



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(124)

CRM-M-31442-2025

Date of Decision:-02.06.2025

RIA

... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

... Respondents

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CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present:- Mr. Harpinder Singh Jalal, Advocate
for the petitioner.

ALOK JAIN J.(Oral)

1. Instant petition has been filed by the petitioner under Section 528 read with Section 447 of the BNSS for quashing of impugned order dated 11.04.2025 (Annexure P-9), whereby the application to transfer the case has been rejected without having jurisdiction and power to transfer the same.

2. Learned counsel for the petitioner submits that order dated 11.04.2025 (Annexure P-9), whereby the application to transfer the case has been filed and rejected by the Court of learned Chief Judicial Magistrate, Ludhiana, did not have the power to entertain such an application. Dehors the fact that the same has been dismissed, the learned counsel for the petitioner submits that the liberty be granted to file an appropriate application before the Court of competent jurisdiction under the correct provisions of



law and the only impediment is that this order would come in way for decision of the same.

3. Since the order passed on 11.04.2025 by the Court of learned Chief Judicial Magistrate, Ludhiana has been passed on an application filed by the petitioner herein and no relief has been granted, therefore, it would not be necessary to issue notice to the private respondents No.2 to 4.

4. Notice of motion to respondent No.1-State only.

5. At this stage, Ms. Samdisha Kaur, AAG, appearing on advance notice accepts notice on behalf of the respondent No.1-State and has no objection if the present petition is disposed of with liberty to the petitioner to move an appropriate application before the Court of competent jurisdiction, which shall consider the same on its own merits without being influenced with order dated 11.04.2025.

6. Ordered accordingly.

02.06.2025
Gaurav Sorot

(ALOK JAIN)
JUDGE

Whether reasoned / speaking?

Yes / No

Whether reportable?

Yes / No