

In the High Court of Punjab and Haryana at Chandigarh

CRM -M- 42976-2015

Date of Decision: 23.1.2017

Neelam

---Petitioner

versus

State of Haryana & another

---Respondents

Coram: Hon'ble Mrs. Justice Rekha Mittal

Present: Mr. Saurabh Dalal, Advocate
for the petitioner.

Ms. Dimple Jain, AAG, Haryana.

Mr. J.P. Sharma, Advocate
for respondent No.2.

Rekha Mittal, J.

The petitioner prays for transfer of Criminal Proceedings pending in the Court of Judicial Magistrate 1st Class, Narwana, District Jind to a competent Court at Rohtak.

Counsel for the petitioner has submitted that the Criminal proceedings were initiated at the instance of the petitioner. She finds it difficult to attend to the proceedings pending at Narwana as she has a minor child to look after.

Counsel representing the State of Haryana would submit that the trial has reached at its fag end as prosecution has already completed its evidence and the case is pending for recording statement of the accused under Section 313 of the Code of Criminal Procedure for 03.02.2017.

Counsel for respondent no.2 has submitted that as personal appearance of the petitioner is not required for progress of the proceedings and she has already been examined in the case, there is no reason to transfer the matter.

I have heard the counsel for the parties and perused the paper book.

As the trial has already reached at a stage where presence of the petitioner is not required, there is no justification for transfer of the proceedings to the new court.

Dismissed.

(Rekha Mittal)
Judge

23.1.2017

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No