

MHYA100015302025



ORDER BELOW EXH. 1

IN

CRIMINAL MISC. APPLICATION NO.222 OF 2025

Ruchika Babarao Kadu Vs. State.

(Passed on 29th July, 2026)

The present application has been filed by the applicant namely **Ruchika Babarao Kadu** under section 503 of Bharatiya Nagarik Suraksha Sanhita,2023 (In Short BNSS). The applicant has filed the present application to direct the investigating officer to de-freez the bank account detailes below and **transfer the amount** lying therein to the applicant. The applicant has filed Cyber Complaint Applcation No. 31907250121036 to the Police station Pandharkawada.

Sr. No.	Name of Bank	Account No.	Date of freez	Freezed amount
1.	Karnataka Bank	0439202500001 301	16/07/2025	5,000/-

2. According to the applicant, cyber crime was committed against her in which applicant is being cheated and the cyber criminal had debited amount from her account. Therefore, she lodged report at Cyber Police Station, Pandharkawada. Crime came to be registered. The

investigating officer freezed the balance amount of Rs. 5,000/- from Account No. 0439202500001301 of Karnataka Bank. The applicant is victim in the online cheating crime. The freezed amount belonging to the applicant is no claimed by others. The seized amount is very much necessary and required by the applicant for the necessities. The applicant is ready and willing to abide by any conditions that may be imposed by this court and prayed to allow the present application.

3. On the said application, the report from the Investigating officer is called for and the Investigating Officer has submitted that he has seized above mentioned bank account and amount lying therein. He has no objection to release of the freezed amount in favour of the applicant on conditions. The learned APP has filed his say and submitted that he has no objection to defreez bank account and to return the amount in favour of the applicant as prayed by the applicant.

4. Perused the documents submitted along with the application. Heard both the sides. Considered their submissions.

5. Perusal record reveals that the amount freezed by the Investigating officer by freezing the account, it belong to the applicant and there is no rival claim by the others. The Investigating officer has seized in total 5,000/- of the applicant. From the record, it seems that economic offence is registered against the accused. The applicant has narrated the fact of alleged crime in the first information report of Police station Cyber cell Pandharkawada. The investigation officer is authorized person to give no objection to return the amount to the

present applicant. Hence, it appears that, applicant is absolute owner of the amount present in the account of the accused. Hence, I am satisfied that, the applicant is entitled for reversal of the said amount. No fruitful purpose would be served by keeping the amount frozen in the account of the accused for long time i.e. till conclusion of the trial. Therefore, I am inclined to allow the application by imposing conditions. Hence, I pass following order-

ORDER

1. The application is allowed on following conditions :
 - i. The investigating officer is hereby directed to issue intimation to the concern bank and to transfer the amount of Rs. 5,000/-. **How they want to take amount.**
 - ii. The applicant is hereby directed to execute indemnity bond of Rs. 5,000/- with a condition to indemnifying the said amount against the third party claim and shall deposit the said amount as and when directed by this court.
 - iii. Concerned Investigating Officer is directed to submit the copy of the said panchnama along with the charge-sheet before the court.
 - iv. Copy of the said order be kept with remand papers of Cyber Complaint Application No. 31907250121036 to the Pandharkawada Police Station.

Sd/-

Date :- 29/07/2026
Place: Kelapur

Sayema N.A.S. Shaikh
Judicial Magistrate F. C.
(Court No. 3), Kelapur