

MHBU080002792026



Cri.M.A.No.18/2026

Arvinda – Vs. – State

**Common Order below Exh.01 and 06**

(Passed on - 15/05/2026)

This is an application filed under Section 503 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (in short B.N.S.S.) for release amount amount of Rs.17,23,396.9/- (In words sum of Rupees Seventeen Lakh Twenty-Three Thousand Three Hundred Ninety-Six and Ninety Paisa only) under acknowledgment No.31911250212565 and amount of Rs.13,73,974/- (In words sum of Rupees Thirteen Lakh Seventy-Three Thousand Nine Hundred Seventy-Four only) under acknowledgment No.31911250212582. (Hereinafter referred as a said amount) seized in crime No.49/2025 registered with Cyber Police Station, Buldhana.

02. It is the contention of applicant that, on 08/11/2025, the applicant has lodged the complaint with the Cyber Police Station, Buldhana regarding the Cyber fraud perpetrated upon him and accordingly an offence came to be registered vide crime No.49/2025, for the offence punishable under Section 204, 205, 318(2), 318(4), 319(2) of the B.N.S. and Section 66(c) and 66(d) of the Information Technology Act. During investigation, the amount fraudulently obtained from the applicant was traced and certain sums were seized/ frozen in different bank accounts at the instance of the Cyber police, namely an amount of Rs.17,23,396.9/- under acknowledgment No.31911250212565 and amount of Rs.13,73,974/- under acknowledgment No.31911250212582. The Cyber police have informed the applicant that, for release of the said amounts in his favour, he requires order of the Court. The applicant has

been defrauded by Cyber criminals to the extend of Rs.2,01,90,000/- (Rs. Two Crores One Lakh Ninety Thousand only). The applicant is a retired bank officer, and the entire amount lost in the fraud comprises his lifetime savings accumulated during his service tenure, as well as the compensation amount received under the life insurance policy consequent upon the death of his son. Due to the said fraudulent loss, the applicant has been rendered financially distressed and is presently facing severe hardship, with no adequate means even for his subsistence. The applicant is presently 70 years of age, and his earing son has also died. The applicant and his wife are urgent need of the seized amount for their day to day sustenance and livelihood. Hence, prayed for allow the application.

**03.** The say of Ld. A.PP and Investigating Officer was called. Accordingly, investigating officer has filed say at Exh.04, wherein he contended that, on 08/11/2025, the applicant lodged a complaint with the Cyber Police Station, Buldhana, and stating that, during the period from 28/10/2025 to 07/11/2025, unknown accused persons contacted him through WhatsApp voice and video calls from mobile numbers 8967031538, 9755628094, 8983765480, 7387264113, and 7204905156. The accused have falsely represented themselves to be police officers and informed the applicant and his wife that illegal financial transactions, including money laundering and terrorist funding, had allegedly taken place through their Central Bank of India account, and that several criminal cases had been registered against them. Under the pretext of assisting them in safely resolving the said alleged illegal matter, the accused have placed the applicant and his wife under so-called “Digital Arrest” within their own residence and induced them to transfer the amounts through RTGS-1) On 30/10/2025, to Account No. 1471054000000488 – Rs. 6,20,000/-, 2) On 31/10/2025, to Account No.

255333533383 – Rs. 50,20,000/-, 3) On 01/11/2025, to Account No. 128705500519 – Rs. 1,10,00,000/-, 4) On 03/11/2025, to Account No. 4937172000000321 – Rs. 3,00,000/- and 5) On 04/11/2025, to Account No. 756405500269 – Rs. 32,50,000/-. Thus, a total amount of Rs. 2,01,90,000/- (Rupees Two Crores One Lakh Ninety Thousand only) was fraudulently obtained from the applicant. Accordingly, on 08/11/2025, the Crime No.49/2025 came to be registered with Cyber Police Station, Buldhana. Further, with a view to preventing online financial frauds against the general public, the Central Government has established the National Cyber Crime Reporting Portal, including the Citizen Financial Fraud Portal (1930). The said portal is operational at all District Nodal Cyber Cells and is integrated with various banks and nodal wallet providers. Upon lodging of a complaint on the portal, if the defrauded amount has already been transferred from the complainant's account into another account, the portal automatically traces the recipient bank account and freezes, by way of debit hold, such amount as may be available in the concerned account at the time of complaint. In the present matter, the applicant lodged complaints on the NCCRP Portal on 08/11/2025 bearing acknowledgment No.31911250212582 and acknowledgment No.31911250212565, corresponding to the aforesaid registered offence. During the course of investigation, and through the online portal mechanism, it has been revealed that part of the defrauded amount transferred from the applicant's account has been traced to the bank accounts listed in the annexed bank details, and the portal presently reflects the status "Transaction Put on Hold" in respect of those amounts and the applicant has filed this application seeking release of the said "Put on Hold" amount. Hence, he has no objection to the application.

