

IN THE SUPREME COURT OF INDIA

CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION (CRL.) NO.255-257 OF 2016

SAIYAD ZILLEY HUSNAIN @ ASAD

Petitioner(s)

VERSUS

RAWAB BANOO @ GULSHAN AND ORS.

Respondent(s)

O R D E R

These transfer petitions are filed under Section 406 of the Criminal Procedure Code, 1973 seeking transfer of Petition No.1116 of 2013 titled as "Rawab Banoo @ Gulshan vs. Saiyad Zilley Husnain @ Asad & Ors." pending before the court of CJM, Muradabad (U.P.) to the ACJM Court Udaipur, Rajasthan, Case No.72 of 2014 titled as "Rawab Banoo Zaidi @ Gulshan vs. Saiyad Zilley Husnain @ Asad, pending before the Family Judge, Muradabad (U.P.) to the Family Court, Udaipur, Rajasthan and R.N.Cr. C.No.00314/15 (Criminal Case No.517/15) in FIR No.392/13 titled as State of U.P. & Anr. vs. Saiyad Zilley Husnain @ Asad & Ors. pending before CJM, Muradabad, U.P. to the court of CJM, Udaipur, Rajasthan.

We have heard learned counsel for the parties.

Having perused the records and in view of the peculiar facts and circumstances of the case, we are inclined to direct transfer of aforesaid cases, namely, Petition No.1116 of 2013 titled as "Rawab Banoo @ Gulshan vs. Saiyad Zilley Husnain @ Asad & Ors." pending before the court of CJM, Muradabad (U.P.) to the ACJM Court Udaipur, Rajasthan, Case No.72 of 2014 titled as "Rawab Banoo Zaidi @ Gulshan vs. Saiyad Zilley Husnain @ Asad,

pending before the Family Judge, Muradabad (U.P.) to the Family Court, Udaipur, Rajasthan and R.N.Cr. C.No.00314/15 (Criminal Case No.517/15) in FIR No.392/13 titled as State of U.P. & Anr. vs. Saiyad Zilley Husnain @ Asad & Ors. pending before CJM, Muradabad, U.P. to the court of CJM, Udaipur, Rajasthan.

The transfer petitions are accordingly allowed.

.....J.
[S.A. BOBDE]

.....J.
[L.NAGESWARA RAO]

NEW DELHI,
JULY 13, 2017.

ITEM NO.9

COURT NO.8

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(s) (Criminal) No(s).255-257/2016

SAIYAD ZILLEY HUSNAIN @ ASAD

Petitioner(s)

VERSUS

RAWAB BANO @ GULSHAN AND ORS

Respondent(s)

Date : 13-07-2017 These petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.A. BOBDE

HON'BLE MR. JUSTICE L. NAGESWARA RAO

For Petitioner(s)

Mr.Rohit Kumar Singh, AOR

For Respondent(s)

Mr.Abhimanue Shrestha, AOR

Mr.Anurag Kishore, Adv.

Mr.Saamir Ali Khan, Adv.

Mr.Wajeesh Shafiq, AOR

Mr.Dhiraj Kapoor, Adv.

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

The transfer petitions are allowed in terms of the
signed order.

(Ashok Raj Singh)
Court Master

(Indu Kumari Pokhriyal)
Court Master

(Signed Order is placed in the file)