



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

221

CRA-S-366-SB-2014 (O&M)

Date of decision: 22.09.2025

Punjab State Industrial Development Corporation Ltd. ...Appellant(s)

VERSUS

M/s Sumer International Ltd. and another ...Respondent(s)

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

Present :- Ms. Tanvi Aggarwal, Advocate for
Mr. Vikas Mohan Gupta, Advocate for the appellant(s).

VINOD S. BHARDWAJ, J. (Oral)

The present appeal has been preferred against the judgment of acquittal dated 22.09.2009 passed by the Judicial Magistrate 1st Class, Chandigarh, in a case stemming from criminal complaint bearing No.0057 of 01.03.2002 filed under Section 138 of Negotiable Instruments Act, 1881.

2. The complaint (*supra*) was filed on the ground of dishonour of cheque of Rs.3,58,333/-. After assessing all the material available on the record, the learned trial Court acquitted the respondent(s) vide judgment dated 22.09.2009.

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 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 appeal is **remanded** to the learned



221

CRA-S-366-SB-2014 (O&M)

Sessions Judge, Chandigarh with a direction to treat the same as an appeal filed under Section 372 of the Cr.P.C. 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, Chandigarh forthwith.

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

(VINOD S. BHARDWAJ)
JUDGE

25.08.2025*Mangal Singh*

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No