

**ORDER BELOW EXH.1**(Passed on 16<sup>th</sup> day of March-2026)

This is an application filed by applicant for giving direction to the Police authority to un-hold the amount of Rs.8,100/- freezed in Cyber Crime No. 31908250136531, registered at National Cyber Crime reporting portal. (herein after the seized amount be referred as “The seized property”).

2. Say of I.O. and A.P.P. called. A.P.P. opposed the application, whereas, I.O. in reply submitted that during investigation of the crime the amount as mentioned in the application has been held by the State Bank of India after receiving information from Investigating Machinery of the account bearing No.00000034409926173. Hence, he prayed for passing suitable order.

3. Perused the application and documents filed on the record. The application is supported by an affidavit of the applicant. The applicant has filed copy of his bank account of Axix Bank, Branch-Gadchiroli bearing account No.922010063480777, copy of his Aadhar card. He also filed copy of online complaint and the statement of hold transactions.

4. Documents filed on record prima facie shows that, the amount of Rs.8,100/- has been debited from the account of applicant on 04.08.2025. The complaint shows that the applicant has lodged online complaint on 04.08.2025 itself in respect of online fraud committed with him. The statement of account of hold transaction of bank account of SBI Bank, Account No. 00000034409926173 shows an amount of Rs. Rs.8,100/- has been seized in the complaint No. 31908250136531

registered in respect of Online Financial Fraud complaint by the applicant. Apart from that the I.O. also submitted that during investigation the amount as mentioned in the application has been held of said bank account.

5. As per the ratio laid down by **Hon'ble Supreme Court** in the case of *Sunderbhai s/o. Ambalal Desai v/s. State of Gujarat* reported in **AIR 2003 Supreme Court 638** such seized property should be released as early as possible and must not be kept lying in the police station. Relying on the principle supra, it prima facie shows that amount of applicant is in State Bank of India of the account bearing No.00000034409926173 of Rs.8,100/- and same account is held/freezeed by the bank as per direction of the cyber Cell. Till date no other person except the applicant come before Court or to the I.O. thereby praying to release the hold of the said bank account. The applicant is praying to un-hold the said account. No fruitful purpose would be served in keeping the said amount pending in the said bank accounts. As the applicant has shown his prima-facie relation with the amounts which is hold by I.O. in the crime registered as per report of the applicant, he is entitled for interim possession of the same.

6. In view of above mentioned facts and circumstances, application deserves to be allowed. Hence, I am inclined to pass the following order:

**ORDER**

1. The application is allowed.
2. The Branch Manager of the State Bank of India Branch-Gadchiroli is directed to debit the amount of Rs.8,100/- which is put on hold by it in the account of applicant

namely Vikas Vibhuti Mandal, R/o, Narnur, Post- Todsa, Tah: Ettapalli, Dist: Gadchiroli, having account at Axix Bank, Branch-Gadchiroli bearing account No.922010063480777, Dist; Gadchiroli, State Maharashtra.

3. The I.O. is directed to make necessary correspondence to concern Bank for due execution of the order and also submit report after compliance within one month from the date of the order.
4. The applicant shall furnish the indemnity bond of Rs.8,100/- (Rs. Eight thousand One Hundred only).
5. The record of this case should be attached with the case which would be arose out of the complaint No. 31908250136531 registered with the Cyber Police Station, Gadchiroli, Dist: Gadchiroli.

Desaiganj:  
Dated: 16.03.2026

(Satish G. Gore)  
Judicial Magistrate First Class,  
Desaiganj.