

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 01<sup>ST</sup> DAY OF JUNE 2012

BEFORE

THE HON'BLE MR.JUSTICE N. ANANDA

CRIMINAL PETITION No.6355/2009

BETWEEN:

Mehaboob Ali Sab  
S/o Wajir Sab  
Aged about 53 Years  
R/at Ring Road, Akbar Ali  
Manzil, Miller Colony  
Davanagere.

... Petitioner

(By Sriyuths M.Vishwajith Rai & K.N.Jayaprakash,  
Advocates)

AND:

1. Akbar Khan  
S/o Wajir Khan  
Aged about 43 Years  
R/at No. Old RMN Road  
Arasikere Town  
Hassan District.
2. Kushida Bee  
W/o Wajir Khan  
Aged about 60 Years  
R/at Kerekatte Village  
Chennagiri Taluk  
Davanagere District.
3. Usmankhan @ Usman  
S/o Wajir Khan

Aged about 24 Years  
R/at Old RMN Road  
Arasikere Town  
Hassan District.

4. Khalim Khan  
S/o Wajir Khan  
Aged about 22 Years  
R/at Kerekatte Village  
Chennagiri Taluk  
Davanagere District.

5. Nazia  
D/o Wajir Khan  
Aged about 20 Years  
R/at Kerekatte Village  
Chennagiri Taluk  
Davanagere District.

6. State by Arasikere Town Police  
Rep. by S.P.P.  
High Court Building  
High Court, Bangalore.

... Respondents

(By Sri M.Sharass Chandra, Advocate for R1 to R4; R5 – Served but unrepresented; Sri Vijaykumar Majage, HCGP for R6)

This petition is filed under section 482 Cr.P.C., praying to withdraw the case in S.C.No.176/2009, pending on the file of the District and Sessions Judge, Hassan and transfer the same to the file of the District and Sessions Judge, Davanagere.

This petition coming on for admission this day, the Court made the following:

ORDER

When the matter is taken up for hearing, learned counsel for respondents 1 to 4 would submit that trial in S.C.No.176/2009 is at concluding stage. Therefore, there is no need to transfer the case.

2. This petition was filed on 08.12.2009. Having regard to the fact that trial of S.C.No.176/2009 is at concluding stage, relief of transfer of S.C.No.176/2009 cannot be granted.

3. The petition is accordingly dismissed.

Sd/-  
JUDGE

Np/-