

| No | Date | Office Notes,<br>reports, orders or<br>proceedings or<br>directions and<br>Registrar's order<br>with Signatures | COURT'S OR JUDGES'S ORDERS   |
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|    |      |   | <p>C447 No.3 of 2024<br/> <u>Hon'ble Manoj Kumar Tiwari, J.</u></p> <p>Mr. Pankaj Semwal, Advocate for the applicant.<br/> Mr. V.K. Jemini, Deputy Advocate General for the State of Uttarakhand.</p> <p>2. Applicant has sought transfer of Criminal Appeal No.85 of 2024 from the Court of Sessions Judge, Haridwar to the Court of Sessions Judge, Dehradun or Tehri Garhwal.</p> <p>3. The sole ground for seeking transfer raised in the application is that since respondent no.2 is a practicing lawyer at District Court, Haridwar, therefore, she may influence the decision, to be taken in the Appeal.</p> <p>4. From perusal of the record, it is revealed that the case filed by respondent no.2 against the applicant under Section 138 of Negotiable Instruments Act was decided by Judicial Magistrate IIIrd, Haridwar and applicant never raised this allegation, which he is now raising in this application.</p> <p>5. Even otherwise also, merely because respondent no.2 is a lawyer practicing in Haridwar, cannot be a valid ground seeking transfer. This Court does not find any reason to interfere in the matter.</p> <p>6. Accordingly, the transfer application is dismissed.</p> <p style="text-align: right;">(Manoj Kumar Tiwari, J.)<br/> 31.07.2024</p> <p>Arpan</p> |

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