

HON'BLE THE CHIEF JUSTICE SRI THOTTATHIL B. RADHAKRISHNAN

TRANSFER CRIMINAL PETITION No.137 of 2015

ORDER:

This is an application seeking transfer of C.C.No.1914 of 2014 pending before I Additional Chief Metropolitan Magistrate, Visakhapatnam, to XIX Metropolitan Magistrate, Cyberabad, Kukatpally at Miyapur.

2. Heard.

3. The petitioner herein is the wife of the second respondent. She filed a domestic violence case against the second respondent and her in-laws *vide* D.V.C.No.157 of 2013 on the file of XIX Metropolitan Magistrate, Cyberabad, Kukatpally at Miyapur. As a counter blast to the same, the second respondent filed a Criminal Case against the petitioner relating to the offence punishable under Section 420 I.P.C. Based on the said criminal case, C.C.No.1914 of 2014 was taken on file and it is pending before I Additional Chief Metropolitan Magistrate, Visakhapatnam. The petitioner seeks transfer of the said C.C. from Visakhapatnam Court to Cyberabad Court, on the ground that she is financially incapable and has to take care of her two female children.

3. This Court, on 26.06.2015, while issuing notice before admission, stayed the proceedings including appearance of the petitioner in the said C.C.

4. Having noticed the material particulars and taking into consideration the balance of convenience, it is found that ends of justice would require that this application be allowed.

5. In the result, this Transfer Criminal Petition is allowed transferring C.C.No.1914 of 2014 from the Court of I Additional Chief Metropolitan Magistrate, Visakhapatnam, to XIX Metropolitan Magistrate, Cyberabad, Kukatpally at Miyapur.

Pending miscellaneous petitions, if any, shall stand closed.

Date: 14.12.2018
va

THOTTATHIL B. RADHAKRISHNAN, CJ

