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CrI.O.P.No.20960 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.08.2024

CORAM

THE HONOURABLE DR.JUSTICE **G.JAYACHANDRAN**

CrI.O.P.No.20960 of 2024

and

CrI.M.P.No.12012 of 2024

P.S.Rajkumar

... Petitioner

Vs.

S.Elango

... Respondent

Prayer: Criminal Original Petition is filed under Section 407 Cr.P.C.,
pleaded to withdraw and transfer the Summary Trial Case No.298 of 2022
on the file of the learned Judicial Magistrate II, Bhavani in Erode District
to the Court of the learned Judicial Magistrate at Sriperumbudur, in
Kanchipuram District

For Petitioner : Mr.E.Dharmaraj

ORDER

This Criminal Original Petition is filed to transfer the case in
S.T.C.No.298 of 2022 on the file of the Judicial Magistrate II, Bhavani
to the Judicial Magistrate, Sriperumbudur.

Dr.G.JAYACHANDRAN,J.



Crl.O.P.No.20960 of 2024

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2. According to the petitioner, the case under Section 138 of Negotiable Instruments Act, been filed with an intention by the respondent/complainant showing his residence as Salem and in fact he resides at Porur, Chennai. Since the complaint been filed before the Judicial Magistrate No.II, Bhavani, the petitioner is put to great hardship. Therefore, seeks transfer of the case from Bhavani to Sriperumbudur.

3. Section 407 Cr.P.C., enable the Court to transfer the case from one Court to another. However, it must be based on sound reasoning. The contention raised by the petitioner does not satisfy the said parameters. Hence this Criminal Original Petition for transfer stands dismissed. Consequently, the connected Criminal Miscellaneous Petition is closed.

29.08.2024

Neutral Citation : Yes/No

rpl

To

- 1.The Judicial Magistrate II, Bhavani
- 2.The Judicial Magistrate, Sriperumbudur.

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