

ITEM NO.28

COURT NO.1

SECTION XVI-A

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Transfer Petition(s)(Criminal) No(s).266/2017

T.S. DINADAYALAN

Petitioner(s)

VERSUS

KOTAK MAHINDRA BANK LTD

Respondent(s)

(FOR ADMISSION and IA No.71254/2017-EX-PARTE STAY)

WITH

[ITEM NO.28.1 - T.P.(Cr1.) No. 271/2017 (XVI-A)
(FOR EX-PARTE STAY ON IA 74270/2017)]

Date : 19-03-2018 These petitions were called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE A.M. KHANWILKAR
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

For Petitioner(s) Mr. Kumar Dushyant Singh, Adv. [AOR]
Ms. Pooja Singh, Adv.
Mr. Mukul Lather, Adv.

For Respondent(s) Ms. Jagriti Ahuja, Adv.
Mr. Gagan Gupta, Adv. [AOR]

UPON hearing the counsel the Court made the following
O R D E R

The transfer petitions are allowed in terms of the signed
order.

Pending applications, if any, stand disposed of.

(Subhash Chander)
AR-cm-PS

(Tapan Kumar Chakraborty)
Court Master

[Signed Order is placed on the file]

IN THE SUPREME COURT OF INDIA

CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION(CRL.)NO.266 OF 2017

T.S. Dinadayalan ... Petitioner

Versus

Kotak Mahindra Bank Ltd. ... Respondent

W I T H

TRANSFER PETITION(CRL.)NO.271 OF 2017

O R D E R

T.P.(CrI.)No.266 of 2017

The present transfer petition has been filed under Section 406 of the Code of Criminal Procedure seeking transfer of Criminal Complaint No.19010 of 2016 titled *Kotak Mahindra Bank Ltd. v. T.S. Dinadayalan* filed under Section 138 of the Negotiable Instruments Act pending before the Court of learned XXVI ACMM, Bangalore to a competent court at Chennai, Tamil Nadu.

Having heard learned counsel for the parties and regard being had to the facts and circumstances of the case, we direct transfer of the abovementioned criminal complaint pending before the Court of XXVI ACMM, Bangalore to the District & Sessions Judge, Chennai, Tamil Nadu who shall assign the same to a court of competent jurisdiction.

The transfer petition stands allowed accordingly.

T.P.(CrI.)No.271 of 2017

The present transfer petition has been filed under

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Section 406 of the Code of Criminal Procedure seeking transfer of Cr1. Case No.10674 of 2016 pending titled *Kotak Mahindra Bank Ltd. v. Vanajaa D.* filed under Section 138 of the Negotiable Instruments Act pending before the Court of 2nd Additional Chief Judicial Magistrate, Rajkot, Gujarat to a competent court at Chennai, Tamil Nadu.

Having heard learned counsel for the parties and regard being had to the facts and circumstances of the case, we direct transfer of the abovementioned criminal case pending before the Court of 2nd Additional Chief Judicial Magistrate, Rajkot, Gujarat to District & Sessions Judge, Chennai, Tamil Nadu who shall assign the same to a court of competent jurisdiction.

The transfer petition stands allowed accordingly.

.....CJI.
[DIPAK MISRA]

.....J.
[A.M. KHANWILKAR]

.....J.
[Dr. D.Y. CHANDRACHUD]

New Delhi.
March 19, 2018.