

MHKO150000782024



ORDER PASSED BELOW EXH. 14 IN S.C.C.
NO. 44/2024

Arvind Nikam vs. Raju Kamble

Application at Exh. 14 filed by complainant for attachment of bank account of accused as per section 82 and 83 of Cr.P.C.

2. The complainant filed application. The complainant in application stated that, the accused is having bank account in bank. Thus, from application of complainant it comes on record the accused is having bank account. The amount situated in bank account of accused is movable property which was owned by accused.

3. The record shows that, the case is pending since long time for appearance of accused, service of summons and warrant against accused. The summons and warrant return as un-executed. The record shows that, the accused has concealed himself. The application of complainant shows that, the accused is resided on address given by complainant. It appears that, the accused is absconded accused. The proclamation is needs to be issued. The case is pretty old. In these circumstances, it is necessary to proceed under section 82 and 83 of Cr.P.C. simultaneously. Therefore, it needs to issue a proclamation and attach movable property of accused and the cheque amount situated in account of accused under section 83 of Cr.P.C. Hence, I pass following order,

ORDER

1. Application at Exh. 14 is allowed.
2. Issue standing N.B.W. against accused Raju Maruti Kamble.
3. Issue proclamation of accused Raju Maruti Kamble as per section 82 of Cr.P.C.

4. The account no. 923010001773508 of accused Raju Maruti Kamble situated at AXIS BANK LTD GADHINGLAJ KLH MH, KOLHAPUR- 416 502 be attached as per section 83 of Cr.P.C. to the extent of cheque amount that is Rs. 11,50,000/- (Rs. Eleven Lakh Fifty Thousand only).
5. The Branch Manager of AXIS BANK LTD GADHINGLAJ KLH MH, KOLHAPUR- 416 502 is directed that, the cheque amount that is Rs. 11,50,000/- (Rs. Eleven Lakh Fifty Thousand only) from the account no. 923010001773508 of accused Raju Maruti Kamble situated in his branch be stall stand frozen and inform accordingly immediately to this court.
6. Letter be issued through R.P.A.D. on the expenses of complainant to concern Branch Manager for compliance accordingly.

sd/-

Date : 27.03.2024.

(S.P.Jadhav)

Place : Ajara.

Judicial Magistrate F.C., Ajara.

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 the Stenographer	Mrs. Y.S. Chavan
Name of Court	J.M.F.C. Ajara
Judgment / Order dictated on	27.03.2024
Judgment / Order typed on	27.03.2024
Judgment / Order signed by the P. O. on	27.03.2024
Judgment / Order uploaded on	28.03.2024