
**IN THE COURT OF CHIEF JUDICIAL MAGISTRATE,
TAPI @ VYARA.**

Cyber Crime No. 3110250210410

Applicant :

Dhanandani Madhubhai Gamit

Resi:- Mital Nagar, Kanja,

Tal. Vyara, Dis. Tapi.

VERSUS

Opponent :-

Government Of Gujarat

Ld. Advocate for the Applicant :- Shree. A.S.Chaudhari

Ld. Advocate for the Opponent :- Shree. J. S. Patel

- :: ORDER ::-

- 1 The present application has been filed by the applicant under Section 503 of BNSS-2023 to release or refund of amount freezed in the bank.
- 2 It is submitted by the learned advocate for the applicant is the victim of Cyber Crime and the applicant is having Bank Account with **Cental Bank of India, Haripura Street, Vyara, A/c No.3715846972**, and sum of **Rs.1,17,349/-** was deducted from the above mentioned accounts without his permission and consent. Therefore, the applicant has lodged a complaint on toll free no 1930, and the same was registered vide complaint (**Complaint**

No.3110250210410.

- 3 Despite repeated reminders to the concerned Cyber Crime Officer to submit an opinion regarding the frozen amount, no such opinion has been submitted to this Court till date, therefore, this court has reason to believe that concerned police has not objection regarding the return of the amount sought by the applicant i.e. **69,109.73/-**.
- 4 Learned APP, Shri J.S. Patel, for the State, has submitted that appropriate orders may be passed.
- 5 The applicant is the victim of the offence and not an accused, and the amount in question was frozen by the concerned Cyber Crime Officer only as a precautionary measure pursuant to **Complaint No. 3110250210410** registered on the toll free helpline no. 1930. Furthermore, in the absence of any opinion or objection from the concerned officer despite repeated opportunity, this Court finds it appropriate to direct release of whatever amount is actually held under freeze pursuant to the said complaint, subject to the applicant furnishing a personal bond and undertaking to refund the amount so released, or such part thereof, if it is subsequently found during investigation or trial that the applicant is not entitled to the same or that any other person has a claim thereto.

- :: FINAL ORDER ::-

- 1 The application is hereby allowed.
- 2 The concerned Cyber Crime Officer, who has frozen the amount pursuant to **Complaint No. 3110250210410** in

relation to **Account No. 3715846972 with Cental Bank of India, Haripura Street, Vyara**, standing in the name of the applicant, **Dhanandani Madhubhai Gamit**, is directed to release the freeze/lien on the said amount i.e. **Rs.69,109.73/-**.

- 3 After transferring the amount in the bank account of the applicant, the Bank Authority is directed to intimate the same, and submit its compliance report to this Court as well as to the concerned police station.
- 6 The applicant is bound to return amount if any person or account holder is proved his claim over the said amount.

Order signed & Pronounced in the open Court on **14th of July, 2026**.

Date: 14/07/2026.
Tapi @ Vyara.

(M.I.N.Shaikh)
Chief Judicial Magistrate,
Tapi @ Vyara.
Judge Code :- GJ01327