


MHAU030029902026 	Cri.M.A. No.610/2026 Prashant Keshvrao Jadhav Vs The State of Maharashtra
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ORDER BELOW Exh. 1, IN CR.M.A. No.610/2026

This is an application filed by the applicant under Section 503 of Bharatiya Nagarik Surksha Sanhita. Through this application the applicant Prasaht Keshavrao Jadhav is praying for defreeze the account of accused and return of Rs.24,000/-.

02. The applicant contented that, he have credit card bearing No.5334670054676297 and thereafter he has received one call on WhatsApp and one link was sent on applicant's Whatsapp. Thereafter, applicant opened cocnerned link and thereafter, the amount of Rs. 29,725 was debited from the abvoe mentioned credit card of applicant. However, he came to know that, it was an online fraud. Therefore, he has filed a complaint to the cyber crime department. Thereafter, the concerned officer has freezed the disputed account number. The amount of Rs.24,000/- which is transferred is belongs to the applicant. Hence, prayed for the directions to the Cyber police, Aurangabad to defreez the account of accused and return the amount of Rs.24,000/- to the applicant.

03. The investigation officer has filed his say and contended that, as per the complaint of applicant, following amount is put on hold in the concerned Bank.

	Bank Name	Account No.	hold Amount
1	Amazon Pay	470000087085611	24,000/-

Hence, prayed for appropriate order subsection condition imposed by this Court.

04. Learned APP has filed his say and contended that to reject the application.

05. Read the application and say. Perused the record. The applicant has filed on record the copy of complaint dated 18.01.2026 Ack. No.31901260013785. From perusal of said complaint prima facie it appears that, the applicant has filed a complaint about internet banking related fraud and financial loss. From perusal of said report and its status, prima facie it appears that, the applicant has filed complaint regarding online fraud and it appears that, total amount of Rs.24,000/- is put on hold in the concerned bank. The investigation officer has filed his say and contended that, the above mentioned total amount of Rs.24,000/- is freezed by the concern banks as per the complaint of applicant. No one appeared and raised any

objection to the present application. So also, the Police Officer has no objection to release the freezed amount to the applicant. Therefore prima facie it appears that, the amount which is put on hold by concern bank is belongs to the present applicant. Therefore, it appears that, applicant is the person who is entitled for the interim possession of the said disputed amount.

06. The object of the provisions of disposal of properties is not to retain the property in the custody of police or the Court longer than the period which is necessary. In present matter there would be no purpose served by keeping the said amount in the disputed account without any reasons. Therefore, it would be proper to give the said amount to the applicant in his interim possession with conditions. Hence I pass the following order.

ORDER

1. The application is allowed.
2. The Cyber police of Aurangabad and the concern officer of Jawahar Nagar police station is directed to defreeze the following concerned Bank account.

	Bank Name	Account No.	hold Amount
1	Amazon Pay	47000008708561 1	24,000/-

Re-transfer the above mentioned amount to the bank account of the applicant into his interim possession, on executing indemnity bond (Suprutnama bond) of Rs. 24,000/- (**Rupees Twenty Four Thousand Only**).

3. Applicant shall furnish the surety of Rs.24,000/- for the said amount.
4. Applicant is directed to re deposit the said amount into the Bank as and when required for the further inquiry, investigation and trial.
5. Applicant is directed to maintain the minimum balance of Rs. 24,000/- in his account and inform the Court and concerned police officer before deactivating her account from the Bank.
6. Investigating officer shall verify the original documents and prepare detail panchnama before handing over the seized amount to the applicant.
7. Information of the order be given to the concerned police station accordingly.
8. Issue yadi accordingly.

Date:-16/03/2026

(Prachi R. Palwe)
Judicial Magistrate First Class,
Court No.12, Aurangabad