

IN THE SUPREME COURT OF INDIA
CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION (CRIMINAL) NO.316 OF 2024

BARUN MUKHERJEE & ANR.

PETITIONER(S)

VERSUS

THIAN GUPTA

RESPONDENT(S)

O R D E R

1. This transfer petition has been filed by the petitioners seeking transfer of Private Complaint No.15 of 2022 titled "*Thian Gupta v. Arindum Mukherjee and Anr.*" pending before the Court of Chief Judicial Magistrate, Gangtok, Sikkim to the Court of Judicial Magistrate, District Jamshedpur, Jharkhand.

2. As per office report, service of show-cause notice is complete but, the respondent has not entered appearance despite service.

3. Heard learned counsel for the petitioners and perused the material placed on record.

4. We have considered the facts of the case and grounds on which transfer has been sought. On such consideration, we are satisfied with the grounds urged by the petitioner and accept the same. Therefore, proceedings being Private Complaint No.15 of 2022 pending before the Court of Chief Judicial Magistrate, Gangtok, Sikkim is ordered to be

transferred to the Court of Judicial Magistrate,
District Jamshedpur, Jharkhand.

5. The Court at Gangtok, Sikkim shall send the case
record to the transferee Court promptly and without
any delay.

6. The transfer petition is, accordingly, allowed.

7. Pending applications are also disposed of.

.....J.
(VIKRAM NATH)

.....J.
(PRASANNA BHALACHANDRA VARALE)

NEW DELHI;
JULY 12, 2024

ITEM NO.4

COURT NO.7

SECTION II

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). 316/2024

BARUN MUKHERJEE & ANR.

Petitioner(s)

VERSUS

THIAN GUPTA

Respondent(s)

(IA No. 80688/2024 - STAY APPLICATION)

Date : 12-07-2024 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE VIKRAM NATH

HON'BLE MR. JUSTICE PRASANNA BHALACHANDRA VARALE

For Petitioner(s) Mr. Anuj Aggarwal, Adv.
Ms. Divya Aggarwal, Adv.
Mr. Tenzing Thinlay Lepcha, Adv.
Mr. Manas Verma, Adv.
Mr. Pradeep Kumar, Adv.
Mr. Shubhendu Anand, Adv.
Mr. Monu Kumar, Adv.
Mr. Yash Raj Singh, Adv.
Mr. Ayush Anand, AOR

For Respondent(s) None

UPON hearing the counsel the Court made the following
O R D E RTransfer Petition is allowed in terms of the
signed order.

Pending applications are also disposed of.

(NEETU KHAJURIA)
ASTT. REGISTRAR-cum-PS(RANJANA SHAILEY)
COURT MASTER

(Signed order is placed on the file.)