HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

S.B. Civil Writ Petition No. 6681/2026

Sachin S/o Sh. Doula Ram, Aged About 24 Years, R/o 101, Laxman Nagar, Sangariya, Jodhpur (Raj.)

----Petitioner

Versus

1. Union Of India, Through Ministry Of Home Affairs Through Secretary, Address - North Block, Secretariat, Raisina Hill, New Delhi-110001
2. Kotak Mahindra Bank Ltd, Through Its Manager, Address- Plot No. 184, 185, And 186 - Nehal Saraswati Shopping Center, Basni, Jodhpur - 342005
3. Police Inspector, Police Station Cyber Crime, Dist.- Cyberabad, Telangana.
4. Police Inspector, Police Station Chennai Ccb, Tamilnadu.

----Respondents

For Petitioner(s)	:	Mr. Buddhpal Singh
For Respondent(s)	:	Mr. Arpit Mehta

HON'BLE MR. JUSTICE KULDEEP MATHUR

<u>Order</u>

<u>28/03/2026</u>

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

> *"By an appropriate writ, order or direction, the respondent may kindly be directed to de-freeze the petitioner's Kotak Mahindra Bank Account no.- 5847891033 IFSC Code-KKBK0003636 with Kotak Mahindra Bank Ltd, address- Plot No.184,185, & 186 - Nehal Saraswati Shopping Center, Basni, Jodhpur.- 342005*
> *(i) By an appropriate writ, order or direction, the respondent may kindly be directed to not freeze the bank account of the petitioner 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 the Kotak Mahindra Bank Ltd. (Respondent

No.2) 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. 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.

5. At this stage, learned counsel for the respondent-Bank submits that in addition to the cyber crime/cyber complain there is another issue which has been raised with respect to petitioner's bank account. The issue is with regard to the internal freezing of the bank account due to certain doubtful entries and fresh KYC to be done.

6. Considering the submission made above, it is hereby directed that the petitioner would be required to submit requisite

documents related to doubtful entries and fresh KYC documents to the Bank. The respondent-Bank shall examine the documents submitted the petitioner and take fresh decision.

7. Stay petition as well as all pending applications, if any, stand disposed of.

(KULDEEP MATHUR),J

25-Arun/-