

CRM-M-43930-2021,
CRM-M-43937-2021,
CRM-M-43980-2021,
CRM-M-43984-2021,
CRM-M-43999-2021 and
CRM-M-44111-2021

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124 to 126
IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

1. CRM-M-43930-2021
Date of decision: 28.10.2021

Parmod Kumar ...Petitioner

Versus

Himmat Goyal ...Respondent

2. CRM-M-43937-2021

Parmod Kumar ...Petitioner

Versus

Sunita Gupta ...Respondent

3. CRM-M-43980-2021

Neetu ...Petitioner

Versus

Vipan Kumar Gupta ...Respondent

4. CRM-M-43984-2021

Neetu ...Petitioner

Versus

Sunita Gupta ...Respondent

5. CRM-M-43999-2021

Parmod Kumar ...Petitioner

Versus

CRM-M-43930-2021,
CRM-M-43937-2021,
CRM-M-43980-2021,
CRM-M-43984-2021,
CRM-M-43999-2021 and
CRM-M-44111-2021

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Mansi Gupta

...Respondent

6.

CRM-M-44111-2021

Parmod Kumar

...Petitioner

Versus

Vikramaditya Madahar

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. C.M. Munjal, Advocate for the petitioner
(In CRM-M-43930-2021)

Mr. Vikas Bishnoi, Advocate for the petitioner
(CRM-M-43937-2021, CRM-M-43980-2021,
CRM-M-43984-2021, CRM-M-43999-2021 and
CRM-M-44111-2021)

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

By this order, six criminal miscellaneous petitions bearing CRM-M-43930-2021, CRM-M-43937-2021, CRM-M-43980-2021, CRM-M-43984-2021, CRM-M-43999-2021 and CRM-M-44111-2021, shall stand disposed of.

All the abovementioned petitions have been filed under Section 407 of Cr.P.C. for transfer of six criminal complaints filed under Section 138 of the Negotiable Instruments Act, 1881 (hereinafter to be referred as “the Act of 1881”) from the Court of Judicial Magistrate Ist Class, Ferozepur to some other competent Court of jurisdiction outside

CRM-M-43930-2021,
CRM-M-43937-2021,
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CRM-M-43984-2021,
CRM-M-43999-2021 and
CRM-M-44111-2021

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the Courts at Ferozepur.

The facts and arguments raised in all the cases are similar and thus, CRM-M-43930-2021 is being taken up as the main case.

The primary grievance raised by the learned counsel for the petitioners in all these petitions is that the petitioners wish to contest the said cases but there is a serious threat to their life and liberty in case they go to Ferozepur to attend the said proceedings. Reference has been made to the averments made in para 5, para 8 of the petition and also to photographs (Annexure P-1).

Learned counsel for the petitioners have submitted that the petitioners would be satisfied in case, Senior Superintendent of Police, Ferozepur is directed to provide adequate security to each one of them and for every date when they have to appear before the Courts to defend the complaints under Section 138 of the Act of 1881 filed by the complainants.

Keeping in view the abovesaid facts and circumstances and also the fact that the petitioners should be able to freely defend the cases without any threat to their life and liberty, the present petitions are disposed of with a direction to the Senior Superintendent of Police, Ferozepur to provide adequate security to the petitioners on each and every date for when they have to appear before the Court.

The petitioners are also directed to inform the office of the

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CRM-M-44111-2021

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Senior Superintendent of Police, Ferozepur one day prior to the date concerned and on receiving the said information given in writing by the petitioners to the Senior Superintendent of Police, Ferozepur, Senior Superintendent of Police would then provide adequate security to the petitioners for taking the petitioners from the office of Senior Superintendent of Police, Ferozepur to the Court and then back from the Court to the office of the Senior Superintendent of Police, Ferozepur.

28.10.2021

Pawan

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No