



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-27936-2024
DECIDED ON: 03.12.2024

GURPREET KAUR @ SHELLY

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ANOTHER

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Veneet Sharma, Advocate
for the petitioner.

Mr. Jaspal Singh Guru, AAG Punjab

Mr. Anmol Rattan Sidhu, Sr. Advocate with
Mr. Sukhandeep Singh, Advocate for respondent No.2.

SANDEEP MOUDGIL, J (ORAL)

1. The jurisdiction of this Court has been invoked under Section 407 Cr.P.C., read with Section 482 Cr.P.C., for transfer of complaint No.NACT/797/2024, registered on 13.03.2024 titled as “Harmeet Singh Arora vs. Gurpreet Kaur Sheely” (Annexure P-5).
2. Reply filed on behalf of respondent No.2 is taken on record.
3. Registry is directed to affix it at the appropriate place and page number the same in continuation according to the paper-book.
4. Learned counsel for the petitioner submits that the aforesaid complaint has been lodged by an Advocate, who is practicing at District Court Amritsar and is not allowing the trial to proceed. He further submits that it is very

hard for the petitioner to engage a counsel because of the reluctance shown by the Bar Members at Amritsar at the instance of respondent no.2, complainant alone.

5. Learned Sr. counsel appearing for respondent No.2, at the outset submits his no objection, in case the matter be transferred to any other Court of Competent jurisdiction either in the District of Tarn Taran, Gurdaspur and Jalandhar.

6. When this proposal was to be acrossed to learned counsel for the petitioner, both the parties are *ad idem* for transfer of the matter to the Court of Judicial Magistrate 1st Class at Jalandhar.

7. The Chief Judicial Magistrate, Jalandhar is directed to entrust the matter to the Competent Court exercising the jurisdiction that of Judicial Magistrate 1st Class.

8. The parties shall appear before the concerned Judicial Magistrate 1st Class, Jalandhar on 12.12.2024.

9. In view of the above, the petition stands disposed of.

10. However, the observations made before this Court during the course of hearing shall have no bearing on the mind of the trial Court, who shall adjudicate on the issue with independent judicious mind.

03.12.2024

Meenu

(SANDEEP MOUDGIL)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>