

**IN THE COURT OF III ADDITIONAL CHIEF JUDICIAL  
MAGISTRATE, AT BENGALURU**

**PRESENT**  
**SRI.SIDDARAMA .S. M.A., LLM**  
**III ACJM, BENGALURU.**

**CC No.26814/2024**

**THIS IS THE 13<sup>th</sup> DAY OF AUGUST, 2025**

Complainant: State by Sanjay Nagar Police Station,  
Bengaluru.

**(By Learned Sr. APP)**

V/s

Accused : Sri.Pramod Prakash Rao

**PARTIES TO APPLICATION**

Applicant : Sri.Pramod Prakash Rao  
S/o Prakash Rao,  
Aged about 45 years,  
R/at No.281, 5<sup>th</sup> Main Road,  
Brundavan Layout,  
Near Arakere Mico Layout,  
Bannerghatta Road,  
Bangalore South,  
Bangalore-560 076.

**(Rep., by Sri.S.C.N., Adv.,)**

**ORDER ON APPLICATION UNDER SECTION  
451 AND 457 OF Cr.PC.**

The applicant by name Sri.Pramod Prakash Rao has filed application under section 451 and 457 of Cr.PC seeking to

defreeze the below mentioned accounts and Mobile Phone which were freezed and seized by the Sanjay Nagar Police Station, Bengaluru and reported under PF No.23/2023 in the interest of justice.

(1) Axis Bank, bearing account No.918010088744408 , IFSC Code: UTIB0002366 belongs to the applicant.

(2) ICICI Bank, bearing account No.029901512637, IFSC Code:ICIC0000297 belongs to the applicant.

(3) ICICI Bank, bearing account No.232405000145, IFSC Code:ICIC0002324 belongs to Samruddhi Renewables Solutions.

(4) IDFC First Bank, bearing account No.10091384462, IFSC Code:IDFB0081105 belongs to Samruddhi Renewables Solutions.

(5) One I-Phone 13 Pro Max

**2.** In the application it is contended that the complainant Police have registered the said case against the accused persons for an offence punishable under section 406, 420, 467, 468, 471 read with section 34 of IPC. During course of investigation the Police have freezed/seized the above said accounts and mobile phone of the applicant. It is further contended that the defreezing of the accounts are very much required by the petitioner for day to day transactions and to meet the financial commitments and it is no more required by the Police or court for any purpose and he is ready to abide the

conditions imposed by this court. Hence, prayed to allow the application.

**3.** Learned Sr.APP has filed his objection to the application, wherein it is contended that the application filed by the applicant is not maintainable either in law or on facts. During the investigation the Police have freezed the above said bank accounts and one mobile phone and reported under PF No.23/2023. If defreeze the accounts of the applicant and release the mobile phone there are chances of destroy the evidence and may commit similar offence. Since no proper grounds made out to allow the application. Hence, the application is liable to be rejected.

**4.** The IO also filed requisition by stating that the mobile phone may be release to the applicant by imposing certain conditions and also stated that the accounts of the applicant which may not defreeze and prayed to reject the application.

**5.** Heard both the sides and I have perused the materials available on record.

**6.** The point that arises for the consideration of the court is as under;

- 1. Whether the application filed by the applicant has made out any grounds to allow?**
- 2. What order?**

7. Perused the records and I answered Point No.1 **in the Affirmative** for the following:

**REASONS**

8. **Point No.1:** The case of the prosecution is that one Sri.Gullu G. Talareja, that on 23.02.2023 lodged an FIR before the Sanjaynagar Police Station alleging that in the month of September 2022 the accused approached him with an assurance to install the solar electric system. The complainant having in need of the same and by reposing confidence on the accused had paid a sum of Rs.20 lakhs. The accused failed to keep up his promise and therefore the complainant lodged the present complaint and thereby accused has committed above offences.

9. At this stage there is no rival claimant for custody of above said freezed account and mobile phone. The applicant is the accused in this case. The applicant has produced the copy of bank statement. Therefore, it is necessary to defreeze/release the accounts/mobile phone of applicant with imposing some conditions. Considering the facts and circumstances of the case, if the application of the applicant is allowed no hardship or injustice would be caused to others. However, keeping in view of the apprehension of learned Sr.APP necessary conditions can be imposed. Hence, I answered **Point No.1 in the affirmative.**

**10. Point No.2:** For the foregoing reasons I proceed to pass the following:

**ORDER**

The application under section 451 and 457 of Cr.PC filed by the applicant namely Sri.Pramod Prakash Rao is hereby allowed.

The I.O. is directed to defreeze the (1)Axis Bank, bearing account No.918010088744408, IFSC Code: UTIB0002366 belongs to the applicant. (2) ICICI Bank, bearing account No.029901512637, IFSC Code:ICIC0000297 belongs to the applicant. (3) ICICI Bank, bearing account No.232405000145, IFSC Code:ICIC0002324 belongs to Samruddhi Renewables Solutions. (4) IDFC First Bank, bearing account No.10091384462, IFSC Code:IDFB0081105 belongs to Samruddhi Renewables Solutions and (5) One I-Phone 13 Pro Max which were freezed/seized by the Sanjay Nagar Police Station, Bengaluru and reported under PF No.23/2023. The applicant shall execute indemnity bond of Rs.5,00,000/- with one surety for like sum with to the satisfaction of the court

subject to the conditions is mentioned as under.

**CONDITIONS**

1. The applicant shall produce copies of Aadhaar Card, Pan Card, invoice, account details if any.
2. The applicant shall co-operate for investigation without fail.
3. The applicant shall undertake if during investigation it found he involved in this case, he shall attend before the Court and submit his bank account and phone.

Office is hereby directed to issue intimation to the said bank through PSI of Sanjay Nagar Police Station, Bengaluru after furnishing surety.

(Dictated to the directly on computer, corrected, signed and pronounced by me in the open court on this the 13<sup>th</sup> day of August, 2025).

III ACJM, Bengaluru.