HC-KAR

NC: 2026:KHC:55572
CRL.A No. 1456 of 2016

CNR: KAHC010372812016

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 6TH DAY OF OCTOBER, 2026

BEFORE

THE HON'BLE MR. JUSTICE G BASAVARAJA

CRIMINAL APPEAL NO. 1456 OF 2016 (A-)

BETWEEN:

SRI. K. JAYARAM,
S/O KALAIAH,
AGED ABOUT 48 YEARS,
R/AT NO.182/1,
GAYATHRI TEMPLE ROAD,
YESHWANTHPUR,
BENGALURU - 560 022.

...APPELLANT

(BY SRI. M.R. BALAKRISHNA, ADVOCATE)

AND:

Digitally signed by REKHA R
Location: High Court of Karnataka

SRI. SYED LUQMAN,
S/O REHMATHULLA,
AGED ABOUT 44 YEARS,
SDA, RECORD ROOM 3,
HIGH COURT CELLAR,
HIGH COURT OF KARNATAKA,
BENGALURU - 560 001.

...RESPONDENT

(BY SRI. NAVEED AHMED, ADVOCATE)

THIS CRL.A. IS FILED UNDER SECTION 378(4) CR.P.C BY THE ADV. FOR THE APPELLANT PRAYING THAT THIS HON'BLE COURT MAY BE PLEASED TO SET ASIDE THE JUDGMENT AND

ORDER DATED:30.07.2016 PASSED BY THE XV A.C.M.M., BANGALORE CITY IN C.C.NO.22809/2014 - ACQUITTING THE RESPONDENT/ACCUSEDF OR THE OFFENCE P/U/S 138 OF N.I.ACT AND ETC.,

THIS APPEAL, COMING ON FOR ORDERS, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE G BASAVARAJA

ORAL JUDGMENT

Learned counsel for the appellant has filed a memo. Same reads as under:

"***MEMO***

The Undersigned counsel submits that the above case is arising out of order of acquittal passed by the Hon'ble trial Magistrate for the offence punishable u/s 138 of N.I Act, in view of the Apex Court judgment, the above case may be transferrred to the Hon'ble Sessions Court at Bangalore in the interest of justice and equity."

Memo is taken on record.

Keeping in mind the judgment of the Hon'ble Supreme Court in the case of CELESTIUM FINANCIAL v. A GNANASEKARAN ETC. reported in 2025 SCC ONLINE SC 1320, this appeal stands ***disposed of*** transferring the case to concerned District Court for disposal.

The Registry is directed to send copy of this judgment along with Trial Court Records to the concerned Court.

The concerned Principal District and Sessions Judge, is directed to issue notice to both parties and fix the date to appear before the Court, and thereafter to dispose of the case in accordance with law.

Sd/-
(G BASAVARAJA)
JUDGE

RR
List No.: 1 Sl No.: 3