

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

**CRM-M-34707-2016**

**Date of decision: September 28, 2016**

**Vijay Kumar**

**...Petitioner**

**Versus**

**Sanjay Madan**

**...Respondent**

**CORAM: HON'BLE MR. JUSTICE JASPAL SINGH**

Present: Mr. Varun Sharma, Advocate  
for the petitioner.

**JASPAL SINGH, J.(ORAL)**

By virtue of the instant petition moved under Section 407 read with Section 482 of Code of Criminal Procedure, petitioner has sought transfer of Complaint No.270/2014 dated 01.07.2014 titled as *Sanjay Madan vs. Vijay Kumar* from the Court of Judicial Magistrate, Malerkotla (Sangrur) to the Court of Competent Jurisdiction at Jalandhar.

The only ground putforth by learned counsel for the petitioner by the transfer of the aforesaid complaint from Malerkotla to Jalandhar is that the witnesses to be examined by the petitioner belongs to the area of District Jalandhar and it is inconvenient for the petitioner to bring and examine those witnesses in defence from Jalandhar to Malerkotla. The complaint is pending in the Court of Judicial Magistrate, Malerkotla since August, 2014 and the complainant has already concluded his evidence and now the case is listed for the defence evidence. Even some of the witnesses have already been examined in defence, the case is at its penultimate.

In the facts and circumstances of the case narrated above, it can be safely concluded that there is no hardship or inconvenience to the petitioner to examine the witness(es), if any, in defence at Malerkotla who otherwise belong to Jalandhar.

No ground is made out.

Dismissed.

**September 28, 2016**  
*m. sharma*

**(JASPAL SINGH)**  
**JUDGE**

**Whether Speaking/Reasoned**

**Yes/No**

**Whether Reportable**

**Yes/No**