



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 24TH DAY OF MARCH, 2026

BEFORE

THE HON'BLE MR. JUSTICE M.NAGAPRASANNA

CRIMINAL PETITION NO. 7375 OF 2025

BETWEEN:

M/S. BLUE MARLIN CONTAINER LINE PVT. LTD.,

REPRESENTED BY ITS

MANAGING DIRECTOR,

MR. MUKESH PASARI,

HAVING OFFICE AT NO.305,

SAI SAMARTH BUILDING,

SHAH INDUSTRIAL ESTATE,

DEONAR VILLAGE ROAD,

GOVANDI (EAST),

MUMBAI- 400 088.



...PETITIONER

(BY MS.KEERTHI REDDY, ADVOCATE)



AND:

1. STATE OF KARNATAKA,

STATE BY SADASHIVANAGAR POLICE,

REPRESENTED BY

STATE PUBLIC PROSECUTOR,

HIGH COURT,

BENGALURU -560 001.
2. ZERGAM RIZVI (IMRAN),

REPRESENTED BY

MANAGING PARTNER,

TRILIANCE FOODS AND BEVERAGES,

NO.4/1/4, BELLARY ROAD,

2ND FLOOR, RAJ MAHAL VILAS EXTENSION,

9TH MAIN, SADASHIVNAGAR,

BENGALURU CITY - 560 080.

...RESPONDENTS

(BY SRI. ANOOP KUMAR, HCGP FOR R1)

THIS CRL.P. IS FILED U/S 482 CR.PC (FILED U/S 528 BNSS) BY THE ADVOCATE FOR THE PETITIONER PRAYING THAT THIS HONOURABLE COURT MAY BE PLEASED TO RELAX/MODIFY THE ORDER DATED 31.08.2024, BY PERMITTING THE PETITIONER TO FURNISH PERSONAL BOND BEFORE THE HONBLE III ADDL. CHIEF JUDICIAL MAGISTRATE.



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

CORAM: **HON'BLE MR. JUSTICE M.NAGAPRASANNA**

ORAL ORDER

The petitioner is before this Court calling in question an order dated 31.08.2024 insofar as it imposes the condition of surety while allowing an application under Sections 451 and 457 of the Cr.P.C. directing defreezement of the account of the petitioner.

2. Heard the learned counsel, Ms. Keerthi Reddy, appearing for the petitioner, Sri. Anoop Kumar, learned HCGP appearing for respondent No.1 and have perused the material on record.

3. The petitioner is not the accused in the crime nor is an accused while filing the charge sheet in Crime No.150/2023, but the account of the petitioner stood frozen owing to certain money trail. The petitioner then files an application before the concerned Court invoking provisions under Sections 451 and 457 of the Cr.P.C. The concerned Court allows the application by the following order:



"ORDER

The application under section 451 and 457 of Cr.PC filed by the applicant M/s. Blue Marlin Container Line Pvt. Ltd., represented by its Managing Director Mr. Mukesh Pasari is hereby allowed.

The I.O. is directed to defreeze the Axis Bank Ltd., Account bearing No.918020044957274. The applicant shall execute indemnity bond of Rs.10,00,000/- with one surety for like sum with the conditions is mentioned as under."

4. Learned counsel appearing for the petitioner submits that the petitioner is ready and willing to offer surety, but the said surety is not being accepted by the concerned Court for defreezement of the account.

5. The submission of the learned counsel appearing for the petitioner as observed hereinabove is the surety affidavit that is rendered is not being accepted on the score that it is an Agreement of Sale.

6. In that light, I deem it appropriate to direct or permit the petitioner to offer surety, which is free from encumbrance of anywhere in the country for the purpose of defreezing of the account.



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7. In the event the said surety is produced in terms of the order, the Investigating Officer shall forthwith direct defreezement of the account without brooking any further delay.

With the aforesaid observations, the petition stands disposed.

Sd/-
(M.NAGAPRASANNA)
JUDGE

SJK
List No.: 1 Sl No.: 8