

  
**HIGH COURT OF JUDICATURE FOR RAJASTHAN**  
**BENCH AT JAIPUR**

S.B. Civil Writ Petition No. 3760/2026

Sunil Kumar S/o Bhola Ram, Aged About 55 Years, Resident Of  
161/181, Sector-16, Pratap Nagar, Sanganer, Police Station-  
Pratap Nagar, District-Jaipur (Rajasthan) - 302033.

----Petitioner

Versus

1. State Of Rajasthan, Through Principal Secretary,  
Department Of Home, Government Of Rajasthan,  
Secretariat, Jaipur,.
2. SHO, Police Station- Ettumanoor, District Kottayam,  
Kerala - 686637,
3. SHO, Police Station-Shibpur, District-Howrah Police  
Commissionerate, West Bengal - 711102,
4. SHO, Police Station-A.j. Mills Colony, District Warangal  
Commissionerate, Telangana- 506013,
5. SHO, Police Station-Hazarat Nizamuddin, District-South  
East, Delhi - 110013,
6. SHO, Police Station-Pratap Nagar, District-Jaipur City  
(East), Rajasthan - 302033,
7. SHO, Police Station-Sikandrara, District Hathras, Uttar  
Pradesh - 204211,
8. SHO, Police Station-Cyber Police Station West Region,  
District-Brihan Mumbai City, Maharashtra - 400058
9. Branch Manager, Punjab National Bank, Ruhs, Kumbha  
Marg Sector -18, District- Jaipur (Rajasthan) - 302033.

----Respondents

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For Petitioner(s) : Mr. Shashaank Bhansali  
For Respondent(s) : Ms. Sunita Meena and  
Ms. Devakriti Vashishtha for  
Mr. Bhunesh Sharma, AAG  
Mr. Vikas Jain

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**HON'BLE MR. JUSTICE ANUROOP SINGHI****Order****09/04/2026**

**1.** The present writ petition has been filed with the following prayers:-

*"In view of the above facts and circumstances, the petitioner prays that this Hon'ble Court may graciously be pleased to:*

*(I) Kindly issue a writ, order, or direction in the nature of the mandamus, directing the respondents to immediately remove the freeze/debit hold on the petitioner's Punjab National Bank account no. 12561011000403 and restore full access to the petitioner's bank account without any further delay;*

*(ii) Restrain the respondents from arbitrarily freezing or debiting the petitioner's bank account in future without proper investigation, opportunity of being heard, or reasonable cause supported by evidence;*

*(iii) Pass such order and further orders as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case in favour of the petitioner and in the interest of justice."*

**2.** Learned counsel for the petitioner submits that the petitioner has never misused the aforesaid bank account for the purpose of illegal transactions and has not committed any cyber crime and has no relation whatsoever to the alleged fraudulent transaction(s).

**3.** Learned counsel also submits that the petitioner is ready and willing to co-operate with the Investigating Agencies and will appear before the Bank Authorities and the Investigating Agencies as and when called upon.

**4.** Therefore, learned counsel prays that while the disputed amount which has been received in the petitioner's account may

be frozen, the amount other than the disputed amount may kindly be allowed to be withdrawn and the petitioner may be allowed to operate and carry out the banking transactions from the said bank account.

**5.** *Per contra*, learned counsel for the respondent – Bank submits that the disputed amount is Rs.1,393/- and the bank account of the petitioner has been frozen strictly in compliance of financial cyber fraud complaint(s).

**6.** Learned counsel for the respondent – Bank further submits that the petitioner may be directed not to discontinue the bank account until the investigation is completed or the criminal case is decided.

**7.** Learned counsel for the respondent – State submits that as the petitioner is the beneficiary of an amount involved in a financial cyber fraud complaint and the investigation is undergoing, no interference is called for at this stage.

**8.** Learned counsel for the petitioner agrees with the submissions made by learned counsel for the respondent – Bank.

**9.** Heard learned counsel for the parties.

**10.** In view of the submissions so made, this Court is of the considered view that merely because a certain amount has been transferred to the petitioner's bank account in an alleged fraudulent transaction, the act of freezing the entire bank account and imposing complete restriction on banking transactions at this stage will seriously prejudice the rights of the petitioner. At the most, the Bank can keep a lien on the amount to the extent it relates to the alleged fraudulent transaction(s) credited in the petitioner's bank account.

**11.** Consequently, this writ petition is disposed of with the following directions:-

i) The respondent – Bank shall de-freeze the bank account **No. 12561011000403** of the petitioner maintained at Punjab National Bank, Rajasthan Univ of Heal, Th SCI, Kumbha Marg, Rajasthan, Jaipur 302033, positively within a period of three days from the date of submission of certified copy of this order and the petitioner may be allowed to operate and carry out banking transactions in the said bank account over and above the disputed amount, in accordance with law. However, the disputed amount i.e., **Rs1,393/-** which has been credited in the petitioner's bank account in connection with the alleged fraudulent transaction(s) shall remain frozen;

ii) The petitioner shall co-operate with the Bank Authorities and the Investigating Agencies and will appear before them, as and when required;

iii) The petitioner shall not close or discontinue the bank account till the Investigating Agencies and Bank Authorities permit the petitioner to do so;

iv) If the involvement of the petitioner is found in any illegal transaction(s), the petitioner shall be liable to pay amount involved in the aforesaid illegal transaction and will face inquiry/investigation as per law; and

v) The petitioner shall ensure that all the compliances required for maintaining and operating his bank account with the respondent – Bank are duly complied with.

vi) Needless to say, that this order has been passed only in the context of de-freezing of the bank account of the petitioner

and in no manner is to be construed as any determination with respect to the merits of the financial cyber fraud complaint under question.

**12.** Pending application(s), if any, shall stand disposed of accordingly.

**(ANUROOP SINGHI),J**

DIPESH CHAYAL /23