

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

229

2025.PHHC.175559



CRM-A-1007-MA-2017 (O&M)
Date of decision: 17.12.2025

Shiv Narain Bhado

...Applicant(s)

VERSUS

State of Punjab and others

...Respondent(s)

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

Present :- None

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 22.12.2016 passed by the Judicial Magistrate First Class, Abohar, in a case stemming from Crl. Case/RBT No.295-1 dated 26.08.2013 filed under Sections 324, 325, 356 and 34 of the Indian Penal Code, 1860.

2. 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.

3. 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, Abohar, with a direction to treat the same as an appeal filed under Section 372 of the Cr.P.C. (now Section 413 of the Bharatiya Nagarik Suraksha Sanhita, 2023) and entrust the same to appropriate Court for its disposal on merits.

- 4. The Registry is directed to send the complete paper-book and the record of the case to the learned Sessions Judge, Abohar, forthwith.
- 5. Disposed of accordingly.
- 6. Pending miscellaneous applications, if any, also stand disposed of.

December 17, 2025.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No