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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(CRL) 2664/2024**

FAITHFUL SOFTECHPetitioner

Through: Mr. Ashish Batra, Advocate.

versus

CBI & ANR.Respondents

Through: Mr. Rajesh Kumar, SPP with Ms.
Mishika Pandita and Mr. Mohd.
Changez Ali Khan, Advocates.
Mr. Rajat Katyal, Advocate for R-2.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

% **02.09.2024**

CRL.M.A. 26218/2024 (exemption)

Exemption granted, subject to just exceptions.

Let requisite compliances be made within 01 week.

The application stands disposed of.

W.P.(CRL) 2664/2024

By way of the present petition filed under Articles 226 and 227 of the Constitution of India read with section 482 of the Code of Criminal Procedure 1973, the petitioner, in effect and substance, seeks a *mandamus* to respondent No.2/Yes Bank Ltd. to carry-out the directions contained in para 9 of order dated 10.07.2023 made by the learned Special Judge, PC Act, Rouse Avenue District Court, New Delhi in CC No. 40/2023, whereby the petitioner was directed to make certain FDRs with complete lien in favour of respondent



No.1/CBI from his bank account bearing No. 092863400001542 held at the Yes Bank, Vikhroli Branch, Mumbai, Maharashtra.

2. Learned counsel for the petitioner submits that respondent No. 2 bank is declining to prepare the FDRs despite his request letter dated 19.04.2024, leaving him no option but to seek a *mandamus* by way of the present proceedings.
3. Mr. Rajesh Kumar, learned SPP for the CBI and Mr. Rajat Katyal, learned counsel appearing for respondent No.2/Yes Bank Ltd appear on advance copy; and seek time to take instructions as to whether the subject account has also been frozen or otherwise attached in *any other proceedings* pending in any other court.
4. Let appropriate instructions be obtained by the respondents before the next date.
5. Re-notify on 28th October 2024.

ANUP JAIRAM BHAMBHANI, J

SEPTEMBER 2, 2024/ak