



IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

231

CRA-AS-77-2015 (O&M)

Date of decision: 28.10.2025

M/S AJAY STEEL ROLLING MILLS

...Applicant

VERSUS

M/S RAVI MILL STORE AND ANOTHER

...Respondents

**CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ**

Present :- Mr. Utkarsh Khatana, Advocate for the applicant.

Mr. Tarunveer Vashist, Advocate for respondents No.1 and 2.

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**VINOD S. BHARDWAJ, J. (Oral)**

The present application has been preferred under Section 378(4) of the Code of Criminal Procedure, 1973 (hereinafter 'CR.P.C.') seeking grant of leave to appeal against the judgment of acquittal dated 08.09.2009 passed by the learned Sub Divisional Judicial Magistrate, Amloh in a case stemming from criminal complaint No. 156-RT dated 20.09.2003/20.09.2005 filed under Section 138 of the Negotiable Instruments Act, 1881 read with Section 420 of the IPC.

2. The complaint (supra) was filed on the ground of dishonour of cheque of Rs.2,40,700/-. After assessing all the material available on the record, the learned trial Court acquitted the respondent(s) vide judgment dated 08.09.2009.

3. Learned counsel appearing on behalf of the applicant submits that in view of the judgment passed by the Hon'ble Supreme Court in *M/s.*

***Celestium Financial vs. A. Gnanasekaran Etc., 2025(3) RCR (Criminal)***

**208**, the applicant would have a remedy before the Court of Sessions.

4. In view of the judgment rendered by the Apex Court in ***Celestium Financial (supra)***, the present application seeking leave to appeal is **remanded** to the learned Sessions Judge, Fatehgarh Sahib with a direction to treat the same as an appeal filed under Section 372 of the Cr.P.C. (now Section 413 of BNSS) and entrust the same to appropriate Court for its disposal on merits.

5. The Registry is directed to send the complete paper-book and the record of the case to the learned Sessions Judge, Fatehgarh Sahib forthwith.

6. Disposed of accordingly. Pending miscellaneous applications, if any, also stand disposed of.

**OCTOBER 28, 2025**

*Vishal Sharma*

**(VINOD S. BHARDWAJ)  
JUDGE**

|                           |   |        |
|---------------------------|---|--------|
| Whether speaking/reasoned | : | Yes/No |
| Whether reportable        | : | Yes/No |