



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-18605-2023
Date of decision: 29.10.2024

Mohit Gupta ...Petitioner

Versus

Komal ...Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Ajay Singh, Advocate for
Mr. Nirmaljeet Singh Sidhu, Advocate
for the petitioner.

Mr. Aayush Goyal, Advocate for the respondent.

KARAMJIT SINGH, J. (ORAL)

1. The present transfer application is filed by petitioner/accused seeking transfer of criminal complaint Annexure P-1 titled Komal Vs. Mohit Gupta and another under Section 138 NI Act which is pending in the Court of Judicial Magistrate Ist Class, Bathinda to the Court of competent jurisdiction at Phul, District Bathinda, on the ground that two other criminal complaints filed under Section 138 Negotiable Instruments Act (in short 'NI Act') by Vikas Kumar husband of respondent Komal are pending adjudication in the Court at Phul, District Bathinda.
2. The present petition is resisted by the respondent.
3. I have heard the counsel for the parties.
4. Admittedly, cheque in question relating to criminal complaint Annexure P-1 was presented at Bathinda and the same was dishonored. It being so, only the Court situated at Bathinda is having territorial jurisdiction

to entertain and try the said complaint. So, no ground is made out to transfer the complaint Annexure P-1 from the Court of Judicial Magistrate Ist Class Bathinda to Court situated at Phul.

5. Consequently, the present petition is hereby dismissed without expressing any opinion on the merits of the case.

6. As it has been brought to the notice of the Court that complaint Annexure P-1 is at its final stage, the Court concerned at Bathinda is directed to dispose of the same in accordance with law in an expeditious manner in the light of the provisions of Section 143 of NI Act.

29.10.2024
Yogesh

(KARAMJIT SINGH)
JUDGE

Whether speaking/reasoned:-	Yes/No
Whether reportable:-	Yes/No