

**IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE,
TRIPUNITHURA**

Present: Miss. Athira R S Panicker, Judicial First Class Magistrate

Dated this the 2nd day of May, 2026

CMP No.152/2026

(NCRP.No.31502260004899 of Hill Palace Police Station)

- Claim Petitioner : Rajamohan Kartha K.G., Aged:78/26,
S/o.Gopalakrishna Kartha, Paranavam,
Kanjiramattom, Karikode, Thodupuzha, Now
residing at ARA 5G, Pranavam,ARA Line-2,
Travancore Line, Udayamperoor P.O.,
Puthiyakavu, Ernakulam, Pin – 682 307.
(By Adv. Sreeja K.S)
- Respondents : 1. State of Kerala represented by the Sub
Inspector of Police, Hill Palace Police
Station.
(By Assistant Public Prosecutor)
2. The Branch Manager, Bandhan Bank, 115-7A,
Bidhan Sarani, Near Tala, Kolkatta,
West Bengal, Pin – 700 004.
- Order : Allowed

ORDER

This petition is filed u/s.503 of the BNSS for release of the seized money involved in NCRP No.31502260004899.

2. **The averments in the petition are as follows:-** The petitioner is a victim of on-line financial fraud. The petitioner received a face book message from an unknown person allegedly an employee of Central Government, introducing an old age pension scheme of Central Government and directed the

petitioner to sent a Hai to that face book message and the petitioner sent a Hai. The petitioner was deceived into transferring of Rs.8,49,997- (Rupees Eight lakhs forty nine thousand nine hundred and ninty nine only) from his account.

3. The petitioner filed a complaint with Cyber Crime Police Station, Kochi through on-line portal, detailing the incident. The Cyber Crime Police Station upon receiving the complaint, forwarded the same to Hill Palace Police Station for further investigation and registered as NCRP. No. 31502260004899 of Hill Palace Police Station . The 1st respondent took action for freezing a significant amount of Rs.79,137/- (Rupees Seventy nine thousand one hundred and thirty seven only) in Bandhan Bank, 115-7A Bidhan Sarani, Near Tala Kolkatta Branch. Now the petitioner needs to release the hold amount sum of Rs.79,137/- (Rupees Seventy nine thousand one hundred and thirty seven only). Hence the petition.

4. Petitioner is the absolute owner of the freezed amount seized from the Bandhan Bank, 115-7A Bidhan Sarani, Near Tala Kolkatta Branch.

5. The 1st respondent had filed seizure report showing that he had seized Rs.79,137/- (Rupees Seventy nine thousand one hundred and thirty seven only) from the above bank account and entrusted the same to the safe custody of the bank official until further orders from this court. The details of the amount seized as per the report of the Sub Inspector of Police, Hill Palace Police Station is given below:-

Sl. No	Bank Name and Branch	IFSC Code	Account No.	Name of Account Holder	Amount	Name of the Custodian (Bank Official)
1.	Bandhan Bank, 115-7A Bidhan Sarani, Near Tala Kolkatta Branch.	BDBL0002002	20200136886640	Akash Nisad	79,137/-	The Branch Manager, Bandhan Bank, 115-7A, Bidhan Sarani, Near Tala, Kolkatta, West Bengal, Pin – 700 004

6. Heard both sides.

7. The petitioner is the owner of the seized amount of Rs.79,137/- (Rupees Seventy nine thousand one hundred and thirty seven only) and the account holder might be the ally of the accused. It is also to be noted that no rival claimants have come before this court claiming the above amount.

8. In the above circumstances, I am inclined to grant the interim custody of the above amount to the petitioner and bank official in whose name the amount is entrusted is hereby directed to transfer the amount to the bank account of the petitioner (*IndusInd Bank, Tripunithura Branch, Account No.159400346319, IFSC :INDB0000363*) on the following conditions:-

1. *The petitioner shall execute a bond for Rs.79,137/- (Rupees Seventy nine thousand one hundred and thirty seven only) with two solvent sureties each for the like sum.*
2. *The petitioner shall file an affidavit stating that he is the absolute owner in possession of Rs.79,137/- (Rupees Seventy nine thousand one hundred and thirty seven only) and is ready to deposit in concerned banks, if required, when the amount is released to him.*

3. *The petitioner shall produce her Aadhar Card and Bank Pass Book (IndusInd Bank, Tripunithura Branch, Account No.159400346319, IFSC :INDB0000363) with copies.*

(Pronounced by me in open court on this the 2nd day of May, 2026)

Sd/-
Judicial First Class Magistrate
Tripunithura

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