

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(s). 28-30/2021

KALPESHWARI DEVI & ANR.

Petitioner(s)

VERSUS

THE STATE OF UTTARAKHAND & ANR.

Respondent(s)

(FOR ADMISSION and IA No.9651/2021-STAY APPLICATION )

Date : 08-02-2021 These petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE HRISHIKESH ROY

For Petitioner(s) Ms. Ruchi Gupta, Adv.  
Mr. Ganesh Sharma, Adv.  
Mr. Shree Pal Singh, AOR

For Respondent(s)

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

The petitioner are the mother-in-law and the husband of *Pamita* (respondent no.2) who has filed three cases against her in-laws and the husband. The proceedings are under Section 498 IPC, Domestic Violence Act and the Maintenance Act and all are pending in the Courts at Badkot, Uttrakhand. The petitioners seek transfer of those proceedings to a competent court at Gurugram or Karnal.

Ms. Ruchi Gupta, learned counsel submits that the respondent no.2 is actually residing in Dehradun and she has deliberately filed the three cases in Badkot only to cause difficulty for the petitioners.

The record shows that charge-sheet has been filed in the criminal cases against the petitioners and High Court has refused to further extend the stay of proceedings, in the court at Badkot.

Let notice returnable in three weeks be issued. Dasti notice, in addition, may also be served on the standing counsel for the respondent-State.

(RASHI GUPTA)  
SENIOR PERSONAL ASSISTANT

(ANITA RANI AHUJA)  
ASSISTANT REGISTRAR