

ITEM NO.53

COURT NO.9

SECTION IIC

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

Petition(s) for Special Leave to Appeal (Crl.)...../2017
CRLMP No(s). 3800/2017

(Arising out of impugned final judgment and order dated 19/09/2016, against final ex-parte order dated 9/11/2016, against final order dated 24.11.2016 and against final ex-parte order dated 7/12/2016 in in WP No. 49597/2016 passed by the High Court of Karnataka at Bangaluru)

AMITABH SINHA

Petitioner(s)

VERSUS

SUNITA MOTWANI AND ANR

Respondent(s)

(with appln. (s) for c/delay in filing SLP and office report)

WITH

T.P.(C) No. 374/2017

(With appln.for stay and Office Report)

Date : 10/03/2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.A. BOBDE

HON'BLE MR. JUSTICE L. NAGESWARA RAO

For Petitioner(s) Mr. P. V. Saravana Raja,Adv.

Mr. Avneesh Garg, Adv.

Mr. Saravana Raja, Adv.

Mr. M.T. Reddy, Adv.

Ms. Asha Gopalan Nair,Adv.

Ms. Nivedita Nair, Adv.

For Respondent(s)

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

SLP(Crl.)...Crl.MP 3800/2017

Learned counsel for the petitioner seeks

:2:

permission to withdraw this petition with liberty to file the review petition before the High Court in order to raise all contentions which were not considered by the High Court vide impugned order, since the petition before the High Court is predominantly under Article 226 read with Article 227 of the Constitution of India and the subject matter is transfer of a criminal case and not the conviction and sentence.

Permission sought for is granted.

The special leave petition is dismissed as withdrawn with liberty as prayed for.

TP(c) No. 374 of 2017

The transfer petition is allowed in terms of the signed order.

(USHA BHARDWAJ)
AR-CUM-PS

(INDU POKHRIYAL)
COURT MASTER

Signed order in transfer petition is placed on the file.

IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION (CIVIL) NO.374 OF 2017

Mrs. Sunita Motwani

...Petitioner

VERSUS

Amitabh Sinha

...Respondent

O R D E R

This petition has been filed by the petitioner-wife for transfer of H.M.A. Case No.1066 of 2016 titled as "*Amitabh Sinha vs. Mrs. Sunita Motwani*" pending in the Court of Learned Principal Judge, Family Court, Saket Courts, New Delhi to the Family Court, Bangalore, Karnataka.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case, we deem it expedient to transfer the aforesaid case to the Family Court, Bangalore, Karnataka. We direct accordingly.

The transfer petition is allowed accordingly.

.....J.
(S.A. BOBDE)

.....J.
(L. NAGESWARA RAO)

NEW DELHI
MARCH 10, 2017