mansa to Ludhiana on the ground that it is convenient for him as he is senior citizen, aged about 73 years. It is further contended that the public prosecutor in the trial Court is not making efforts in procuring the presence of witnesses though most probably witnesses are police officials.

Learned counsel for the petitioner relies upon the authority of Hon'ble Supreme Court in *Abdul Nazar Madani vs. State of T.N. and another*, (2000) 6 Supreme Court Cases 204.

I am of the view that trial before the lower Court is going on.

Merely because the complainant-petitioner belongs to Ludhiana is no ground

to seek transfer of the case to Ludhiana as it is a State case and the petitioner/ complainant is required to make statement before the lower Court only once.

In such circumstances, the petition is dismissed. However, a direction is issued to the District and Sessions Judge, Mansa to monitor the proceedings of the case and ensure that case is decided at the earliest.

02.06.2016
gk

(Kuldip Singh)
Judge