

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

T.A. No.136 of 2018 (O&M)

Date of decision : February 16, 2018

Rajiv Bhatia

..... Petitioner

Versus

Kuldip Kaur and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Nitin Kaushal, Advocate for the petitioner.

Mr. Rahul Rampal, Advocate for respondent Nos.1, 3 and 4.

Mr. Vikram Anand, Advocate for respondent Nos.5 to 8.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

KULDIP SINGH J. (ORAL)

This is a petition for transfer of a Civil Suit No.50960 of 2013, titled as “*Rajiv Bhatia vs Kuldip Kaur and others*” pending in the Court of Sh. Gagandeep Singh, learned Civil Judge (Jr. Divn.), Jalandhar to any other District within the jurisdiction of this Court.

Respondent Nos.1, 3, 4 and 5 to 8 have appeared of their own through counsel.

Heard.

Learned counsel for the respondents have stated at bar that they have no objection, if the case is transferred to any other court and is ordered to be decided in a time bound manner.

Learned counsel for the petitioner has also no objection if the case is ordered to be transferred to some other court at Jalandhar and is ordered to be decided in a time bound manner. Further request is made for

ordering the learned District Judge, to make an inquiry into the complaint Annexure P-12, which is pending before him regarding tampering of the judicial record and other allegations.

Keeping in view the no objection raised by the respondents and also keeping in view the principle that justice should not only be done but also appears to be done but without considering the allegations levelled in the petition, the Civil Suit No.50960 of 2013, titled as “***Rajiv Bhatia vs Kuldip Kaur and others***” pending in the Court of Sh. Gagandeep Singh, learned Civil Judge (Jr. Divn.), Jalandhar, is withdrawn from the said Court and transferred to the Court of learned Civil Judge (Sr. Divn.), Jalandhar. The case is now fixed for arguments. The learned Civil Judge (Sr. Divn.), Jalandhar is directed to decide the same within one month from the date of receipt certified copy of this order.

Further, it comes out that the complaint Annexure P-12 is pending before the learned District Judge, Jalandhar and he is directed to enquire into the said complaint and take necessary action, if warranted by the inquiry.

As such, present petition is disposed of.

(KULDIP SINGH)
JUDGE

February 16, 2018

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Whether speaking / reasoned Yes

Whether Reportable: No