

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

TUESDAY, THE NINETEENTH DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR

WRIT PETITION NO: 24519 OF 2025

Between:

Pashumarthi Ramesh, S/o Pashumarthi Rambabu, age 40 years, Flat No 302, Beacon Western Apartments, Prudential Bank Colony, Kanajiguda, Tirumalgiri, Alwal Mandal Medchal Malkajgiri Dist

...PETITIONER

AND

1. The State of Telangana, rep. by its Principal Secretary, Home Department, Dr.B.R.Ambedhkar Telangana Secretariat, Hyderabad.
2. The Director General of Police, Lakdikapul Police Head Quarters, Hyderabad.500 004,Telangana
3. The Commissioner of Police, Cyberabad,Gachibowli,Hyderabad.
4. The Station House Officer, Jagadgirigutta Police Station, Cyberabad
5. HDFC Bank Limited, Represented by its Manager, Begumpet Branch,1/10/60/3, Suryodaya, Begumpet,Hyderabad.500016
6. IDFC Bank Ltd, Represented by its Manager, East Maredpally Branch, Ground Floor, AMG Plaza,Entrenchment Road,Beside Reliance Digital,Maredpally,Secunderabad,500026

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus, to declare the action of the 4th to 6th Respondents in freezing the bank accounts with HDFC Bank vide Account no. 06211140030385 and IDFC Bank vide Account No.10055628335 of the petitioner which is in further contravention of the principles of natural justice, as illegal, arbitrary and consequently may be pleased to suspend the operation of the notice issued by respondent No 4 and direct the respondent no 5 and 6 to defreeze the bank accounts of the petitioner and allow him to operate his bank accounts

IA NO: 1 OF 2025

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to suspend the operation of the notice issued by respondent no 4 and direct the respondent no 5 and 6 to defreeze the bank accounts of the petitioner with HDFC Bank vide Account no. 06211140030385 and IDFC Bank vide Account No.10055628335 and allow him to operate his bank accounts

Counsel for the Petitioner: M/S. MANU LEGAL SOLUTIONS

Counsel for the Respondent Nos. 1to4: GP FOR HOME

Counsel for the Respondent Nos. 5&6:--

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR

WRIT PETITION No.24519 of 2025

ORDER:

Heard learned counsel for the petitioner and Sri.M:Srinivas, learned Assistant Government Pleader for Home appearing for respondent Nos.1 to 4.

2. This writ petition has been filed seeking the following prayer:-

"to declare the action of the 4th to 6th Respondents in freezing the bank accounts with HDFC Bank vide Account no.06211140030385 and IDFC Bank vide Account No.10055628335 of the petitioner which is in further contravention of the principles of natural justice as illegal, arbitrary and consequently may be pleased to suspend the operation of the notice issued by respondent No.4 and direct the respondent no.5 and 6 to defreeze the bank accounts of the petitioner and allow him to operate his bank accounts."

3. Brief facts stated in this writ petition are that the petitioner is running a small electricity spare parts business under name and style M/s.Ramesh Electrical. It is further stated that Sri.Paturi Ajay, made a complaint against petitioner mother i.e., Smt.Pasumarthi Nagamani and respondent police registered crime No.162 of 2024, under Section 406 and 420 of Indian Penal Code and Section 5 of Telangana Protection of Depositors of Financial Establishments Act, 1999 and the petitioner's mother was remanded to judicial custody. Thereafter, I Additional District and Session Judge at Malkajgiri, subject to certain conditions, granted bail to the petitioner's mother. The case of the petitioner is that the police authorities had foisted false case against the petitioner and arrayed him as accused No.2 in the crime

No.162 of 2024. Aggrieved by the same, petitioner filed CRLP No.5153 of 2024 and this Court *vide* order dated 09.05.2024 passed the following order:-

"5. Learned Assistant Public Prosecutor had not opposed the In view of the above said submissions, without going into the merits of the case, this Court deems it appropriate to direct the petitioner/accused No.2 to appear before the investigating officer on or before 22.05.2024 between 02.00 P.M. and 04.00 P.M., and in turn, the investigating officer concerned is directed to follow the procedure laid down under Section 41-A of Cr.P.C. and also the guidelines formulated by the Hon'ble Supreme Court in Arnesh Kumar supra, scrupulously. However, the petitioner/accused No.2 shall cooperate with the investigating officer as and when required and provide the information and documents sought by him to conclude the investigation. If the petitioner/accused No.2 is not cooperating with the investigation, the investigating officer is at liberty to take action, in accordance with law. The petitioner/accused No.2 shall file all the documents, if any, before the investigating officer to show that he did not come under the offences with which he was charged, and the investigating officer shall consider the same and file appropriate report before the Court concerned.

6. Accordingly, this Criminal Petition is disposed of. "

4. Learned counsel for the petitioner submits that the respondent No.4, issued notice under Section 179 and 94 of Bharatiya Nagarik Suraksha Sanhita, 2023 (herein after referred as 'BNSS') and directed the respondent Nos.5 and 6 to freeze the petitioner's bank accounts bearing No.06211140030385 in HDFC Bank and Account No.10055628335 in IDFC Bank. It is further submitted that the respondent No.4 neither had prove case against the petitioner nor had filed charge sheet against the petitioner before the competent court, however issued notice and directed the respondent Nos.5 and 6 to freeze the petitioner's accounts. Aggrieved by the same, this writ petition is filed.

5. Learned Assistant Government Pleader for Home appearing for respondent Nos.1 to 4 placed on record instructions issued by Sub-Inspector of Police, Jagadgirigutta Police Station, Cyberabad Commissionerate, wherein it is stated that based on the complaint lodged by one Pathuri Ajay, dated 12.02.2024, FIR No.162 of 2024 dated 12.02.2024, was registered and during the course of investigation, it was revealed that the petitioner's accounts are involved in the commission of offence, hence, it was just and necessary to freeze the petitioner's accounts till finalization of the investigation. As such, the respondent police has issued notice dated 30.07.2024 under Section 179 and 94 of BNSS and requested respondent Nos.5 and 6 to furnish the bank account details of petitioner's account bearing No.06211140030385 in HDFC Bank and Account No.10055628335 in IDFC Bank and freeze the said accounts.

6. Learned Assistant Government Pleader for Home submits that the investigation is pending and after finalization of investigation, appropriate report will be filed before the competent court and further submits that the petitioner instead of co-operating with the investigation has filed the present writ petition and the same is liable to be dismissed.

7. Recording the submission made by the learned counsel appearing on either side and in view of the fact that the respondent police had taken investigation and report of the same is awaiting, this Court deems it appropriate to direct the respondent authorities to complete the investigation

and file report of the same before the competent Court, as expeditiously as possible, enabling the petitioner to pursue his remedy as available under law.

8. With the above observation, this writ petition is dismissed.

Miscellaneous applications, if any pending, shall stand closed. No order as to costs.

SD/- T.SREENIVASA REDDY
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. One CC to M/S. MANU LEGAL SOLUTIONS, Advocate [OPUC]
2. Two CCs to GP FOR HOME ,High Court for the State of Telangana at Hyderabad [OUT]
3. Two CD Copies

B M
TKS



HIGH COURT

DATED:19/08/2025

ORDER

WP.No.24519 of 2025



DISMISSING THE WRIT PETITION WITHOUT COSTS

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Asu
30/11/25