

241.

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRR-3092-2016 (O&M)
Date of decision:27.09.2016

Sushila Badola ... Petitioner

versus

Avtar Singh Dhindsa Respondent

CORAM: HON’BLE MR. JUSTICE HARI PAL VERMA

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

Mr. Alok Pandey, Advocate,
for the respondent.

HARI PAL VERMA, J.(Oral)

Petitioner-Sushila Badola wife of Vishawa Mohan Badola, has filed the present revision petition impugning the order dated 12.08.2016 passed by learned Sessions Judge, Sangrur whereby the prayer of the petitioner for transfer of the cases pending between parties to one court has been declined.

It is a conceded case of the parties that as many as 4 appeals are pending before the lower appellate Court amongst the parties, details whereof are as follows:-

Sr. No.	Appeal No.	Titled of Appeal	Pending before
1.	605 of 2015	Alka Kaushal Versus Avtar Singh Dhindsa	Shri Jagdeep Singh Marok, Additional Session Judge, Sangrur
2.	607 of 2015	Alka Kaushal Versus Avtar Singh Dhindsa	Shri Jagdeep Singh Marok, Additional Session Judge, Sangrur
3.	603 of 2015	Sushila Badola Versus Avtar Singh Dhindsa	Shri Jagdeep Singh Marok, Additional Session Judge, Sangrur
4.	600 of 2015	Sushila Badola Versus Avtar Singh Dhindsa	Shri Gaurav Kalia, Additional Session Judge, Sangrur

The prayer of the petitioner has been opposed by the learned counsel for the respondent. However, he has shown his reservation for the cases being listed before the Court of Shri Jagdeep Singh Marok, Additional Sessions Judge, Sangrur, but submits that he has no objection if all the appeals are ordered to be transferred to the Court of Shri Gaurav Kalia, Additional Sessions Judge, Sangrur where another appeal i.e. Appeal No.600 of 2015 titled 'Sushila Badola Versus Avtar Singh Dhindsa' is pending.

The dispute is regarding dishonour of cheque issued by the petitioner and proceedings under Section 138 of Negotiable Instruments Act were initiated against her. The trial Court has convicted her in aforesaid proceedings and as a result of this conviction, aforesaid appeals are pending before the lower appellate court.

Having heard learned counsel for the parties and considering the fact that both parties have no objection if all the cases are ordered to be transferred to one particular court, I deem it appropriate to transfer all the appeals, as referred above, pending between parties to the Court of Shri Gaurav Kalia, Additional Sessions Judge, Sangrur where one appeal is pending.

Accordingly, the order dated 12.08.2016 passed by learned Sessions Judge, Sangrur is set aside and all the appeals i.e. Appeal Nos.605 of 2015, 607 of 2015 and 603 of 2015 are ordered to be transferred to the Court of Shri Gaurav Kalia, Additional Sessions Judge, Sangrur to be heard along with Appeal No.600 of 2015 titled as “Sushila Badola Versus Avtar Singh Dhindsa” already pending before him.

Present petition stands disposed of accordingly.

(HARI PAL VERMA)
JUDGE

27.09.2016
sanjeev

Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.