

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

260

2026.PHHC:005813



CRR-82-2009 (O&M).
Date of decision: 16.01.2026.

Mani Ram

... Petitioner(s)

VERSUS

Sudhir Kumar

...Respondent(s)

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

Present :- Ms. Sejal, Advocate, (Legal-aid-counsel)
for the applicant-petitioner.

VINOD S. BHARDWAJ, J. (Oral)

The present petition has been preferred against the judgment of acquittal dated 28.08.2007 passed by the Sub Divisional Judicial Magistrate, Dabwali, stemming out from criminal Case bearing No.297-1 of 2003, instituted on 04.09.2003, arising out of FIR No.223 dated 12.10.2002, under Section(s) 223 and 224 of the Indian Penal Code, 1860 registered at Police Station City, Dabwali.

2 No one has entered appearance on behalf of the petitioner, hence, it is deemed expedient to nominate a Legal Aid Counsel. Accordingly, Ms. Sejal, Advocate, (PH-8952-2025, Mobile No.7888369202) who is present in the Court, is appointed as the Legal Aid Counsel to represent the case on behalf

of petitioner to arrive at a decision. She has gone through the case file and submits that the present petition has been filed against the judgment of acquittal dated 28.08.2007 passed by the Sub Divisional Judicial Magistrate, Dabwali, stemming out from criminal Case bearing No.297-1 of 2003, instituted on 04.09.2003, arising out of FIR No.223 dated 12.10.2002, under Section(s) 223 and 224 of the Indian Penal Code, 1860 registered at Police Station City, Dabwali. She fairly 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 petitioner would have a remedy before the Court of Sessions.

3 In view of the judgment rendered by the Apex Court in *Celestium Financial (supra)*, the present petition is **remanded** to the Sessions Judge, Sirsa, with a direction to treat the same as an appeal filed under Section 372 of the Cr.P.C. (now Section 413 of the Bharatiya Nagarik Suraksha Sanhita, 2023) and entrust the same to appropriate Court for its disposal on merits.

4 The Registry is directed to send the complete paper-book and the record of the case to the Sessions Judge, Sirsa, forthwith.

5 Disposed of accordingly.

6 A copy of this order be sent to the High Court Legal Service Committee for information and necessary action.

January 16, 2026.
raj arora

(VINOD S. BHARDWAJ)
JUDGE

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