

118-A

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

CRM-M-53751-2021

Date of decision : 02.03.2022

M/s Ekta Electrotech Private Limited and another

...Petitioners

Versus

Paras Ram and another

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Ranjit Saini, Advocate for the petitioners.

Mr. Praveen Bhadu, AAG, Haryana.

(Through Video Conferencing)

VIKAS BAHL, J. (ORAL)

This is a petition filed under Section 407 of Cr.P.C. for transferring complaint No.3316 of 2016 dated 11.03.2016 titled as Paras Ram Vs. M/s Ekta Electrotech Pvt. Ltd. and another, pending before the Judicial Magistrate Ist Class, Gurugram under Section 138 of the Negotiable Instruments Act, 1881 and Section 420 of the Indian Penal Code, 1860 to the Judicial Magistrate Ist Class in any other Sessions Division in the State of Haryana.

Learned counsel for the petitioners has submitted that sole ground on which petitioner No.2 seeks transfer is that he has apprehension to his life and liberty when he would go to get his statement recorded or

when he would go to Gurugram to attend the proceedings of his case. It is further submitted by learned counsel for the petitioners that petitioner No.2 would be satisfied, in case, he is provided adequate security on the dates when he is to appear before the trial Court in the abovesaid complaint case.

Keeping in view the abovesaid facts and circumstances and the prayer made by learned counsel for the petitioners, the present petition is disposed of with direction to the Commissioner of Police, Gurugram to provide adequate security to petitioner No.2 on the dates when he is to appear before the Judicial Magistrate Ist Class, Gurugram in the abovesaid complaint case.

Petitioner No.2 would inform the office of Commissioner of Police, Gurugram, one day in advance, when he is to appear in the Court of Judicial Magistrate Ist Class, Gurugram and after giving the said information regarding the date when he is to appear, would reach the office of Commissioner of Police, Gurugram by 10 AM on the date when he is to appear before the Court and the Commissioner of Police, Gurugram would, on the basis of the threat perception, provide adequate security personnel to him, which would go alongwith him to the Court and would thereafter, bring him back to the office of Commissioner of Police, Gurugram.

The said order shall not be construed as an expression of opinion on the merits of the case.

02.03.2022*Pawan***(VIKAS BAHL)
JUDGE****Whether speaking/reasoned:-****Yes/No****Whether reportable:-****Yes/No**