**04.** Ld. A.P.P. for state in his say submitted that, on imposing suitable

conditions the prosecution has no objection to return the said amount.

**05.** In support of the application the applicant has filed photocopy of FIR and copy of acknowledgment issued by the Cyber Police Station. On the other hand the Cyber police station has also submitted copies of acknowledgment No.31911250212565 and 31911250212582 in respect of the held amount. The investigating officer specifically stated that, during the course of investigation and through the online Cyber fraud portal, the said amount has been traced and marked as “Transaction Put On Hold”, and that if the applicant complies with the terms and conditions, he has no objection to release the said amount in favour of the applicant by transferring the said amount to the account of applicant. The particulars of the applicant’s bank account has also been furnished by the investigating officer.

**06.** On perusal of record *prima facie* it appears that the applicant is the victim of the Cyber fraud. The applicant’s identity stands duly supported by documentary proof, and the nexus between the crime and the held amount is corroborated by the acknowledgments issued by the Cyber Police Station. Further, the said amount is lying under hold states, and it’s continued retention would serve no purpose, particularly when the investigating officer has expressed his no objection to the release and the prosecution has also no opposed the prayer of the applicant.

**07.** The present application is supported by the affidavit of applicant. The applicant is also ready to abide each and every condition. Except applicant nobody has claim the said amount till today. Thus, considering the age of the applicant, his financial hardship as stated in the application, the application deserves to be allowed and thereby applicant is entitled for the said amount on certain conditions. Thus, in view of the

aforesaid discussion I proceed to pass following order:-

**ORDER**

01. Application is allowed.
02. The Cyber Police Station Officer, Buldhana and the concerned Nodal Officers of the respective Banks are hereby directed to release the amount of Rs.17,23,396.9/- and Rs.13,73,974/- totaling Rs.30,97,370.9/- (In words sum of Rupees Thirty Lakh Ninety-Seven Thousand Three Hundred Seventy and Ninety Paisa only) presently shown as “Transaction Put On Hold”, as reflected in acknowledgment No.31911250212565 and 31911250212582, to the extent available, in favour of the applicant, namely Mr. Arvind Shrikrushna Kulkarni, by crediting the same to his bank account, upon his executing indemnity/ supratnama bond in the sum of Rs.30,97,370.9/- (In words sum of Rupees Thirty Lakh Ninety-Seven Thousand Three Hundred Seventy and Ninety Paisa only) and upon due verification, in connection with Crime No.49/2025 registered with Cyber Police Station, Buldhana, with following conditions;
  - A. The applicant shall furnish the indemnity (Supratnama) bond before the Investigating Officer.
  - B. The applicant shall deposit the said amount of Rs.30,97,370.9/- (In words sum of Rupees Thirty Lakh Ninety-Seven Thousand Three Hundred Seventy and Ninety Paisa only) with interest, as and when directed by the Court.

- C. Copy of this order be kept with case arising out of Crime No.49/2025 registered with Cyber Police Station, Buldhana.
- D. The Investigating Officer is directed to file the Indemnity bond along with final report of Crime No.49/2025 registered with Cyber Police Station, Buldhana.

03. Inform Cyber Police Station, Buldhana, accordingly.

**(Pronounced in open court.)**

Place: - Nandura

Date: - 15/05/2026

(Kiran V. Lunge)  
Judicial Magistrate First Class,  
Nandura, Dist. Buldhana