

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

S.B. Civil Writ Petition No. 3930/2026

Rakesh Kumar S/o Shree Purkha Ram, Aged About 38 Years, R/o
Dhandniya Bhayla, Tehsil Shergarh Dhananiya, Jodhpur
Rajasthan, 342001.

----Petitioner

Versus

1. The Branch Manager, SBI Bank, Pal Balaji, Jodhpur Rajasthan.
2. The Station House Officer, Police Station Thrissur City, Thrissur West, Kerela.

----Respondents

For Petitioner(s) : Mr. Dilip Kumar Jani

For Respondent(s) : -

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

25/02/2026

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

"In view of the above, the petitioner prays for the following reliefs:

(i) Hon'ble Court may kindly be pleased to quash and set aside the freezing of the petitioner's bank account bearing No. 40050341056 with State Bank of India Branch Pal Balaji, Jodhpur, Rajasthan.

(ii) The respondents be directed to de-freeze the petitioner's bank account and permit him to access his legitimate funds, except for any disputed amount, which may be kept on hold till the conclusion of the investigation.

(iii) The respondents be directed to provide a proper opportunity of hearing to the petitioner before taking any coercive action against his financial interests.

(iv) Any action taken by the respondents without due process of law be declared illegal, arbitrary, and void ab initio.

(v) Any other appropriate order or direction which this Hon'ble Court may deem fit just and proper in the facts and circumstances of the case may kindly be passed in favour of the petitioner."

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.1) 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