



**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Writ Petition No. 15124/2024

Dashrath Singh S/o Shri Aidan Singh, Aged About 26 Years, R/o
Bhojlai Road, Ward No. 40, Sujangarh, Dist. - Churu, Rajasthan.

-----Petitioner

Versus

1. Union Of India, Through Its Secretary Ministry Of Home Affairs Having Its Office At North Block, Cabinet Secretariat, New Delhi.
2. Reserve Bank Of India, Through Its Regional Director Having Its Office At Rambagh Circle, Tonk Road, Jaipur.
3. Director General Of Police, Rajasthan Having It Office At Police Head Quarter, Lal Kothi, Jaipur.
4. Hdfc Bank Ltd., Through Its Branch Manager, Vishwakarma Market Branch, Station Road, Sujangarh.

-----Respondents

For Petitioner(s) : Mr. Himanshu Ranjan Singh
For Respondent(s) : Mr. Arpit Mehta, for respondent No.4

HON'BLE MR. JUSTICE VINIT KUMAR MATHUR

Order

22/01/2025

1. Heard learned counsel for the parties.
2. The present writ petition has been filed with the prayers as indicated in the writ petition.
3. Learned counsel for the petitioner submits that the petitioner has never misused his bank accounts for the purpose of illegal transactions and has not committed any cyber crime. Learned counsel for the petitioner submits that the petitioner is ready and willing to co-operate with the Investigating Agencies and will appear before the Bank Authorities and the Investigating Agencies



as and when called upon. He, therefore, prays that the disputed amount which has been received in petitioner's account may be freezed but, the amount other than the disputed amount may be allowed to be withdrawn. He further prays that the petitioner may be allowed to operate his bank accounts for the transaction of money.

4. Per contra learned counsel for the respondent-Bank submits that the bank account of the petitioner has been freezed in pursuance of FIR No.192/2021 registered in New Friends Colony Police Station, South East (Delhi) on 07.06.2021. Learned counsel for the respondent-Bank also submits that till the matter is pending investigation, the bank account of the petitioner may not be closed and he may be directed not to discontinue the bank account until the investigation is completed.

5. Learned counsel for the petitioner is agreeable with the submissions made by counsel for the respondent-Bank.

6. In view of the submission made before this Court, the writ petition is disposed of with a direction to the respondent-Bank to de-freeze the bank account No.50100238386101 & 50200051362905 of HDFC Bank Ltd. of the petitioner and he may be allowed to operate the transaction in his bank accounts, freezing only the amount of Rs.100000/- in 50200051362905 which is allegedly involved in a fraudulent transaction.

7. It is made clear that the petitioner will co-operate with the Bank Authorities and the Investigating Agencies and will appear before them as and when required. It is also ordered that the petitioner shall not close or discontinue his bank accounts till the Investigating Agencies and Bank Authorities permit the petitioner



to do so. It is further ordered that after the investigation if the petitioner is found involved in any illegal transaction, he shall be liable to pay the amount involved in the illegal transaction and will face the enquiry/investigation as per the law. It is further ordered that the respondent-Bank will be free to transfer the disputed amount from the account No.50200051362905 of the petitioner to the account from which it has been transferred in his account.

8. Stay petition and other pending applications, if any, shall stand disposed of accordingly.

(VINIT KUMAR MATHUR),J

452-SanjayS/-