

MHAM030040332026



**ORDER BELOW EXH.NO.1 IN OTHER MISC.CRI.APPLICATION
NO.435/2026**

1. This Misc. Criminal Application is filed by applicant- Ravindra Sadashivrao Lonare for returned of cash amount of Rs.1,29,331/- freezed in different Bank Account numbers of accused as follows-

Sr. No	Amount	Account/Tr. No.	Bank Name
1	1,06,331.64/-	6585001700029906 IFSC Code PUNB0000001	Panjab National Bank
2.	23,000/-	0901104000386265 IFSC Code IBKL0000001	I.D.B.I. Bank.

In acknowledgment No.31909250181808 and in Crime No.34/2025, by Cyber Police Station, Amravati city, by transferring the said amount to the applicant's bank Account number 152911010000189, Union Bank of India, Amravati. The Cyber cell freezed the amount of Rs.1,29,331.64/-

2. It is the contention of the applicant that, he is permanent resident of Amravati and doing a business. On 14/05/2025 applicant is

seeing his facebook massanger. At that time, he saw one message from account holder Cabreros Fueled. That, while chatting with her, she told him that she is in American Army. On 15/05/2025 the said account holder call him on his whatsapp number and started whatsapp chatting and told that, she is divorcee and she residing at Seria and she get only two times holiday, she had taken her two holiday, she want to meet with the applicant and therefore she asked him to send Rs.2500/- USD and sent him the account of one Akash Kumar, A/c. No. 7946432107, IFSC Code IDIB000B505, Pan No.PPVPL2897, Branch Delhi and on her say he sent money on that account.

3. He also submitted that, thereafter again the said lady asked him to send her money and accordingly he has send her money from time to time. Therefore, applicant came to know that accused committed online financial fraud of Rs.14,35,605/- against him and thereby cheated him. Therefore, applicant has lodged online complaint on N.C.C.R.P portal and informed about the same to Cyber Police station. Accordingly, acknowledgment No.31909250181808 is registered. Applicant also lodged complaint with P.S. Cyber, Amravati which is registered as Crime No.34/2025 on 05/11/2025, U/Sec. 318(4) & 319(2) of B.N.S. read with Sec. 66(C) and 66(D) of I.T. Act. Thereafter, on the said information non-applicant did investigation and contacted the concern bank of accused and freezed the amount of Rs. 1,29,331.64 in the account of accused during the investigation. That applicant is legally entitled for the above said freezed amount.

4. Applicant submitted that, he is in need of above said amount for his livelihood. Material investigation is completed. Applicant shall suffer a great loss if the said amount is not released from the

account of accused. He also contended that he will make the said seized amount available as and when required by the Court for disposal of the case. He is ready to co-operate and ready to remain abide by the terms and conditions which will be imposed by Court.

5. Say of A.P.P., & Investigating Officer was called. A.P.P. has no objection to handover the interim custody of seized amount to the applicant. Lastly, he prayed to pass suitable order after the verification.

6. Investigating Officer has filed his say at Exh.05, whereby it is contended that an amount of Rs. 1,29,331.64/- is kept on hold in the different bank account of accused and they have no objection to hand over the same to applicant. Lastly, he prayed to pass suitable order.

7. Perused the record. Heard, the learned advocate appearing on behalf of applicant and Ld. A.P.P. Applicant has relied on documents filed i.e. i) copy of F.I.R., ii) notice of P.S.O. Cyber City, Amavati, iii) copy of bank account pass book of Complainant and iv) copy of Aadhar card of applicant.

8. The material on record prima facie reveals that, an amount of Rs.14,35,605/- was transferred from the account of applicant to the account of accused. The applicant lodged online complaint on 05/11/2025. Thereafter, the amount of Rs. 1,29,331.64/- is took on hold by N.C.C.R.P. There is nothing on record to show that, since 05/11/2025 till today the concerned holder of the bank account which is put on hold by N.C.C.R.P. has raised any objection against the same. It prima facie shows that, the amount is laying in the account of culprit. Considering the nature of offence, there is no immediate prospect of concluding the trial in respect of said crime in near future. No one other

than the applicant has claimed the said amount. Documents on record prima facie shows that the applicant is entitled to the amount which is put on hold. As far as question of securing the interest, if any, of the concerned account holder is concerned. It can be addressed by obtaining an indemnity bond from the applicant in that regard. The interim custody of seized amount in question can be handed over to the applicant on execution of indemnity bond by drawing detailed panchanama. Hence, I pass the following order.

:: ORDER ::

1)	The application is allowed.
2)	The interim custody of seized amount of Rs. 1,29,331.64/- shall be given to the applicant on supratnama with condition that he shall produce the same amount before the Court as and when directed with following conditions
i)	The applicant shall execute an indemnity bond of Rs.1,29,331.64/- to repay the said amount in the event of adverse order passed, if any, in respect of online complaint/acknowledgment No. 31909250181808, registered with Cyber Police, Amravati and Crime No.34/2025 registered with P.S. Cyber Police Station, Amravati city.
ii)	The authorized officer of concerned Panjab National Bank is directed to transfer the amount of Rs.1,06,331.64/- which is lying in freezed account No. 6585001700029906, IFSC Code PUNB0000001 to saving account of the applicant maintained with Union Bank of India, Amravati, having account No.152911010000189, after necessary compliance and correspondence made by Cyber police Amravati.
iii)	The authorized officer of concerned I.D.B.I. Bank is directed to transfer the amount of Rs.23,000/- which is lying in freezed account No. 0901104000386265, IFSC Code IBKL0000001 to saving account of the applicant maintained with

	State Bank of India, Amravati having account No.152911010000189, after necessary compliance and correspondence made by Cyber police Amravati.
iv)	The I.O. shall prepare detailed panchanama in the presence of the applicant, mentioning the particulars of amount transferred to the applicant from the freezed account of the accused and file the said panchanama in the court which can be used as evidence at the time of trial.
v)	Inform the order to concerned police station and concerned branch manager of banks accordingly.
3.	Issue release letter to Cyber Cell, Cyber Police Station, Amravati city.

Date : 06/07/2026

(S. S. Bhingardeo)
Judicial Magistrate First Class,
Court No.9, Amravati.