



Order passed below Exh.1 in Cr. M. A. No.425/2025

CNR NO. MHSN030033252025
(Mrunal Khandekar & ors. Vs. State)

Present application is filed under Section 503 of the BNSS to release the amount withheld in the account of Parveen Jani Shaikh having account no. 0649783234, maintained in the Kotak Bank.

2. In short, it is contention of the applicants that, applicant no. 1 and 3 are taking education, applicant no. 2 is the retired person. Name of applicant no. 1 was registered on the website namely Shadi.com. Applicant no. 1 came in contact with Daiji Hakue through that website. Thereafter the communication started between them. Daiji Hakue demanded amount from applicant no. 1 on one or other reason with a promise to marry with her and the applicants have paid Rs. 4,70,131/- time to time. Thereafter said Daiji stopped the communication with applicant no.1. Thereafter the applicants came to know that cyber fraud has been committed with them. Therefore they lodged complaint towards cyber crime. On that basis FIR no. 202/2025 came to be registered and an amount of Rs. 2,10,435/- is kept on hold in the above said account. The applicants needs the said amount. Hence prayed to allow the application.

3. The Investigation Officer filed say contending that on the basis of report lodged by the applicant no.1, an amount of Rs. 2,10,435/- is put on hold. Said account is maintained by Parveen Jani Shaikh. Statement of Parveen Shaikh has been recorded and she stated that she is also cheated by the person namely Adil. She had opened the account in Kotak bank on the say of Adil. Adil informed her that certain amount will come into her account and that amount should be converted into US Dollars. When the FIR came to be lodged Parveen Shaikh get the knowledge about the fraud.

She has also lodged the report at Three Town police station, Andhrapradesh. Investigating officer further submitted that he had no objection to release the amount in favour of the applicants.

4. Learned A.P.P. Filed say and opposed the application contending that, the investigation is in progress. The fraud amount is of Rs. 4,70,131/- but seized amount is shown as Nil. If application came to be allowed it will create complications in future. The accused is yet not arrested. Hence prayed to reject the application.

5. Heard both the parties. Perused the copy of FIR lodged by applicant no. 1 at Vishrambag police station. The investigating officer admitted that on the basis of report of applicant no. 1 an amount of Rs. 2,10,435/- is put on hold, which is transferred in the account of Parveen Shaikh. On perusing the account statement of applicants it appears that time to time said amount is paid by the applicants in the above said account. It also appears from the say of investigating officer that said Parveen Shaikh had lodged the report at Three Town police station Andhrapradesh about her cheating. But it appears that she had not claimed the withhold amount of present matter. Moreover from her statement it nowhere appears that said amount belonging to her. On the contrary it appears that only on the say of Adil, said account was opened by her.

6. If above facts are considered then one thing is clear that the applicants transferred the amount in the above said account. As prima facie on the basis of complaint of informant amount is withhold and the account statement of applicants shows that from their account an amount of Rs. 4,70,131/- is transferred, in this situation by imposing certain conditions on the applicant it is necessary to release the withhold amount of Rs. 2,10,435/- in favour of the applicants. The applicant no. 2 and 3 filed

application contending that the withhold amount shall be transferred in the account of applicant no. 1. Hence, I pass following order.

ORDER

1. Application is allowed.
2. An amount of Rs. 2,10,435/- is released in favour of the applicant no.1 after executing indemnity bond of Rs. 2,10,435/-. Said amount be released in the account of applicant no. 1 after due verification and identification of the applicant no.1.

Date : 07.03.2026

(R. P. Kulkarni)
Chief Judicial Magistrate, Sangli

Certificate

I affirm that, the contents of this PDF file – Judgment / Order is same word to word as per the original judgment.

a) Name of the Stenographer	:	Shri. M. M. Buchade
b) Court	:	Chief Judicial Magistrate Sangli
c) Judgment / Order signed by P. O. on	:	07/03/2026
d) Judgment / Order uploaded on	:	07/03/2026