

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-41593-2018

Date of Decision:20.09.2018

Harjinder Singh

... Petitioner

Vs.

Sukhbir Singh Hooda

... Respondent

CORAM : HON'BLE MR. JUSTICE P.B. BAJANTHRI

Present : Mr. S.P.S. Baaghi, Advocate
for the petitioner.

P.B. BAJANTHRI J. (Oral)

In the present petition, petitioner has sought for the following relief:

“Petition under Section 407 of the Code of Criminal Procedure for transfer and clubbing of the complaint Annexure P-1 No.666 of dated 27.01.2016 pending before JMIC Chandigarh titled “Sukhbir Singh Hooda v. Harjinder Singh”, filed by the respondent against the petitioner under Section 138 Negotiable Instruments Act; with complaint Annexure P-2 and No.667 dated 27.01.2016 pending before JMIC Chandigarh and with complaints Annexure P-3 and P-4 No.155 of dated 27.01.2016 and No.156 dated 27.01.2016 pending before JMIC Rohtak (Haryana) in any court at Chandigarh or Mohali; to avoid conflicting judgments

And

For staying the proceedings of the complaint in question Annexure P-1 pending before JMIC Chandigarh, (for 3 other similar complaints Annexure P-2 to Annexure P-4, pending before JMIC Chandigarh and JMIC Rohtak separate petition are filed) during the pendency of the present petition.”

2. Perusal of the file, it is evident that complaint and cheques in dispute are different. Therefore, cause of action and other things are completely different. Therefore, question of clubbing all the complaints and transferring to a particular court do not arise. Hence, petitioner has not

made out a case for clubbing the complaint as claimed by him.

3. Accordingly, petition stands dismissed.

20.09.2018
rajeev

(P.B. Bajanthri)
Judge

Whether speaking/reasoned Yes/No

Whether reportable Yes/No