



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 27TH DAY OF FEBRUARY, 2026

BEFORE

THE HON'BLE MR. JUSTICE B M SHYAM PRASAD

WRIT PETITION NO. 3934 OF 2026 (GM-RES)

BETWEEN:

DARUL-ULOOM RASHEEDIYA WELFARE
AND CHARITABLE TRUST
REPR. BY ITS GENERAL SECRETARY,
SRI.ABDUL RASHEED,
FUNCTIONING AT DOOR NO. 1,
14TH CROSS, MUNESHWARA NAGAR,
SHAMPURA MAIN ROAD,
OPP. DR. AMBEDKAR MEDICAL COLLEGE HOSPITAL,
KAVAL BYRASANDRA, R.T. NAGAR POST,
BENGALURU - 560 032.

...PETITIONER

(BY SRI. MARUTHEESHA K., ADVOCATE)

AND:

1. THE COMMISSIONER OF POLICE
BENGALURU CITY POLICE,
NO.1, INFANTRY ROAD,
BENGALURU - 560 001.
2. THE ASSISTANT COMMISSIONER OF POLICE,
BANASWADI SUB-DIVISION,
BENGALURU CITY, KARNATAKA-560001
3. THE STATION HOUSE OFFICER,
D.J. HALLI POLICE STATION





(DEVARA JEEVANAHALI),
TANNERY ROAD, NEAR PERIYAR NAGAR,
BENGALURU - 560 045.

4. MOHAMMED SAAD,
S/O AZGAR AHMED,
AGED ABOUT 25 YEARS
RESIDING AT NO.3288, 3RD E ROAD,
KAVAL BYRASANDRA, RATTAN SINGH LAYOUT,
BENGALURU NORTH, BENGALURU - 560 032.
5. AXIS BANK
REP. BY ITS BRANCH MANAGER,
R.T. NAGAR BRANCH, GROUND FLOOR,
NO. 174, MLA LAYOUT, R.T. NAGAR MAIN ROAD,
BENGALURU - 560 032.

...RESPONDENTS

(BY SRI.ADITYA DIWAKARA, AGA FOR R1 TO R3;
SRI.FRANCIS XAVIER, ADVOCATE FOR R5;
NOTICE TO R-4 STANDS DEFERRED)

THIS WRIT PETITION IS FILED UNDER ARTICLES
226 AND 227 OF THE CONSTITUTION OF INDIA
PRAYING TO A) DIRECTING THE RESPONDENT NO.3
STATION HOUSE OFFICER, D.J. HALLI POLICE STATION
TO IMMEDIATELY REGISTER A FIR BASED ON THE
COMPLAINT OF THE PETITIONER DATED 08.12.2025
AGAINST RESPONDENT NO.4 FOR OFFENCES
PUNISHABLE UNDER THE BHARATIYA NYAYA SANHITA,



2023, AS STATED IN ANNEXURE -A (B) DIRECTING THE RESPONDENT NO. 1 COMMISSIONER OF POLICE TO TRANSFER THE INVESTIGATION OF THE SAID CASE TO THE CENTRAL CRIME BRANCH (CCB) OR ANY OTHER SPECIALIZED INDEPENDENT AGENCY, CONSIDERING THE SOPHISTICATED NATURE OF THE CORPORATE FRAUD AND THE UNDUE INFLUENCE EXERTED BY THE FAMILY OF RESPONDENT NO.4 ON THE LOCAL POLICE; (C) DIRECT THE RESPONDENTS TO IMMEDIATELY FREEZE THE OPERATIONS OF THE BANK ACCOUNTS LINKED TO THE FRAUDULENT TRANSACTIONS DESCRIBED IN THE COMPLAINT, SPECIFICALLY THE BENEFICIARY ACCOUNTS TO WHICH THE TRUST'S FUNDS WERE DIVERTED, TO PRESERVE THE PROCEEDS OF CRIME. THE PETITIONER ACCOUNT NO.925020049609545.

THIS PETITION, COMING ON FOR PRELIMINARY HEARING, THIS DAY, ORDER WAS MADE THEREIN AS UNDER:

CORAM: HON'BLE MR. JUSTICE B M SHYAM PRASAD



ORAL ORDER

The petitioner is a Trust, and it seeks direction to the third respondent to register First Information Report [*FIR*] on the basis of the information dated 08.12.2025 and for permission to operate its current account in No.925020049609545 with AXIS Bank [*the fifth respondent*]. Sri Marutheesha K., the learned counsel for the petitioner, contends that:

- the petitioner's Manager [*the fourth respondent*] has misused the petitioner's Bank A/c credentials and routed multiple transactions [valued over Rs.5,00,00,000/-] through this account, and
- this Manager has also appropriated the amount in excess of Rs.1,00,00,000/- donated by the Petitioner's benefactors.

Sri Marutheesha K submits that the petitioner is established as a Trust with the object of providing



care and shelter to the orphans and specially abled children.

2. This Court, in the light of these contentions and the grievance that the third respondent has not registered FIR, has called upon Sri Aditya Diwakara, the learned Additional Government Advocate, to secure instructions. Sri Anandanaik C.E., the incumbent Police Officer with the D.J.Halli Police Station is present. The Police Officer places on record the following.

[a] The information filed by the petitioner and the petition received from the office of the Commissioner of Police were being looked into to ascertain the veracity of information.

[b] The FIR is registered against the Trust [*the petitioner*] in FIR No.0686/2025 with the South CEN Police Station.



[c] He has also filed FIR in Crime No.89/2026 as some material is found to investigate into the culpability.

[d] The NCRP portal has registered more than 37 complaints of online fraud against the petitioner.

When queried, the Officer is categorical that the complaints need to be thoroughly investigated to ascertain whether it is just the fourth respondent or others are also parties to the alleged online fraudulent transactions.

3. This Court, with these circumstances being brought on record, is persuaded to opine that there must be further directions to the police and the law must have its quick march. On the petitioner's request for permission to operate its account, Mr. Francis Xavier, the learned counsel for the fifth respondent, has stated before this Court that the account is marked for lien over a sum of



Rs.3,00,000/- but the account is frozen at the petitioner's insistence. The learned counsel on record states that if the circumstances justify, this Court could permit the petitioner to operate its account.

4. This Court cannot accept the petitioner's request because its account [a Trust's account] is used for multiple transactions with online complaints of fraud which are under investigation with even certain complaints against the petitioner/its representatives and not just one individual. If the petitioner is permitted to operate account there can be further fudging, and that could impact an ongoing investigation. As such, the petition stands disposed of observing that it shall be open to the petitioner to open another account for its purpose.

Sd/-
(B M SHYAM PRASAD)
JUDGE

SA
List No.: 3 Sl No.: 22