



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

243-2

CRA-AS-201-2019 (O&M)
Date of decision: 28.10.2025

RITESH SINGLA

...Applicant

VERSUS

MANDEEP SINGH

...Respondent

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

Present :- Mr. Raj Kumar Bhatia, Advocate for the applicant.
(Through Video Conferencing).

VINOD S. BHARDWAJ, J. (Oral)

The present appeal has been filed against the judgment of acquittal dated 06.02.2019 passed by the learned Judicial Magistrate, 1st Class Dhuri in a case stemming from criminal complaint CIS No.344/2016 filed under Section 138 of the Negotiable Instruments Act, 1881.

2. The complaint (supra) was filed on the ground of dishonour of cheque bearing No. 306403 dated 28.07.2016 for a sum of Rs. 2,00,000/- and another cheque bearing No. 306402 dated 28.07.2016 for a sum of Rs. 2,00,000/-. After assessing all the material available on the record, the learned trial Court acquitted the respondent(s) vide judgment dated 06.02.2019.

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, Sangrur 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, Sangrur forthwith.

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

OCTOBER 28, 2025

Vishal Sharma

**(VINOD S. BHARDWAJ)
JUDGE**

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