

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

Crl. Misc. No.M-3335 of 2016(O&M)

Date of Decision: 18.03.2016

Smt. Kusum Lata

.. Petitioner

Vs.

Dinesh Kumar Midha @ Chhottu

.. Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

**Present: - Mr. Nonish Kumar, Advocate
for the petitioner.**

ANITA CHAUDHRY, J.

Crl. Misc. No. 9244 of 2016 is allowed and documents Annexure P-7(colly.) are taken on record.

The petitioner is seeking transfer of the complaint pending in the Court of Sub Divisional Judicial Magistrate-cum-Addl. Civil Judge(Senior Division), Tosham at Bhiwani on the ground that it was difficult for her to travel 160 Kms from Karnal and had no source of income and she had apprehensions that any mis-happening would occur if she went to Tosham.

The petitioner was asked to place on record the zimni orders as the complaint appeared to be old, which have been filed. The complaint was filed in 2012 and the petitioner has appeared in the Court at Tosham for more than two dozen times. The accused were summoned somewhere in 2014 and the case is being fixed for pre-charge evidence for the last one year. The complainant had not produced her evidence. In November, 2015 the complainant had changed her counsel. In January, 2016 she failed to appear before the Court and sought her exemption and

the case is now fixed for 02.04.2016.

No complaint had been made to the Court. Mere apprehension in the mind of the petitioner is not sufficient for transfer. The petition is dismissed.

March 18, 2016
Jiten

(ANITA CHAUDHRY)
JUDGE