



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-A-241-MA-2017 (O&M)
Date of decision: 17.11.2025**

Punjab Urban Planning and Development Authority

.....Applicant

Versus

Balbir Singh and others

.....Respondent

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

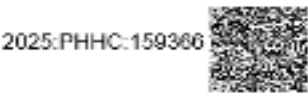
Present: Mr. Ashish Grover, Advocate for the applicant-appellant.

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 22.09.2016 passed by learned Judicial Magistrate 1st Class, Batala in a case stemming from complaint bearing No.RBT-41 dated 21.08.2013, CIS No.CHA-120/2016 filed under Section 36 read with Sections 3,5,8,9,14(2), 15,18 and 21 of Punjab Apartment and Property Regulation Act, 1995.

2. Learned counsel appearing on behalf of the applicant-appellant 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.

3. In view of the judgment rendered by the Apex court in **Celestium Financial (supra)**, the present applicant seeking leave to appeal is remanded to



the learned Sessions Judge, Gurdaspur 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.

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

17.11.2025
Harish Kumar

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned	Yes/No
<i>Whether Reportable</i>	<i>Yes/No</i>