



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

225

CRA-AS-11-2017 (O&M)

Date of decision: 08.12.2025

Kurukshetra Central Cooperative Bank

... Appellant(s)

VERSUS

Balbir Singh

...Respondent(s)

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

Present :- Mr. Ivneet Singh Pabla, Advocate for the appellant(s).

VINOD S. BHARDWAJ, J. (Oral)

The present appeal has been preferred against the judgment of acquittal dated 10.12.2013 passed by the learned Judicial Magistrate 1st Class, Kurukshetra in a case stemming from complaint dated 11.06.2012/05.02.2013 filed under Section 138/142 of Negotiable Instruments Act, 1881.

2. The complaint (supra) was filed on the ground of dishonour of cheque of Rs.50,516/-. After assessing all the material available on the record, the learned trial Court acquitted the respondent(s) vide judgment dated 10.12.2013.

3. Learned counsel for the appellant (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 appellant 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 appeal is **remanded** to the learned Sessions Judge, Kurukshetra 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, Kurukshetra forthwith.

6. Disposed of accordingly.

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

(VINOD S. BHARDWAJ)
JUDGE

08.12.2025

Mangal Singh

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