

CNR NO.MHNS110005112026



Cri.M.A. No. 29/2026

Chaitali Nandu Wagh

Vs.

State of Maharashtra and Ors.1

ORDER BELOW EXH.1

The present application is filed by the applicant **Chaitali Nandu Wagh** under section 503 of B.N.S.S. Applicant is claiming to defreeze bank accounts freezed during investigation of Online Complaint No.31904250056398 registered at Cyber Police Station, Nashik Rural Aadgaon, Nashik.

2] According to applicant, she is victim of cyber fraud. She has saving account No.11370100019630 at Bank of Baroda, Branch Takali Tal. Niphad Dis. Nashik. In April 2025 the applicant received a link on Telegram Messaging application about the Dream Eleven. The applicant was asked for an amount of Rs. 2,000/- for membership on the said app and the applicant paid the said amount from the I.D.B.I., Bank account held in the name of her husband Late Nandu Dattu Wagh. Thereafter, the applicant received a PDF on his WhatsApp account. In the said PDF, it was informed that the applicant had received the second prize of Rs.20,00,000/-.

3] The applicant was told that in order to receive the above mentioned amount, she would have to invest some amount in advance. As per the applicant, the said amount was paid online to the account of Dream Eleven and the applicant was enticed to form a cricket team through the said app and win prizes by betting money on the games in the app and amount was repeatedly demanded from the applicant. Thus, a total amount of Rs.74,878/- has been paid online from time to time. In this way, the applicant has been financially cheated. Applicant has filed cyber complaint No.31904250056398. During investigation I.O. has freezed total amount of Rs.38,207.74/- from different accounts. She is in need of the freezed amount. She is ready to co-operate the investigation machinery. Therefore, she preferred present application for de-freezing the account and transfer the amount to his account.

4] According to investigation officer and Id. A.P.P, the applicant has been financially cheated for total amount of Rs.74,878/-. Accordingly she received online complaint on Cyber Police Portal. Out of the said amount, the amount of Rs.37,337/- was freezed according to section 94/106 of the B.N.S.S. during the investigation of the said crime. The informant is cheated under the guise of online money fraud. The I.O. reiterated the facts of the case and prayed that necessary order be passed to de-freezed the said amount lying in account number as follows:-

Sr. No.	Bank Name	Account No.	Hold Amount	Sr.No. On Portal Case	Layer
1.	State Bank of India SBIN0003772	00000043923179547	Rs.28,000/-	61	2
2.	HDFC Bank HDFC0003355	50200088409341	Rs.500/-	62	4
3.	State Bank of India SBIN0012820	00000010182206634	Rs.8,104/-	67	5
4.	Punjab National Bank PUNB0000001	4549000100001617	Rs.733	68	6

5] Perused application and say. The record shows that the I.O. has freezed bank account during investigation of online cyber fraud complaint number registered at Cyber Crime Reporting Portal.

6] The applicant is praying for defreezing the account. Perused documents filed on record i.e. Xerox of complaint at National Cyber Crime Reporting Portal, verified copy of Bank passbook and verified copy of Adhar Card. Prima facie it appears that, the seized account belongs to the applicant. The application is supported by an affidavit. Applicant filed a pursis vide Exh.10 that the total seized amount Rs.37,337/- be given to her.

7] I am satisfied that the applicant is entitled to interim custody of the amount. No good purpose would be served by keeping the amount freezed in bank accounts, for long time i.e till conclusion of trial. Till date no one came forward to claim that amount. Therefore, it will be just and proper to hand over interim custody of Rs.37,337/- freezed above mentioned banks and transfer the

same to the applicant in her bank account having account No.11370100019630 at Bank of Baroda, Branch Takali on imposing conditions. Thus, I am inclined to allow the application by imposing conditions. Hence, I pass following order.

ORDER

1. I.O./In-charge of Lasalgaon Police Station, Tal. Niphad, Dist. Nashik is hereby directed to hand over the interim custody of amount of Rs.37,337/- seized in Online fraud complaint No.31904250056398 to following details :

Bank Name : Bank of Baroda, Branch Takali

Account No. 11370100019630

IFSC Code : BARBOTAKALI

On furnishing indemnity bond of Rs.37,337/- (**Rupees Thirty Seven Thousand, Three Hundred and Thirty Seven**) on conditions that :

(a) Applicant shall deposit the amount of Rs.37,337/- as and when directed by court.

(b) She shall not use or allow to use such amount for any illegal purpose.

2. Investigation Officer is directed to make correspondence with State Bank of India, H.D.F.C., Bank and Punjab National Bank for transfer/hand over interim custody of the amount to the applicant after due identification of the applicant.

3. Investigation Officer is directed to submit indemnity bond and other relevant documents relating to correspondence along with the report filed under section 193 of The B.N.S.S.

4. Inform the order to I.O.

Date : 16.03.2026.

Place : Niphad.

(S. P. Deshpande)
Judicial Magistrate First Class
Niphad.