

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-1515-2017

Date of decision: February 17, 2017.

Payal Sharma

... **Petitioner**

v.

Baljeet Kaur

... **Respondent**

CORAM: **HON'BLE MR. JUSTICE A.B. CHAUDHARI**

Present: Shri Vishal Aggarwal, Advocate for the petitioner.

Shri Naveen Bawa, Advocate for the respondent.

A.B. Chaudhari, J. (Oral):

Rule. Heard forthwith.

By the impugned order dated 1.10.2016, the learned Magistrate has made an order of transfer of a criminal case under Section 138 of the Negotiable Instruments Act from Ludhiana court to Jalandhar court presumably upon applying provisions of Section 142-A of the Act. Section 142-A(i) of the Act has been wrongly quoted by the learned Judge in the impugned order and thus the learned Judge fell in error. The court where the case was being tried is the proper court in terms of the ordinance and the consequential amended provisions.

Rule is therefore made absolute.

Learned counsel for the petitioner submits that the case is at the stage of final arguments after the entire is completed. Following order is therefore, made:-

ORDER

(i) Rule is made absolute in terms of the prayer clause;

- (ii) the impugned order is quashed and set aside;
- (iii) now the trial shall be completed two months from today.

February 17, 2017.
kadyan

[**A.B. Chaudhari**]
Judge

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No