



IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

287-1

CRM-A-820-MA-2018 (O&M)  
Date of decision: 18.09.2025

Munish Gupta

...Applicant

VERSUS

Surjit Singh and another

...Respondents

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

Present :- None.

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**VINOD S. BHARDWAJ, J. (Oral)**

The present application has been preferred under Section 378(4) of the Code of Criminal Procedure, 1973 (hereinafter 'BNS') seeking grant of leave to appeal against the judgment of acquittal dated 29.01.2018 passed by the learned Judicial Magistrate First Class, Jalandhar, in a case stemming from complaint dated 25.09.2013 filed under Section 138 of the Negotiable Instruments Act, 1881.

2. It is averred that the complaint (*supra*) was filed on the ground of dishonour of cheque of Rs.1,00,000/-. After assessing all the material available on the record, the learned trial Court acquitted the respondent(s) vide judgment dated 29.01.2018.

3. 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, Jalandhar with a direction to treat the same as an appeal filed under Section 372 of the Cr.P.C. and entrust the same to appropriate Court for its disposal on merits.



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

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

**(VINOD S. BHARDWAJ)**  
**JUDGE**

**18.09.2025**

*Sumit Gusain*

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