

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

CRM-M-54481 of 2022

Date of Decision: 23rd November, 2022

Ajit Singh

Petitioner

Versus

Kewal Singh and others

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Shubham Goyal, Advocate for the petitioner.

AVNEESH JHINGAN, J (Oral):

This is a petition seeking transfer of the complaint filed under Section 138 of the Negotiable Instruments Act, 1881 bearing NACT No. 127 of 2020, titled as “Kewal Singh v. Ajit Singh” instituted by respondent No. 1 at Kapurthala.

The ground pressed for seeking transfer is that the petitioner is not owing any lawful debt to the complainant and the complaint has been filed to harass him. It is argued that the petitioner has medical issues.

In a transfer petition, merits of the matter is not to be considered. The contention raised on merits would be the defence available to the petitioner in the complaint case. There is no medical evidence produced with the petition with regard to the ailments of the petitioner.

It would not be out of place to mention that the petitioner admittedly is resident of Jalandhar and the complaint has been filed in Kapurthala. The distance between two cities is less than thirty kilometers.

No case is made out for transfer of the complaint.

The petition is dismissed.

**[AVNEESH JHINGAN]
JUDGE**

23rd November, 2022
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1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No