

In the Court of Judge, Special Court under the Prevention of
Corruption Act

Special Case: 39 of 2021 (Reg 39/21)

CNR No. WBBK01-002142-2021

Order No:65.

Dated: 13.11.2025

All 03 accused persons on C.B, namely, Shyama Prasad Mukherjee, Ram Sankar Mahanty @ Khokan and Dilip Kumar Gorai are present by filing haziras.

Ld. P.P. in-charge and Ld. Defence counsel are also found present.

Today, is fixed for further hearing of the petition dated 09.04.2025 filed by the accused Dilip Kumar Gorai and one Santana Gorai for defreezing their bank accounts mentioned in the petition.

One report is received today from the I.O, with regard to defreezing of the accounts involved herein. Let it be kept with the record.

The petition is taken up for hearing. Heard both sides at length. Perused the petition as well as other materials in C.D and the case record. Considered. By filing the instant petition the aforesaid petitioners prayed for defreezing their bank accounts bearing nos. 426210100004512 of Bank of India, Bishnupur Branch, A/C no. 7668000100042242 of Punjab National Bank, Bishnupur Branch in the name of Santana Gorai and A/C no. 31966160353 (Salary account) of State Bank of India, Bishnupur Branch lying in the name of Sri Dilip Kumar Gorai on the grounds interalia that the aforesaid accounts have nothing to do with the allegations involved in this case and the accused Dilip Gorai being retired person and having two daughters and wife is suffering a lot as he is unable to withdraw his pension from his salary account to maintain his family. It is further contended that in the present case charge sheet as well as supplementary charge sheet has already been submitted in course of time and I.O has already seized the entire bank statement of the aforesaid accounts during investigation and the applicants will suffer irreparable loss unless they are permitted to withdraw money to maintain their family by operating the aforesaid accounts.

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In course of hearing Ld. Counsel for the petitioner submitted that the A/C no. 7668000100042242 of Punjab National Bank, Bishnupur Branch belongs to Santana Gorai wherein the amount of Laxmi Bhandar is credited from time to time on regular basis and no other amount has ever been credited in that account. It is further submitted that the A/C no. 31966160353 (Salary account) of State Bank of India, Bishnupur Branch belongs to Sri Dilip Kumar Gorai wherein nothing suspicious has been ever credited other than his salary as well as his pension. It is further submitted that there is no bar to defreeze the aforesaid two accounts belonging to the aforesaid petitioners as there is no such suspicious transaction with those accounts and operation of the same is very much necessary to maintain their day to day life.

Perusal of the report of the I.O reveals that he has no objection with regard to defreezing the aforesaid pension account of Dilip Kumar Gorai and Laxmi Bhandar account of Santana Gorai subject to compliance with all legal formalities and procedure.

Having heard both sides and considering the materials on record as well as report of the I.O it appears to me that in the present case C.S as well as supplementary C.S have been submitted long before and the matter is lying at the stage of evidence. It further appears to me that bank statement of the aforesaid accounts has already been taken by the I.O during investigation. Perusal of the materials on record further reveals that one of the aforesaid account is the salary cum pension account of accused Dilip Kumar Gorai while another account is the Laxmi Bhandar account of Santana Gorai and no suspicious transaction appears to have been done in those accounts other than salary, pension and remittance towards Laxmi Bhandar scheme. In view of the above noted facts and circumstances this court is of the opinion that the aforesaid petitioners may be permitted to operate the aforesaid two accounts after defreezing the same.

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Report of the I.O has no whisper about the joint account lying in the name of the petitioners. Their prayer for defreezing the aforesaid bank account bearing no. 426210100004512 of Bank of India, Bishnupur Branch accordingly stands dismissed at this stage. The prayer of the petitioners accordingly stands allowed in part and the petition filed by them to that effect stands disposed of.

Account bearing no. 7668000100042242 of Punjab National Bank, Bishnupur Branch belonging to Santana Gorai and the A/C no. 31966160353 (Salary account) of State Bank of India, Bishnupur Branch belonging to Sri Dilip Kumar Gorai are accordingly defreezed. Both the aforesaid accounts are hereby made operational and the petitioners are permitted to operate the same in accordance with law at their own risk and on condition that if any transaction in the aforesaid accounts is found suspicious or doubtful during or on conclusion of trial the same shall be refunded to the court unconditionally. Inform all concerned. Return the C.D.

To **19.02.2026** for evidence.

Issue summons accordingly.

Dictated & Corrected

Sd/-
ASJ, 1st Court, Bankura

Sd/-
Judge, Special Court
{Under Prevention of Corruption Act}
Bankura