



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

253

CRM-A-367-2024 (O&M)

Date of decision: 14.01.2026

UNION OF INDIA

...Applicant

VERSUS

INDERJIT KUMAR

...Respondents

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

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

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 14.02.2023 passed by the learned Chief Judicial Magistrate, Patiala in a case stemming from criminal complaint No. CHA/209/2018 filed under Section 160(2) & 153 of the Railways Act.

2. After assessing all the material available on the record, the learned trial Court acquitted the respondent(s) vide judgment dated 14.02.2023.

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, Patiala 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, Patiala forthwith.

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

JANUARY 14, 2026
Vishal Sharma

(VINOD S. BHARDWAJ)
JUDGE

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