

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

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**CRM-M-36967 of 2019 (O&M)
Date of decision: 03.09.2019**

Shyam Lal Nikhil

..... Petitioner

Versus

Ravinder

..... Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Ms. Anishka Gupta, Advocate for the petitioner.

ANIL KSHETARPAL, J. (ORAL)

Through the present petition, transfer of the trial under Section 138 of the Negotiable Instruments Act, 1881 has been sought on the ground that the petitioner is not expecting fair trial from the place where it is pending.

It is not in dispute that the respondent-complainant is a farmer. There are no averments that the Presiding Judge of the Court is in any way biased against the petitioner or the respondent is in a position to exercise any influence over the Presiding Judge.

The transfer of trial cannot be transferred on mere asking. The entire grievance of the petitioner is that he is unable to visit the Courts at Bahadurgarh and defend his case. He apprehends that he will be physically harmed. In the considered view of this Court, such apprehensions as are being expressed can very well be redressed by the trial Court as and when such application is filed before the Court where trial is pending.

Hence, there is no ground to transfer the trial of the case.

Dismissed.

03.09.2019
D.Bansal

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No