



ORDER BELOW EXH.1 IN O.M.C.A. NO. 6/2026
(Sonal Namdeo Jadhav -Vs- P. S. Pusad city)

1. The applicant **Sonal Namdeo Jadhav** has filed present application Under Section 503 of the Bhartiya Nagarik Suraksha Sanhita 2023, praying for interim custody of hold amount vide acknowledgment No. 31908250145784 of National Cyber Crime Reporting Portal of Rs. 10,000/- having account No. 438702120025095 of Union Bank of India, Branch-Belura.

2. It is contended by the applicant that, she is victim of online fraud committed by accused through UPI of total of Rs. 20,000/-. When the applicant has realized that she was cheated, she gave an online complaint to National Cyber Crime. Pursuant to the investigation commenced on the basis of the said complaint, the police have hold Rs. 10,000/- from the aforesaid amount. Hence, she prayed for interim custody of hold amount of Rs. 10,000/-.

3. Investigation Officer has filed is say at Exh. 5 He stated that, applicant has filed an application for online fraud. They further submit that, first priority will be given to the person who claims the hold amount first. He prayed for appropriate order to be passed.

4. Ld. APP has filed his say at Exh.6. He stated that, as

per say of IO, the amount of Rs. 10,000/- was transferred from the account of complainant to suspected account through online transaction. The said amount was put on hold by National Cyber Crime Reporting Portal. The IO has obtained account statement and transaction details in this regard and submitted that, verification of money trail is under process and no other claimant is reported till date and there is possibility or rival claims cannot be ruled out. The said amount is connected with investigation. Hence, he prayed to passed appropriate order in the interest of justice.

5. Heard both the parties at length. Perused all documents produced on record. The applicant has filed photocopy of complaint filed at NCCRP, her Aadhar card, verified photocopy of her passbook and extract of account at Exh.8 and Exh.9. It prima-facie appears that, the applicant is the victim of online fraud. The account holder whose account is freezed is not before the Court in spite of fact that the police has freezed her account. Investigation officer has no objection to grant interim custody to the applicant. Thus, the applicant is seems to be entitled to claim the interim custody of aforesaid amount as prayed. Accordingly, I pass the following order :-

:: <u>ORDER</u> ::	
01	The present application is allowed.
02	The applicant is entitled to receive the amount of Rs. 10,000/- which is put on hold through his bank account No. 438702120025095 of Union Bank of India, Branch-Belura.

03	The above mentioned amount be given as interim custody to the applicant on execution of indemnity bond in like amount i.e. Rs. 10,000/- before investigation officer of this crime on following conditions.
i	She will submit the amount whenever directed by the Court.
ii	The applicant shall furnish necessary documents showing her account bank details, contact details and residence proof to the investigation officer.
04	This proceeding be tagged with the case papers as and when final report is received in the said crime.
05	Issue letter to concerned police station accordingly.

Date : 30/05/2026

(Smt. V. D. Birhari)
Judicial Magistrate First Class,
(Court No.2) Pusad.