

<u>CNR NO.- MHAM090015202026</u> 	Oth. M. Cri. A. No. 171/2026 Mohd. Irfan Mohd. Usman vs. The State (P. S. Chandur Bazar) + 1
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ORDER BELOW EXH. NO. 1

This is an application filed under Section 503 of The Bharatiya Nagarik Suraksha Sanhita, 2023.

2. By this application the applicant seeks interim custody of his amount of Rs. 37,181.17 which is freezed/on hold in Bank Account of the accused, in Cyber Cell Amravati Crime No. 31912250243444 (police station Bramhanwada Thadi).

3. The applicant further submitted that, the Online financial fraud has been happened with him and the total amount of Rs. 63,500/- has been debited by online hacking from his Saving Bank account No. 2975957397 of Central Bank of India, branch Bramhanwada Thadi. Thereafter, he has filed report to Cyber Cell, Amravati who have freezed Rs. 37,181.17 and the said amount is put on hold. Applicant is in need of aforesaid amount. He showed ready and willingness to remain abide by all the conditions imposed by the Court at the time of releasing the said cash amount.

4. The notices were issued to the I.O. and A.P.P. for filing their say and raising objections if any. The A.P.P. has filed his say on the overleaf of this application and prayed to pass appropriate order. The I.O. has filed his say at **Exh. 5** and submitted that, in the investigation, he found that the total amount of Rs. 37,181.17 is on hold by banks in NCCRP portal complaint No. 31912250243444 and the said amount is of the applicant. Further, he has no objection to handover the said amount of Rs. 37,181.17 to the applicant and prayed to pass appropriate order.

5. Heard both sides and gone through the documents. The applicant has filed verified copy of complaint detail, verified copy of Bank passbook of his bank account of Central Bank of India, branch Bramhanwada Thadi and copy of his Aadhar Card.

6. According to the applicant and say of police, the amount of Rs.37,181.17 is on hold in bank accounts of accused. Prima-facie it appears that the applicant has been cheated by the accused and he is a lawful possessor of said seized/freeze amount and till date no one has claimed the said amount. Therefore, applicant is entitled to get interim custody of Rs.37,181.17. Hence, there is no doubt with respect to ownership of aforesaid cash amount. No-one other than applicant has applied for the custody of said amount. Hence, it is desirable to grant interim custody of said cash amount with applicant. Considering the fact of ownership, the application deserves to be allowed in favor of applicant. Hence, I pass the following order.

ORDER

1. Application is allowed.
2. The Investigating Officer is directed to de-freeze the account of the accused and credit or return the amount of Rs. 37,181.17 in the following Bank account of the applicant which is on hold in the bank account of accused-

Applicant's Bank	Bank Account number of Applicant	Bank Account number of Accused	Total amount which is on hold
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	Union Bank of India A/c.- 323201010037200	750.68/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	Union Bank of India A/c.- 517202010025822	500/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	Union Bank of India A/c.- 517202010032869	500/-

Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	Bank of India A/c. 870320110000497	950/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	Bank of Maharashtra A/c. 60248324051	2000/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	Bank of Baroda A/c. 97710100002596	5,000/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	Bank of India 870110110008231	560/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	HDFC Bank 50200076028477	1877.58/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	Bank of India 871630110000192	229.60/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	Punjab National Bank 87011011000231	400.15/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	Indian Overseas Bank 51845071000016	4990.49/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	Bank of Baroda 242401000007609	300/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	Indian Overseas Bank 11970100011985	1100/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	HDFC Bank 242402000000269	900/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	State Bank of India 50100376126527	590/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	State Bank of India 38473304792	910/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	Union Bank of India 38048055862	5537.57/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	Kotak Mahindra Bank 686702120000446	589.93/-

Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	State Bank of India 6612465251	1500/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	State Bank of India 00000036903590940	600/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	State Bank of India 00000036903590940	730/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	State Bank of India 000000410166345 04	1617/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	State Bank of India 000000426984121 56	535.26/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	State Bank of India 000000302336497 85	3112.91/-
Central Bank of India	2975957397 (IFSC Code- CBIN0282097)	State Bank of India 000000353819173 97	1400/-
Total amount			37,181.17/-

3. I.O. is directed to obtain the report from the concerned banks about delivery of money and submit it along with charge-sheet.
4. The indemnity bond of Rs.40,000/- be executed before this court. The I.O. to produce the same along with the charge-sheet.
5. The applicant shall give undertaking to the effect that he shall deposit an amount of Rs.37,181.17/- in the Court as and when directed.
6. I.O. is directed to obtain residential as well as identity proof of the applicant.

Chandur Bazar.
Date – 17.06.2026

(P H. Joshi)
Judicial Magistrate First Class,
Chandur Bazar.

CERTIFICATE

I affirm that the contents of this P.D.F. file Judgment/Order are same, word to word, as per the original Judgment/Order.

Name of Stenographer	Shri. M. R. Raut
Name of Court	C.J.J.D. & J.M.F.C., Chandur Bazar.
Date of Dictation	17/06/2026
Judgment/order signed by the PO on	17/06/2026
Judgment/order uploaded on	17/06/2026