

01.06.2026

ORDERS ON APPLICATION FILED BY THE COMPLAINANT
UNDER SECTIONS 451 & 457 OF CR. PC

Complainant filed an application under Sections 451 and 457 of Cr. PC seeking an order for defreeze amount of Rs.76,335/- lying in the account bearing No.50100152128172 of HDFC Bank, Ahamedbad, Gujarath and an amount of Rs.5,29,958/- lying in the account bearing No.347805000440 of ICICI Bank, Kadodara Char, Surath, Gujarath of accused No.1 to her bank account bearing No.30126990025 of SBI, Shanthinagara, Tumkuru on the ground that accused persons borrowed an amount of Rs.6,50,000/- through Google pay and phone pay and another sum of Rs.7,90,000/- by way of cash promising to make complainant and her husband as shareholders which gives highest profit but they did not keep up promise, earlier similar application filed for release of amount by her husband dismissed on the ground that amount said to be given to the accused persons by way of cash which is subject to matter of trial, accused persons are absconding since date of registration of the FIR, another application filed by the husband of the complainant came to be allowed, the amount is no more required for investigation purpose.

2. Sr. APP., has filed objection to the application contending that no documents has been produced so as to show that the account and amount belong to her, she may utilize the amount for her routines, she may carry

the amount beyond the jurisdiction of the court and therefore, he has prayed for dismissal the application.

3. Investigating Officer has filed a report stating that no objection to transfer the amount to the bank account of the complainant by verifying the documents.

4. Husband of the complainant by name Gopalakrishna earlier filed similar application for release of amount of Rs.76,335/- lying in the account bearing No.50100152128172 of HDFC Bank, Ahamedbad, Gujarath and an amount of Rs.5,29,958/- lying in the account bearing No.347805000440 of ICICI Bank, Kadodara Char, Surath, Gujarath of accused No.1 to his bank account which came to be rejected by court order dated 02.09.2022 on the ground that contents of the charge sheet and materiel placed on record by husband of the complainant show that they paid an amount of Rs.7,90,000/- to the accused in cash and the said payment of said cash is to be proved during trial. Earlier application was also filed after registration of the criminal case against the accused persons. Case is in the stage of execution of the warrants against the accused persons. The complainant would assert that payment in question made to the accused persons by way of cash, such payment alleged to be made by the complainant to the accused persons must be proved in the regular trial. Mere fact that accused persons are not secured is not a ground to defreeze the account of accused No.1 and release amount to the bank account of the complainant. The application does not indicate any changed

circumstance warranting release of amount to the complainant by de-freezing the bank account of the accused No.1. Hence, I pass the following:-

ORDER

Application filed under Sections 451 and 457 of Cr. PC by the complainant is rejected.

Re-issue NBW against accused No.1 and 2
by: 13.10.2026

IV ACJM, Bengaluru