

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc. No.M-21376 of 2018 (O&M)
Date of decision : 05.07.2018

Gurbir Singh

... Petitioner

Versus

Shamsher Singh

... Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. G.S.Sandhu, Advocate
for the petitioner.

RAJ SHEKHAR ATTRI, J.(Oral)

The petitioner has preferred the instant petition under Section 482 Cr.P.C. read with Section 407 Cr.P.C. for transfer of complaint No.127 dated 19.09.2015, titled as Shamsher Singh vs. Gurbir Singh, under Section 138 of the Negotiable Instruments Act, pending in the Court of learned Judicial Magistrate Ist Class, Sunam to the Court of competent jurisdiction at Patiala, on the allegations that respondent/complainant is the local resident and he is giving threat to the life of the petitioner.

It is undisputed fact that case is now pending for defence evidence.

I have heard learned counsel for the petitioner and have gone through the record.

The complaint was filed in the year 2015 and now complainant's evidence has already been closed. It seems that the petitioner wants to delay the matter.

No case to transfer the aforesaid case from the court of Judicial

Magistrate Ist Class, Sunam to the Court of competent jurisdiction at Patiala is made out.

Accordingly, the instant petition stands dismissed. However, the petitioner shall be provided protection within the Court premises at Sunam by the SDJM/Judicial Magistrate Ist Class, if so required.

05.07.2018
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(RAJ SHEKHAR ATTRI)
JUDGE

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