

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11306 of 2019**

**In
Miscellaneous Jurisdiction Case No.147 of 2019**

Arising Out of PS. Case No.- Year-0 Thana- District- Nawada

=====

PAWAN KUMAR Son of Late Shyam Kishore Pandit Jaiprakah Nagar,
Teliapokhar, At / P.O. / Dist Aurangabad

... .. Petitioner/s

Versus

Anjali Rani Wife of Pawan Kumar Daughter of Naresh Pd. At. Gardanibag - 2
Anishabad, Dist - Patna

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Amarendra Kumar Mishra
For the Opposite Party/s : Mr.Shruti Sinha

=====

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER**

6 19-07-2019 Petitioner has filed this application for transfer of

Maintenance Case No.49/2015 from the court of the learned

Principal Judge, Family Court, Nawada to any other Principal

Judge, Family court at Magadh Division.

Grounds for transfer is that the father of the applicant

is a Senior Officer in the government and he has many

connections and he approached the Principal Judge, Family

court within the jurisdiction of Nawada and as he has also

influenced the father of the applicant, as such he has

apprehension that he will not get justice from the court of

Principal Judge, Family Court, Nawada and second ground is

that the learned Principal Judge, Family Court has no jursidciton

to entertain the application under Section 125 of the Cr.P.C..

On the other hand the learned counsel for the O.P.no.2



has appeared and submitted that the learned Principal Judge, Family Court, who was recorded the evidence, has now been transferred at Begusarai and further submission is that earlier the petitioner had moved against the interim order passed by the learned Principal Judge Family Court and that has been dismissed, vide order dated 2.5.2017 passed in Cr.Rev. No.43 of 2017.

So far the first point of the petitioner is concerned, there is apprehension against Presiding Officer that he in collusion with the applicant.

So far the second point is concerned, this Court is not passing any order on the point of jurisdiction rather the petitioner is at liberty to raise the same before the Principal Judge, Family Court, Nawada, who will consider the same and pass an appropriate order.

Accordingly, this application is disposed of.

(Vinod Kumar Sinha, J)

chn/-

U		T	
---	--	---	--

