

IN THE SUPREME COURT OF INDIA
CRIMINAL ORIGINAL JURISDICTION

TRANSFER PETITION (CRIMINAL) NO. 643 OF 2022

LEMON FUTERMAL JAIN

Petitioner(s)

VERSUS

NEOGROWTH CREDIT PVT. LTD. & ORS.

Respondent(s)

WITH

TRANSFER PETITION (CRIMINAL) NO. 658 OF 2022

O R D E R

1. The petitioner has filed two petitions under Section 406 of the Code of Criminal Procedure, 1973 before this Court seeking transfer of cases detail of which are as under:

a) Complaint Case No. CS/31818/21 titled as "NeoGrowth Credit Pvt. Ltd. vs. M/s Tarun Polymers" pending before the Court of Metropolitan Magistrate, 7th Court, Calcutta to District Court Complex, District Thane, Maharashtra.

b) Complaint Case No. CS/62987/19 titled as "Magma Fincorp Limited vs. M/s Tarun Polymers & Ors." pending before the Court of Metropolitan Magistrate, 8th Court, Calcutta to District Court Complex, District Thane, Maharashtra.

2. Despite due service of notice, no one has entered appearance on behalf of the respondent(s).

3. Having heard learned counsel for the petitioner and taking into consideration the grounds taken in the transfer petitions and more particularly the principles laid down in the case of *Golla Naraesh Kumar Yadav etc. vs. Kotak Mahindra Bank*, reported in 2025 INSC 1387, we allow the transfer petitions and direct the transfer of cases detail of which are as under:

a) Complaint Case No. CS/31818/21 titled as "Neo Growth Credit Pvt. Ltd. vs. M/s Tarun Polymers" pending before the Court of Metropolitan Magistrate, 7th Court, Calcutta to District Court Complex, District Thane, Maharashtra.

b) Complaint Case No. CS/62987/19 titled as "Magma Fincorp Limited vs. M/s Tarun Polymers & Ors." pending before the Court of Metropolitan Magistrate, 8th Court, Calcutta to District Court Complex, District Thane, Maharashtra.

4. Let the record of the case be transferred without delay.

5. A copy of this order be sent to the concerned court for compliance.

6. Pending application(s), if any, shall stand disposed of.

.....J.
[PAMIDIGHANTAM SRI NARASIMHA]

.....J.
[ALOK ARADHE]

NEW DELHI;
JULY 20, 2026

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Transfer Petition(s)(Criminal) No(s). 643/2022

LEMON FUTERMAL JAIN

Petitioner(s)

VERSUS

NEOGROWTH CREDIT PVT. LTD. & ORS.

Respondent(s)

IA No. 147460/2022 - EXEMPTION FROM FILING AFFIDAVIT

IA No. 147458/2022 - STAY APPLICATION

WITH

T.P.(CrI.) No. 658/2022 (II-B)

IA No. 151873/2022 - EXEMPTION FROM FILING AFFIDAVIT

IA No. 151872/2022 - STAY APPLICATION

Date : 20-07-2026 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA
HON'BLE MR. JUSTICE ALOK ARADHE

For Petitioner(s) :Mr. Vishal Tiwari, Adv.
Mr. Abhigya Kushwah, AOR
Mrs. Sunita Singh, Adv.
Mr. Pradeep Kumar Dubey, Adv.
Mr. Siddharth Rajkumar Murarka, Adv.
Mr. Rohan Rohatgi, Adv.
Mrs. Shubhangini Rohatgi, Adv.
Ms. Anamika Kushwaha, Adv.
Ms. Vandana Soni, Adv.
Mr. Navneet Tyagi, Adv.
Ms. Tripti Kashyap, Adv.
Mr. Vishal Kumar, Adv.

For Respondent(s) :

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

1. The Transfer Petitions are allowed in terms of Signed Order.
2. Pending application(s), if any, shall stand disposed of.

(KAPIL TANDON)
COURT MASTER (SH)

(NIDHI WASON)
ASSTT. REGISTRAR(NSH)

(Signed Order is placed on the file)

