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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **TR. P. (CRL.) 22/2020**

BARKHA DUTT MEDIA PVT. LTD. Petitioner
Through : Mr. Raghav Awasthi and Mr.
Mukesh Sharma, Advocates.

versus

ANALOG MEDIA PVT. LTD. & ORS. Respondents
Through : None.

CORAM:
HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER
% **02.11.2020**

Pursuant to court notice issued to the transfer-petitioner *vidé* order dated 10.09.2020, Mr. Raghav Awasthi, learned counsel has appeared on behalf of the petitioner company, which has filed the subject complaint under sections 190/200 of the Cr.P.C. against the respondents, one of whom is a sitting Member of Parliament in the Rajya Sabha. Mr. Awasthi submits that the complaint is at the pre-summoning stage and accordingly the respondents are not in the picture at this stage.

2. The present transfer petition came to be listed before this court on Office Note dated 24.08.2020, which was based upon order dated 16.03.2020 made by the learned District & Sessions Judge, Patiala House Courts, New Delhi, recording that since the subject complaint

has been filed *inter-alia* against a sitting Member of Parliament (MP), the complaint would have to be transferred to the designated Fast Track Court set-up to try cases against MPs and MLAs at the Rouse Avenue District Courts ('RADC'), New Delhi; and would accordingly require to be transferred from the court of the learned Metropolitan Magistrate at Patiala House Courts, New Delhi to that court. Since the transfer of the case from Patiala House, New Delhi to the RADC, New Delhi would be an inter-sessions division transfer, the matter was placed before this court as per the mandate of section 407 Cr. P.C.

3. In view of the above and considering that one of the respondents/proposed accused in the case is a sitting MP, let criminal complaint case being CT No. 9933/2019 (old CC No. 395/1/2019) be transferred from the court of the learned Metropolitan Magistrate, Patiala House Courts, New Delhi to the court of learned District & Sessions Judge, RADC, New Delhi, for assignment to the concerned Special Court set-up for dealing with criminal cases against sitting MPs forthwith.

4. Let the case records be transferred within 07 days.

5. The transfer petition is disposed of in the above terms.

6. Other pending applications, if any, also stand disposed of.

ANUP JAIRAM BHAMBHANI, J.

NOVEMBER 02, 2020

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