IN THE COURT OF CHIEF JUDICIAL MAGISTRATE, GANDERBAL.

File No. 5648/2026
CNR No. JKGB030007322026
D.O.I. 24.04.2026
D.O.O. 07.05.202

In the case of:-

Abdul Majeed Mir S/O Abdul Rehman Mir
R/O Dedi Nowbugh Ganderbal.

...Applicant
....Through; Mr. Younus Saleem & Associates

Versus.

U.T of J&K through I/O Cyber Police Ganderbal

...JKUT/Non-applicant
......Through; Ld. APP for UT

In the matter of: Application for release of an amount of Rs.40,000/- in favour of applicant lost by applicant in cyber fraud.

CORAM: Ms. Nusrat Ali Hakak J.O. Code JK00200

O R D E R

1. **By this order, I intend, to dispose of the instant application for release of money filed by the applicant.** The applicant has sought release of money on the plea that on 19.01.2025, the complainant received a fraudulent link after clicking on that link an amount of Rs. 40,000/- was deducted from his bank account No. 0378040100010586. That upon realizing that an amount of Rs. 40,000/- has been deducted, the applicant filed a complaint with the concerned police station which was registered accordingly bearing number 31404260003491. During investigation part amount was recovered which can be ascertained after calling the report. The applicant is the rightful owner of the said amount and seeks its release as he has suffered financial loss to the fraud. Lastly, it is prayed that

this Court may kindly be pleased to release the above said money in favour of the applicant to secure the ends of justice.

2. Upon presentation of the application, police report was obtained and objections from the prosecution were also invited. As per the police report, it was found that during investigation, it was found that the money amounting to Rs.29,999.3/- has been deducted in three transactions from the account number of the applicant and it was found thatan amount of Rs.9,924.34/- had been debited from the complainant's account bearing No. 0378040100010586 having IFSC Code JAKA0ZAKURA. To trace out the money trail, beneficiary account details were sought from the concerned bank which reveals that the aforesaid amount had been transferred to a suspected bank account NO. 665610110001576 having IFSC Code BKID0006656 of Bank Of India Branch DAUSA, District DAUSA, Rajasthan. An amount of Rs. 9,924.34/- have been kept on hold by the concerned bank after the filing of the NCCRP complaint.

3. Further, prosecution has submitted that they have no objection in case the aforesaid money is released in favour of applicant.

4. **Heard ld. counsel for the applicant and have also perused the application, police report and the objections of the prosecution.** Since, it is evident that an amount of Rs. 9,924.34/- has been deducted from the complainant's bank account No. 0378040100010586 having IFSC Code JAKA0ZAKURA fraudulently and same has been transferred in one bank account number 665610110001576 having IFSC Code BKID0006656. Further, prosecution has submitted that they have no objections in case the aforesaid amount of applicant is released in his favour.

5. Keeping into view the facts and circumstances of the case, application is allowed. As such, the branch manager of Bank Of India Branch DAUSA, District DAUSA, Rajasthan is directed to release an amount of Rs. 9,924.34/- (Nine Thousand Nine Hundred Twenty Four and Thirty Four Paisa only) from the account No. 665610110001576 having IFSC Code BKID0006656 and same be transferred to the account number of applicant having account No. 0378040100010586 having IFSC Code JAKA0ZAKURA. The applicant shall file an indemnity bond with the condition that in case tomorrow any person with a better title is found, the applicant shall indemnify him. Application is accordingly disposed of, be consigned to records after due compilation.

Nusrat Ali

Digitally signed by Nusrat Ali
Date: 2026.05.16 12:24:04 +05'30'

Announced
07.05.2026

Chief Judicial Magistrate
Ganderbal