



Order below Exh.1 in Cr. M. A. No.510/2025

1. This is an application under Section 503 of B.N.S.S., 2023 for return of amount which is put on hold by the Police.
2. The Applicant stated that, he was defrauded to Rs.1,45,039/- by the cyber criminals. He has filed complaint at Cyber Portal under acknowledgment No.31909240133447 and amount of Rs.59,407.28/- has been put on hold.
3. Read application and affidavit filed by the Applicant.
4. By filing say PSO, Khandeshwar Police Station, Navi Mumbai stated that, pursuant to online cyber complaint amount of Rs.59,407.28/- is put on hold in different bank account/s and he has no objection for return of the same.
5. The learned APP objected the application stating that, FIR is not registered in this case.
6. Having gone through the submissions, it is seen that the Applicant was defrauded for Rs.1,45,039/-. He has lodged report on NCR portal. The amount of Rs.59,407.28/- has been put on hold in different bank account/s more particularly stated in say of I.O. The Applicant has filed copy of online complaint, bank statement and Aadhar Card. The Application is supported by affidavit. It is seen that, Applicant is rightful claimant of Rs.59,407.28/- put on hold in a bank account/s and prima-facie entitled for its return.

7. Considering the nature of property in question and utility because of kept unused for long time cannot be ruled out. By imposing necessary conditions Rs.59,407.28/- put on hold in different bank account/s can be given to Applicant on interim custody. Hence, following order is passed.

ORDER

1. Application is allowed.
2. The amount of Rs.59,407.28/- put on hold in different bank account/s more particularly stated in say of I.O. be given to Applicant on executing indemnity Bond for the same amount before P.S.O.
3. P.S.O., Khandeshwar Police Station, Navi Mumbai is directed to get de-freeze the bank account/s and transfer amount to Bank Account No. 122218210000028 Bank of India, Rewas Gaon Alibag of the Applicant.
4. Supurtnama before police.
5. Issue letter accordingly.

Date:23.07.2025

(M. D. Saindane)
Judicial Magistrate, F. C. Panvel