HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Civil Writ Petition No. 3980/2026

Dharmendra Bishnoi S/o Shri Ram Bishnoi, Aged About 25 Years, R/o Dudhiyo Ki Dhaniya, Basni Nikoba, Saran Nagar, Jodhpur, Rajasthan.

----Petitioner

Versus

1. Union Of India, Through The Secretary, Finance Department, Ministry Of Finance, Delhi.
2. The State Of Rajasthan, Through The Secretary, Finance Department, Ministry Of Finance, Jaipur.
3. Regional Manager, State Bank Of India, Jodhpur.
4. Nodal Officer / Branch Manager, State Bank Of India, Through Its Branch Manager, Shri Kanhaiya Nagar Branch, Jodhpur.
5. Cyber Crime, Unit Jodhpur Commissionerate, Rajasthan.
6. Phone Pay, Through Its Authorized Officer.

----Respondents

For Petitioner(s)	:	Mr. Manohar Singh
For Respondent(s)	:	--

HON'BLE MR. JUSTICE KULDEEP MATHUR

<u>Order</u>

<u>23/02/2026</u>

1. The instant writ petition under Article 226 of the Constitution of India has been filed by the petitioner seeking the following reliefs:-

> *"In the light of the factual report and ground stated in above petitioner humbly prays to the court as under:-*
> *1) Issue a writ of mandamus or any other appropriate writ, order, or direction quashing/quashing the order of the respondents freezing the petitioner's bank account bearing Account No. 41121642991 for State Bank Of India.*
> *2) Direct the respondents to immediately de-freeze and restore the petitioner's bank accounts to its normal operational status*
> *3) Declare that the action of the respondents in freezing the account without following due process is illegal, arbitrary, and unconstitutional.*
> *4) In the alternative, pass an order directing to de-freeze the account while keeping lien on the dispute amount*
> *5) Pass such other order or direction as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case Award costs of this petition.*

2. Having considered the facts and circumstances of the case, this Court deems it just and proper to dispose of this writ petition

with a direction to the State Bank Of India (Respondent No. 3 and 4) to keep the disputed amount (the amount which was transferred illegally in the bank account of the petitioner) frozen and allow the petitioner to make transactions from his bank account from the remaining balance.

3. It is further made clear that in case, the respondent – Bank has not received the information regarding the exact figure of the disputed amount, which the Investigating Officer/Police alleges to be receipt(s) of the offence, the bank shall send a communication to the concerned Investigating Officer/Police, to indicate the amount to be earmarked for lien, while endorsing a copy of the instant order.

4. Upon receipt of such communication/letter, the concerned Investigating Officer/Police shall be under an obligation to apprise the respondent - Bank about the amount to be kept in lien, within a period of seven days of receiving the communication from the respondent - Bank. The respondent – bank shall thereafter do the needful as directed herein above.

5. It is further made clear that in case, the respondent-Bank does not receive any reply from the concerned Investigating Officer/Police, then it shall be duty bound to act in accordance with the instant order.

6. Stay petition as well as all pending application, if any, stand disposed of.

(KULDEEP MATHUR),J

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