



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

232

CRM-A-592-2022 (O&M)
Date of decision: 10.11.2025

Inder Kaur

...Applicant (s)

VERSUS

Mahinder Singh

...Respondent(s)

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

Present :- Ms. Rakhi Sharma, Advocate for the applicant(s)
(Legal Aid Counsel).

VINOD S. BHARDWAJ, J. (Oral)

The present application has been preferred seeking grant of leave to appeal against the judgment of acquittal dated 13.06.2022 passed by the learned Judicial Magistrate 1st Class, Abohar, in a case stemming from complaint dated 01.08.2016 filed under Section 429 of the Indian Penal Code, 1860 at Police Station Sadar, Abohar.

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 13.06.2022.

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, Fazilka 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, Fazilka forthwith.
- 6. Disposed of accordingly.
- 7. Pending miscellaneous applications, if any, also stand disposed of.

10.11.2025

Mangal Singh

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

(VINOD S. BHARDWAJ)
JUDGE