

ITEM NO.7 Court 17 (Video Conferencing) SECTION XVI-A

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Transfer Petition(s)(Criminal) No. 417/2021

M/S SHREE SHANKAR SERVICE & ANR. Petitioner(s)

VERSUS

M/S KOTAK MAHINDRA BANK LIMITED Respondent(s)

(FOR ADMISSION and IA No.128705/2021-EX-PARTE STAY )

Date : 20-10-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MS. JUSTICE HIMA KOHLI

For Petitioner(s) Mr. Rajat Sehgal, AOR  
Mrs. Vandana Anand, Adv.  
Mr. Rakesh Kumar, Adv.

For Respondent(s)

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

The present petition has been filed by the petitioner praying *inter alia* for transfer of complaint, bearing COMA No. 5048 of 2020, titled as "*Kotak Mahindra Bank Limited vs. M/s Shree Shanker Service & Anr.*" from the Court of JICM, Ludhiana, Punjab to the Court of Competent Jurisdiction in Kolkata, West Bengal.

Learned counsel for the petitioners states that the respondent (petitioner herein)- *M/s Shree Shanker Service & Anr.* has filed five other complaints under Section 138 of the Negotiable Instruments Act, 1881 against the petitioner before the Court of Learned Chief Metropolitan Magistrate in Kolkata. In the sixth case for a cheque bouncing under Section 138 of the Negotiable Instruments Act, 1881 however, been deliberately filed by the respondent before the Court of Learned JMIC, Ludhiana, Punjab only

to harass the petitioner.

Issue notice.

**(SHRADDHA MISHRA)**  
**SENIOR PERSONAL ASSISTANT**

**(R.S. NARAYANAN)**  
**COURT MASTER (NSH)**