

# VERDICTUM.IN

1

ITEM NO.1618 + 1619  
1621 + 1622

COURT NO.6

SECTION II-B

## 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).68/2024

VENAGRO & ORS.

Petitioner(s)

VERSUS

INCRED FINANCIAL SERVICES LTD  
(ERSTRWHILE KNOWN AS VISU LEASING  
FINANCE PRIVATE LIMITED)

Respondent(s)

(FOR ADMISSION and IA No.19156/2024-EX-PARTE STAY )

WITH

Transfer Petition(s)(Criminal) No(s).66/2024 (II) (Item No. 1619)

(FOR ADMISSION and IA No.17897/2024-EX-PARTE STAY and IA  
No.17898/2024-EXEMPTION FROM FILING O.T. )

Transfer Petition(s)(Criminal) No(s).65/2024 (II-B)  
(FOR ADMISSION and IA No.17852/2024-EX-PARTE STAY)

WITH

Transfer Petition(s)(Criminal) No(s). 70/2024 (II-B) (Item No.  
1621)  
FOR ADMISSION and IA No.19854/2024-EX-PARTE STAY )

WITH

T.P.(Crl.) No. 75/2024 (II-B)  
(FOR ADMISSION and IA No.20458/2024-EX-PARTE STAY)  
T.P.(Crl.) No. 69/2024 (II-B)  
(FOR ADMISSION and IA No.19823/2024-EX-PARTE STAY)

WITH

Transfer Petition(s)(Criminal) No(s).64/2024 (II-B)(Item No. 1622)  
( FOR ADMISSION and IA No.17786/2024-STAY APPLICATION )

Date : 29-01-2024 These petitions were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE PRASHANT KUMAR MISHRA

For Petitioner(s) Mr. Vishal Arun, Adv.  
Mr. Abhinav Krishna Uppaluri, Adv.  
Mr. Aman Shukla, Adv.  
Mr. M. Chandrakanth Reddy, Adv.

Mr. Lakkaraju Ashok Kumar, Adv.  
Ms. Ekta Swarup, Adv.  
Mr. Sandeep Singh, AOR

Mr. Tadimalla Bhaskar Gowtham, Adv.  
Mr. P. S. P. Suresh, Adv.  
Mr. Vishal Arun, Adv.  
Mr. Abhinav Krishna Uppaluri, Adv.  
Mr. Aman Shukla, Adv.  
Mr. M. Chandrakanth Reddy, Adv.  
Mr. Lakkaraju Ashok Kumar, Adv.  
Ms. Ekta Swarup, Adv.  
Mr. Sandeep Singh, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following

O R D E R

The learned counsel for the petitioners submits that the subject loan agreement consequent upon which the cheque was issued by the petitioners, was executed at Hyderabad and the respondents have their offices at Hyderabad. The entire cause of action for filing the present complaints under Section 138 of the *Negotiable Instruments Act 1881* has accrued at Hyderabad yet the complaint has been submitted before the Court at Calcutta, Jaipur and Gurugram only to harass the petitioners.

Issue notice. Tag with Transfer Petition(Crl.) No.26/2024

In the meantime, there shall be stay of further proceedings in:-

1. CS No.29612 of 2022 titled as "Incred Financial Services Ltd. Vs. Venagro & Ors.", pending before before the Court of 11<sup>th</sup> Metropolitan Magistrate, Calcutta.
2. Complaint No.8660 of 2022 titled as "Shriram City Union Finance Limited vs. Venagro Nutrifoods Private Limited &

Another", pending before the Court of Special Metropolitan Magistrate, N.I. Act No.9, Jaipur, Rajasthan.

3. C.S. No. 18673 of 2022 titled as" Poonawalla Fincorp Limited (formerly known as Magma Fincorp Limited) vs. Venagro Nutrifoods Private Limited & Ors.", pending before the Court of 3<sup>rd</sup> Metropolitan Magistrate at Calcutta.

4. C.S. No.108859 of 2022 titled as "Ugro Capital Limited vs. Venagro Nutrifoods Private Limited & Ors.", pending before the 10<sup>th</sup> Metropolitan Magistrate at Calcutta.

5. C.S. No. 54120 of 2023 titled as "Aditya Birla Finance Limited vs. Venagro & Ors.", pending before the 12<sup>th</sup> Metropolitan Magistrate at Calcutta.

6. NACT No.32208 of 2022, titled as "M/s Indiabulls Housing Finance Limited vs. Venu Akula", pending before the Court of Judicial Magistrate First Class at Gurugram, Haryana.

7. C.S. No.107813 of 2021 titled as "Poonawalla Fincorp Limited vs. Venagro Nutrifoods Private Limited & Ors.", pending before the Court of 8<sup>rd</sup> Metropolitan Magistrate at Calcutta.

(DEEPAK JOSHI)  
COURT MASTER (SH)

(POOJA SHARMA)  
COURT MASTER (NSH)