



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

299

CRM-A-826-MA-2018 (O&M)

Date of decision: 13.11.2025

Shri Krishan

...Applicant (s)

VERSUS

Ram Kumar

...Respondent(s)

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

Present :- Mr. Mukesh Yadav, Advocate for the applicant(s).

VINOD S. BHARDWAJ, J. (Oral)

The present application has been preferred seeking grant of leave to appeal against the judgment of acquittal dated 05.02.2018 passed by the learned Sub Divisional Judicial Magistrate, Kanina, in a case stemming from complaint dated 15.11.2013/16.08.2016 filed under Sections 193, 196, 199, 417, 418, 420, 467, 468 and 471 of the Indian Penal Code, 1860.

2. 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.

3. After assessing all the material available on the record, the learned trial Court acquitted the respondent(s) vide judgment dated 05.02.2018.

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, Mahendergarh at Narnaul 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, Mahendergarh at Narnaul forthwith.

6. Disposed of accordingly.

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

(VINOD S. BHARDWAJ)
JUDGE

13.11.2025
Mangal Singh

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