

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-43293-2018

Date of Decision: 01.10.2018

SMRITI  
22.10.2018 03:16:54  
I attest to the accuracy and  
integrity of this document

Raghubir Chand

...Petitioner

vs.

State of Punjab and others

..Respondents

**CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present: Mr. Rajesh K. Dadwal, Advocate, for the petitioner.

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**ARVIND SINGH SANGWAN, J**

Prayer in this petition is for transfer the son of the petitioner, namely, Ravi Shankar, from Tihar Jail Delhi to Central Jail Hoshiarpur.

A perusal of the petition shows that the son of the petitioner is presently facing the trial in FIR No. 90 dated 27.12.2017 under Sections 21 and 29 of the NDPS Act, registered at Police Station Special Cell (SP) Delhi and is confined in Tihar Jail. The only ground taken in this petition to transfer the son of the petitioner is that he is also facing trial in 04 other FIRs which are as under:-

*“1.FIR No. 56 dated 24.05.2016, u/s 21/29/61/85 NDPS Act, Police Station Mahilpur, District Hoshiarpur, Punjab.*

*2.FIR No. 70 dated 11.05.2016, u/s 21/61/85 NDPS Act, Police Station Mehtiana, District Hoshiarpur, Punjab.*

*3.FIR No. 230 dated 24.06.2014, u/s 323-324-326-452-427-148-149 IPC, Police Station Sadar Hoshiarpur, District Hoshiarpur, Punjab.*

*4.FIR No.92/2013, u/s 436,148,149,427 IPC, Police Station City Hoshiarpur, District Hoshiarpur, Punjab.”*

Since, the son of the petitioner is presently confined in Tihar Jail, Delhi and is facing the trial, this petition is not maintainable, as the grievance of the petitioner, if any, for transfer from Tihar Jail, Delhi to Central Jail, Hoshiarpur is within the jurisdiction of High Court of Delhi.

Accordingly, the present petition is disposed of. However, liberty is granted to the petitioner to approach the High Court of Delhi for redressal of his grievance.

01.10.2018  
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**(ARVIND SINGH SANGWAN)**  
**JUDGE**

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No