



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRA-AS-140-2022

Date of decision: 18.09.2025

SUKHBIR SINGH

...Applicant

VERSUS

KAPIL JAWA

...Respondents

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

Present :- None.

VINOD S. BHARDWAJ, J. (Oral)

The present appeal has been filed against the judgment of acquittal dated 11.02.2020/12.02.2020 passed by the learned Judicial Magistrate, 1st Class, Sonapat in a case stemming from criminal complaint dated 30.11.2015 filed under Section 138 of the Negotiable Instruments Act, 1881.

2. The complaint (supra) was filed on the ground of dishonour of cheque of Rs.7,00,000/- After assessing all the material available on the record, the learned trial Court acquitted the respondent(s) vide judgment dated 11.02.2020/12.02.2020.

3. It is revealed 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 appeal is **remanded** to the learned

Sessions Judge, Sonapat to 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, Sonapat forthwith.

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

18.09.2025

Vishal Sharma

**(VINOD S. BHARDWAJ)
JUDGE**

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