

2026.PHHC.064762



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

202

CRM M- 40793 of 2024

Date of Decision: 28.04.2026

Ajaib Singh

...Petitioner (s)

Vs.

State of Punjab and others

...Respondent(s)

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. A.P.S Shergill, Advocate and
Ms. Anisha Singh, Advocate
for the petitioner.

Mr. Bhanu Partap Singh, Addl. A.G., Punjab.

Mr. Simranjeet Singh, Advocate and
Ms. Simranjeet Kaur, Advocate
for respondent No.13.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has filed the present petition under Section 447 of Bhartiya Nagarik Suraksha Sanhita read with Section 528 of Bhartiya Nagarik Suraksha Sanhita for transfer of Case No. SC-104-2023 titled as "*State vs. Ravisher Singh and Ors*" arising out of FIR No. 200 dated 11.10.2022 under Sections 302, 506, 120-B, 201 and 34 of the IPC, 1860 and Sections 25(6,7,8), 27, 54 and 59 of the Arms Act, 1959, Police Station Sadar Tarn Taran (Annexure P-1), pending in the Court of Additional District and Sessions Judge, Tarn Taran to any other court of competent jurisdiction preferably outside the State of Punjab.

2. Vide order dated 28th August 2024, the SHO Police Station Sadar Tarn Taran was directed to inform the private respondents in writing with regard to the pendency of the present case before this Court. On the adjourned date, i.e., November 2024, learned State counsel has made a statement that respondents No. 5 to 14 had been served by SHO Police Station Sadar Tarn Taran and respondent No. 4, who has been declared as *proclaimed offender* by the trial Court could not be served.

3. During the course of hearing, learned counsel for the petitioner as well as learned counsel appearing on behalf of respondent No.13 jointly submit that the trial of the present case may be transferred to a Court of competent jurisdiction at Amritsar with the consent of the parties.

4. I have heard learned counsel for the parties and perused the record.

5. In the present case, it is evident that the petitioner has levelled serious allegations of threat by the private respondents and their associates. Even Lakhbir Singh Landa, who has already been declared as a terrorist by the Union of India, is also an accused in the present case and he is presently residing in Canada. Even, as per the petitioner, he is getting threat calls from the said gangster. Moreover, even more than 30 criminal cases are pending against Lakhbir Singh Landa. Still further, in the present case, in view of the threat to the petitioner, the Punjab police has already provided security to the petitioner. Still further, even during the course of hearing today, both the learned counsel have agreed that

the trial in the present case may be transferred to any Court of competent jurisdiction at Amritsar. Even, learned State counsel has no serious objection to the prayer made by both the learned counsel in the present case.

6. In view of the discussion, the present petition is allowed. Case No. SC-104-2023 titled as "*State vs. Ravisher Singh and Ors*" arising out of FIR No. 200 dated 11.10.2022 under Sections 302, 506, 120-B, 201 and 34 of the IPC, 1860 and Sections 25(6,7,8), 27, 54 and 59 of the Arms Act, 1959, Police Station Sadar Tarn Taran (Annexure P-1), is ordered to be transferred to the Court of District and Sessions Judge, Amritsar.

7. The District and Sessions Judge, Amritsar, may try the case himself or may transfer the trial to any other Court which may be competent to try the case.

8. With these observations, the present petition stands disposed of.

9. Needless to observe that the above observations have been made only for the limited purpose of disposal of the present petition and shall not be construed as an expression of opinion on the merits of the present case.

28.04.2026
amit rana

(N.S.SHEKHAWAT)
JUDGE

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