

MHPU090039062026

Cri. M.A No.658/2026**Mohammad Naushad Khan****Vs****State of Maharashtra****ORDER PASSED BELOW EXH.01**

The applicant namely **Mohammad Naushad Khan** has moved an application under Section 503 of B.N.S.S. for interim custody of amount which is put on hold of Rs.53,520/- in the concerned bank account by the Investigating Officer.

(Acknowledgment 31903260055261).

2. Perused the application and say. Heard both sides.
3. I have heard both sides. They both argued in the light of their submissions in application and say, respectively. On perusal of record it is seen that, the applicant has field documents on record showing transfer of total amount of Rs.1,10,000/- from his/her concerned bank to the accused bank. Those are his/her bank statements certified by the bank. From said document it is seen that, the amount of Rs.1,10,000/- was transferred. Thereafter, initially the amount of Rs.53,520/- has been put on hold in the present crime. The applicant prayed for the amount of Rs.53,520/-. Hence, the applicant is entitle for the amount of Rs.53,520/- which is put on hold by I.O. as prayed.
4. The IO and Ld. APP have filed say on record in that regard. On perusal of say of IO it appears that, the amount of Rs.53,520/- kept on hold by concerned bank. The applicant through this application claimed the amount of Rs.53,520/-. Hence, he/she is entitled for the amount of Rs.53,520/- as prayed.

5. The person having account was send with notice to filed reply in the present matter and documents are filed on record. However, said account holder did not filed say. The IO submitted that he has no objection to grant interim custody of said hold amount to the applicant and necessary order be passed in the interest of justice. Further, from the Cyber complaint registered at **Cyber Cell, Nigadi Police Station, Pune**. It appears that it is filed by the present applicant for the alleged fraud prayed by aforesaid person regarding the said amount of Rs.53,520/-. So, this Court has jurisdiction to decide the application under Sec.503 r/w Sec.106 of B.N.S.S.

6. The Ld. APP has strong objections to handover interim custody of the amount of Rs.53,520/- which is put on hold in said concerned bank. The documents filed on record such as bank statements, say of IO, the amount put on hold prima facie shows that, the amount of Rs.53,520/-is of the applicant i.e. **Mohammad Naushad Khan** which is put on hold in concerned bank as prayed in application.

7. No one has claim the said amount other than the applicant. The applicant is entitled to claim the said amount. No purpose will be suffice if the said amount lying with the bank. Hence, the applicant is entitled for its interim custody subject to certain condition and order as follows :

ORDER

1. The application is allowed.
2. The I.O. is directed to communicate this order to the concerned bank as per their say for the purpose of removing put on hold

of the said amount of Rs.53,520/- (Rupees Fifty Three Thousand Five Hundred Twenty Only) and transferred it in the informants bank account by the investigating officer.

(Acknowledgment 31903260055261).

3. Account details of the informant is as under :-

SR No.	Bank Name	Bank Account/Credit Card Number.
i	Axis Bank IFSC Code - UTIB0000591	919010058575459

4. The seized amount/hold amount of Rs.53,520/- **Cyber Cell, Nigadi Police Station, Pune** be handed over by way of interim custody to applicant namely **Mohammad Naushad Khan** on executing indemnity bond of Rs.55,000/- (Rupees Fifty Five Thousand Only) by the applicant on the condition that he/she shall produce it before the Court as an when directed by the Court.

5. The details of hold account is as under :-

Bank Name	Bank Account/Wallet ID	Hold amount
State Bank of India	00000044873733050	Rs.53,520/-

6. The I.O. is directed to prepare detailed panchnama before handing over said seized amount/hold amount to the applicant i.e. **Mohammad Naushad Khan** & report the compliance to this Court.

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sd/-

Pimpri, Pune
Date – 28/07/2026

(**Smt. P. D. Patil**)
Judicial Magistrate First Class,
Pimpri, Pune.

CERTIFICATE

I affirm that the contents of this P.D.F. file Order are the same, word to word, as per the original Order.

Name of the Stenographer :- Smt. S.N.Sargade [Steno III]

Name of the Court :- Smt. P. D. Patil
 10th J.M.F.C., Pimpri Pune.

Date :- 28/07/2026

Order signed by :- 28/07/2026

the Presiding Officer on

Order uploaded on :- 28/07/2026