

**IN THE SUPREME COURT OF INDIA
CRIMINAL ORIGINAL JURISDICTION**

Transfer Petition(Criminal) No. 156-157/2020

MADHURI CHANDER MOHAN VERMA

Petitioner

VERSUS

SHARAD VERMA & ORS.

Respondent

O R D E R

1. The present petition has been filed by the petitioner under Section 406 of the Criminal Procedure Code, 1973 read with Order XLI, Rule 1 of the Supreme Court Rules, 2013 praying *inter alia* for transfer of the below mentioned petitions:-

i) Criminal Miscellaneous Application No. 210 of 2018, titled as "Madhuri Chander Mohan Verma vs. Sharad Verma & Ors" from the Court of the Metropolitan Magistrate, Mirzapur, Ahmedabad, Gujarat to the Court of the Chief Judicial Magistrate, District & Sessions Court, Jaipur, Rajasthan.

ii) Criminal Miscellaneous Application No. 2759 of 2018, titled as "Madhuri & Anr. vs. Sharad Anand Verma " from the Family Court, Ahmedabad, Gujarat to the Family Court, Jaipur, Rajasthan.

2. Learned counsel for the petitioner states that prior to filing this transfer petition, petitioner had filed six other petitions seeking transfer of petitions filed by the respondent-husband

including a petition for four suits instituted by the respondent-husband against the petitioner-wife from a Competent Court at Ahmedabad to Jaipur which were duly allowed. For the same reason, the present petition has been filed seeking transfer of Criminal Miscellaneous Application No. 210 of 2018 and Criminal Miscellaneous Application No. 2759 of 2018.

3. A counter affidavit in opposition to the present petition has been filed by the respondent-husband who does not deny the fact that six other transfer petitions have been filed by the petitioner seeking transfer of various petitions from the concerned Court at Ahmedabad to Jaipur which were duly allowed. His only objection is that the petitioner is evading service in a petition filed under Guardianship and Wards Act filed by the respondent-husband at Jaipur. Learned counsel for the petitioner-husband states that his client has already entered appearance through his counsel in the aforesaid petition and shall be participating in the said proceedings diligently.

4. In view of the submissions made in the present petitions, the same is allowed.

i) Criminal Miscellaneous Application No. 210 of 2018, titled as "Madhuri Chander Mohan Verma vs. Sharad Verma & Ors" shall be transferred from the Court of the Metropolitan Magistrate, Mirzapur, Ahmedabad, Gujarat to the Court of the Chief Judicial Magistrate, District & Sessions Court, Jaipur, Rajasthan.

ii) Criminal Miscellaneous Application No. 2759 of 2018, titled as "Madhuri & Anr. vs. Sharad Anand Verma" shall be transferred from the Family Court, Ahmedabad, Gujarat to the Family Court, Jaipur, Rajasthan. The Transferor Courts shall forthwith transmit the records to the Transferee Courts.

5. The Court shall proceed further in the aforesaid matters from the point at which they have been left by the concerned Court.

..... J
(HIMA KOHLI)

NEW DELHI,
15th NOVEMBER, 2021.

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(Criminal) No. 156-157/2020

MADHURI CHANDER MOHAN VERMA

Petitioner

VERSUS

SHARAD VERMA & ORS.

Respondent

Date : 15-11-2021 These petitions were called for hearing today.

CORAM :

HON'BLE MS. JUSTICE HIMA KOHLI

For Petitioner(s) Mr. Anand Shankar Jha, Adv.
Mr. Md. Ali, AOR
Mr. Arpit Gupta, Adv.
Mr. Mutiur Rehman, Adv.

For Respondent(s) Mr. D. N. Ray, Adv.
Mr. Dilip Kumar Nayak, Adv.
Ms. Disha Ray, Adv.
Mrs. Sumita Ray, AOR

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

The Transfer Petition is allowed in terms of the Signed Order.

(SHRADDHA MISHRA)
SENIOR PERSONAL ASSISTANT

(RAM SUBHAG SINGH)
BRANCH OFFICER

(Signed Order is placed on the file)