



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

229

CRM-A-1876-MA-2016 (O&M)

Date of decision: 18.11.2025

SATPAL

...Applicant

VERSUS

JASVIR SINGH

...Respondent

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

Present :- Mr. Sapan Dhir, Advocate for the applicant.

VINOD S. BHARDWAJ, J. (Oral)

CRM-6570-2018

The present application has been filed for impleading the legal heir of deceased appellant-Satpal.

Application is allowed as prayed for and legal heir as mentioned in para No.3 of the application i.e. Ms. Darshana wife of late Sh. Satpal, Proprietor M/s Shankar Dass Satpal, District Sri Muktsar Sahib is impleaded as party.

Amended memo of parties is taken on record.

CRM-A-1876-MA-2016

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 31.08.2016 passed by the learned Judicial Magistrate, 1st Class Gidderbaha in a case stemming from criminal complaint No. CIS No. NACT/27/2014 filed under Section 138 of the Negotiable Instruments Act, 1881.

2. The complaint (supra) was filed on the ground of dishonour of cheque of Rs.7,50,000/- After assessing all the material available on the record, the learned trial Court acquitted the respondent(s) vide judgment dated 31.08.2016.

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, Sri Muktsar 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, Sri Muktsar Sahib forthwith.

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

(VINOD S. BHARDWAJ)
JUDGE

NOVEMBER 18, 2025
Vishal Sharma

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