



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

**CRM-A-546-2025 (O&M)
Date of decision: 17.11.2025**

Umed Singh

.....Applicant

Versus

Mahinder Singh

.....Respondent

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

Present: Mr. Sagar Dangi, Advocate and
Mr. J.P. Jangu, Advocate for the applicant.

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 14.02.2025 passed by learned Judicial Magistrate 1st Class, Panchkula in a case stemming from complaint bearing No. CIS/NACT/1155/2019 filed under Section 138 of the Negotiable Instruments Act, 1881 (hereinafter 'NI Act').

2. The complaint (supra) was filed on the ground of dishonour of cheque of Rs.5,00,000/-. After assessing all the material available on the record, the learned trial Court acquitted the respondent(s) vide judgment dated 14.02.2025.

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 applicant seeking leave to appeal is remanded to the learned Sessions Judge, Panchkula with a direction to treat the same as an appeal filed under Section 413 of the 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, Panchkula forthwith.

6. 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
Whether Reportable	Yes/No