

GAHC010066612025



undefined

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/1848/2025

BIREN CHANDRA DAS
S/O- LATE DEVARAM HAZARIKA, R/O- PUB KRISHNAGAR, JAPORIGOG,
DISPUR, GUWAHATI, KAMRUP METRO, ASSAM, PIN- 781005.

VERSUS

STATE BANK OF INDIA AND 9 ORS
HEAD OFFICE- MADAM CAMA ROAD, MUMBAI- 400021.

2:STATE BANK OF INDIA
LOCAL HEAD OFFICE
OPPOSITE ASSAM SACHIVALAY
G.S. ROAD
DISPUR
GUWAHATI-781006.

3:STATE BANK OF INDIA
ZONAL OFFICE GUWAHATI
6TH FLOOR SWAGOTA SQUARE
ABC POINT BHANGAGARH
GUWAHATI
DIST. KAMRUP
ASSAM
PIN- 781005.

4:STATE BANK OF INDIA
DISPUR BRANCH
G.S. ROAD
DISPUR
GUWAHATI-781006.

5:STATE OF MAHARASTRA

REPRESENTED BY ADDITIONAL CHIEF SECRETARY (HOME)
HOME DEPARTMENT
2ND FLOOR
MADAM CAMA MARG
HUTATMA RAJGURU CHOWK
MANTRALYA
MUMBAI-32.

6:OFFICE OF SPL. IGP-CYBER
(GOVT. OF MAHARASHTRA)
MAHARASHTRA STATE CYBER HEADQUARTERS
BUILDING NO. 102 AND 103
MIDC
MILLENIUM BUSINESS PARK
SECTOR-2
MAHAPE
NAVI MUMBAI-700710.

7:STATE OF KERALA
REPRESENTED BY ADDITIONAL CHIEF SECRETARY
HOME DEPARTMENT
SECRETARIAT
THIRUVANANTHAPURAM
KERALA
PIN- 695001.

8:INSPECTOR GENERAL OF POLICE
CYBER OPERATION
CYBER POLICE HEADQUARTERS
PATTOM
THIRUVANANTHAPURAM
KERALA
PIN- 695004.

9:THE UNION OF INDIA
REPRESENTED BY ITS SECRETARY MINISTRY OF HOME AFFAIRS (MHA)
NORTH BLOCK
GOVERNMENT OF INDIA
NEW DELHI.

10:INDIAN CYBER CRIME
COORDINATION CENTRE (I4C)
5TH FLOOR
NDCC-II BUILDING
JAI SING ROAD
NEW DELHI

Advocate for the Petitioner : MR. S MITRA, MR S.MITRA,MR A K BORO,MR. R. RAMEEZ

Advocate for the Respondent : DY.S.G.I., MR. S Ali(R-1 TO 4),MR K DAS (R-1 TO 4),MS. K PHUKAN (C.G.C.)

BEFORE
HON'BLE MR. JUSTICE N.UNNI KRISHNAN NAIR
ORDER

21.08.2025

Mr K Das, the learned Standing Counsel, SBI, submits that the petitioner can be permitted to operate his account maintained with the Dispur Branch of State Bank of India. However, 2 (two) amounts, i.e., Rs. 38,479/- and Rs. 49,000/-, which have been identified to be proceeds of crime, deposited in the account, be not permitted to be withdrawn and a hold in respect of the said two amounts be maintained.

2. The above position is disputed by Mr S Mitra, learned counsel for the petitioner. Accordingly, the issue would now require a further consideration.
3. Ms K Phukan, learned CGC, appears on behalf of the respondent Nos. 9 and 10.
4. Accordingly, admit the writ petition.
5. Registry to list this matter for hearing in the month of September, 2025.

JUDGE

Comparing Assistant