



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

235

CRM-A-344-2020 (O&M)

Date of decision: 18.11.2025

Parveen Kumar

...Applicant(s)

VERSUS

M/s Vikrant Dairy Research and Breeding Farm & Ors.

...Respondent(s)

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

Present :- Ms. Kritika Gupta, Advocate for
Mr. Shrey Goel, Advocate for the applicant(s).

VINOD S. BHARDWAJ, J. (Oral)

CRM-6036-2020

Prayer in the application is for condonation of delay of 30 days
in filing the accompanying appeal.

For the reasons mentioned in the application, the same is
allowed and delay of 30 days in filing the accompanying appeal is condoned.

Main case:

The present application has been preferred seeking grant of
leave to appeal against the judgment of acquittal dated 16.10.2019 passed by
the learned Judicial Magistrate 1st Class, Karnal, in a case stemming from
complaint dated 13.06.2017 filed under Sections 138 and 142 of Negotiable
Instruments Act, 1881.

2. Learned counsel for the applicant(s) fairly submits that in view
of the judgment of the Hon'ble Supreme Court passed 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.

3. The complaint (supra) was filed on the ground of dishonour of cheque of Rs.1,00,000/-. After assessing all the material available on the record, the learned trial Court acquitted the respondent(s) vide judgment dated 16.10.2019.

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, Karnal with a direction to treat the same as an appeal filed under Section 372 of the Cr.P.C. (Section 413 of the Bharatiya Nagarik Suraksha Sanhita, 2023) 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, Karnal forthwith.

6. Disposed of accordingly.

7. Pending miscellaneous applications, if any, also stand disposed of.

(VINOD S. BHARDWAJ)
JUDGE

18.11.2025
Mangal Singh

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