

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 6025 of 2025**

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BABJI PETROLEUM THROUGH ITS PROPRIETOR MACHAR
SARTANBHAI RAMUBHAI

Versus

CYBER CRIME POLICE STATION & ANR.

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Appearance:

MR. HARDIK K CHOKSI(9964) for the Petitioner(s) No. 1

MS MANVI DAMLE for NANAVATI & CO.(7105) for the Respondent(s) No. 2

NOTICE SERVED BY DS for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE ANIRUDDHA P. MAYEE

Date : 09/05/2025

ORAL ORDER

1. Heard the learned counsels for the petitioner and respondent No.2. Though served, none appears for the respondent No.1.

2. It is submitted that on 28.04.2025, this Court issued notice to the respondents, making it returnable on 05.05.2025. The learned counsel Ms. Manvi Damle is appearing for the respondent No.2 Bank of Baroda and the respondent No.1, though served, is not appearing in the matter. It is the case of the petitioner that the petitioner is engaged in the petroleum business in the name of "Babji Petroleum". It is submitted that the petitioner herein had opened the subject current account No.12940200011464 with the respondent No.2 Bank which has been freezed on the instructions of the respondent No.1. The learned counsel further submits that the petitioner has been carrying out the business activities in accordance with law and due to freezing of the account of the petitioner, the petitioner is facing several hardships as well as

financial distress as the petrol pump of the petitioner is not able to function properly. The learned counsel submits that as per the notice issued to the respondent No.2 Bank by letter dated 22.01.2025, the respondent No.1 has requested to provide the details of the bank account of the petitioner with the respondent No.2 Bank as it required for investigation. The learned counsel submits that the current business account of the petitioner has been freezed for a small amount of Rs.24,000/-. The learned counsel prays to unfreeze the bank account of the petitioner. He also submits that the petitioner shall retain the amount indicated towards illegal transfers in the notice by the respondent No.1 which may be freezed and the petitioner be permitted to operate the account above the said amount.

3. In view of the aforesaid submissions and taking into consideration that the amount as indicated by the respondent No.1 towards illegal transfers is Rs.24,000/- and for the said amount, the complete bank account of the petitioner has been freezed, it is directed that the respondents shall freeze the account of the petitioner for an amount of Rs.24,000/- only as indicated in the notice issued under Section 94 read with Section 106 of Bharathiya Nagrik Surakhsha Sanhita, 2023 and as required for investigation. The petitioner is permitted to operate its account beyond the said limit.

4. With the above direction, the present Special Civil Application is disposed of. Direct service is permitted.

(ANIRUDDHA P. MAYEE, J.)

cmk

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: CHANDRASHEKHAR MAHESHKUMAR KOSHTI(HC01066), Principal Pvt. Secretary, at High Court of Gujarat on 09/05/2025 19:09:31