

**CRM-A-1066-2023****IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH**

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**CRM-A-1066-2023 (O&M)  
Date of Decision: 19.08.2025****THE DISTRICT PRIMARY CO-OPERATIVE AGRICULTURE &  
RURAL DEVELOPMENT BANK LIMITED****.....APPELLANT****VERSUS****RAM SINGH****.....RESPONDENT****CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL**

Present: Mr.Sanjeev Kaushik, Advocate and  
Ms.Manpreet Kaur, Advocate,  
for the applicant/appellant.

**SANDEEP MOUDGIL, J (ORAL)****CRM-32586-2023**

This is an application under Section 5 of Limitation Act for  
condonation of delay of 07 days in filing the accompanied appeal.

For the reasons mentioned in the application, the same is  
allowed.

Delay of 07 days in filing the present appeal, is hereby  
condoned.

**CRM-A-1066-2023 (O&M)**

1. 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 the judgment of acquittal dated 03.01.2023 passed  
by the learned SDJM, Kosli, Rewari, in a case filed under Section 138 of the  
Negotiable Instruments Act, 1881 (hereinafter 'NI Act').

2. The Hon'ble Supreme Court in *M/s Celestium Financial vs. A.*



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*Gnanasekaran Etc., 2025(3) RCR (Criminal) 208*, after considerable discussion and comparative interpretation of Sections 372 and 378(4) of Cr.P.C., concluded that the victim has a right to file an appeal under Section 372 of Cr.P.C. before the Court of Sessions.

3. Therefore, in view of the judgment rendered by the Apex Court in *Celestium Financial (supra)*, the present application seeking leave to appeal is remanded back to the learned Sessions Judge, Rewari with a direction to treat the same as filed under Section 372 of the Cr.P.C. and entrust it to appropriate Court for its disposal.

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

5. Disposed of accordingly.

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

**(SANDEEP MOUDGIL)**  
**JUDGE**

**19.08.2025**  
*Vivek*

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