

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

S.B. Civil Writ Petition No. 6345/2026

Sumit Swami S/o Jai Prakash Swami, Aged About 27 Years, R/o Ward No 33, Behind The Fort, Raj Ka Wada, Churu, District Churu, Rajasthan.

-----Petitioner

Versus

1. Reserve Bank Of India, Rambagh Circle, Tonk Road, Jaipur_302004 Through Its Regional Director.
2. Punjab National Bank, Branch Nai Sadak, Mahaveer Plaza, Churu, Rajasthan Through Its Branch Manager.
3. The Deputy Commissioner Of Police (Cyber Crime), Officer Of Dcp Cyber Crime, Surat City, Police Headquarters, Athwa Lines Surat_395001, Gujarat.

-----Respondents

For Petitioner(s) : Mr. Rahul Bishnoi for
Mr. Harsh Shekhawat

For Respondent(s) :

HON'BLE MR. JUSTICE SANJEET PUROHIT

Order

23/03/2026

1. Present writ petition is filed under Article 226 of the Constitution of India inter alia praying for issuance of appropriate directions to respondent Bank to de-freeze Petitioner's Account and to further restrain respondent - Bank from freezing Petitioner's bank account in future without prior notice.

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 respondent - Bank 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 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.

(SANJEET PUROHIT),J