



IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

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CRM-A-1358-2023 (O&M)  
Date of decision: 22.09.2025

M/s Arjan Sales Corporation ...Applicant

VERSUS

M/s Sonu Shoes, Faridkot and another ...Respondents

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

Present :- Ms. Manju Goyal, Advocate and  
Mr. Pankaj Goyal, Advocate, for the applicant.

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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 'CR.P.C.') seeking grant of leave to appeal against the order dated 17.02.2023 passed by the learned Judicial Magistrate First Class, Chandigarh in a case stemming from criminal complaint No.16910 of 2019 filed under Section 138 of the Negotiable Instruments Act, 1881.

2. After assessing all the material available on the record, the learned trial Court acquitted the respondent(s) vide order dated 17.02.2023.

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



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is **remanded** to the learned Sessions Judge, Chandigarh 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.

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

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

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

**22.09.2025**

*Sumit Gusain*

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