HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 15279/2025

M/s The Curry Leaf (Veg And Non-Veg Restaurant), Through Its Sole Proprietor Deepak Jhadotiya S/o Boduram, Aged About 37 Years, Resident Of 124/204, Agarwal Farm, Mansarovar, Jaipur - 302020, Rajasthan

----Petitioner

Versus

1. Icici Bank, Through Its Chairman, Icici Bank Tower, Bandra Kurla Complex , Mumbai, Maharashtra, Pin 400051
2. The Branch Manager, Icici Bank, Jaipur , C-99 Shreeji Towers, Subhash Marg, Near Ahimsa Circle, Jaipur, Rajasthan , Pin 302001
3. The Station House Officer, Cyber Crime Police Station Gazipur , Police Line, Katchari Road, Gazipur , Uttar Pradesh, Pin - 233001

----Respondents

For Petitioner(s)	:	Mr. Tanmay Sharma Mr. Bhawani Shankar
For Respondent(s)	:	Ms. Nidhi Samodia for Ms. Suruchi Kasliwal

HON'BLE MR. JUSTICE ANUROOP SINGHI

Order

23/02/2026

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

> *"In view of the facts stated above and in the interests of justice, the Petitioner most humbly prays that this Hon'ble Court may be pleased to:*
>
> ***A**. Issue a writ, order, or direction in the nature of certiorari quashing the impugned action of freezing the Petitioner's Current account No. 675605601138 maintained with ICICI Bank, Gaurav Tower ICICI Bank G.T. Malviya Nagar Jaipur;*
>
> ***B**. Issue a writ, order, or direction in the nature of mandamus directing the Respondents to:*

I) Immediately defreeze the Petitioner's aforesaid bank account; and

II) Permit the Petitioner to operate the account without any hindrance for all legitimate transactions;

III) If this Hon'ble Court deems fit, direct that only the disputed amount of Rs. 1,00,000/- be kept under lien while allowing normal operations of the account for legitimate transactions;

***C**. Direct the Respondents to comply with the mandatory provisions of Section 102(3) CrPC and report the seizure to the concerned Magistrate forthwith;*

***D**. Direct the Respondents to pay adequate compensation to the Petitioner for the financial losses and mental agony suffered due to the illegal freezing of his account from the date of freezing till the actual release of funds;*

***E**. Pass any other order(s) as this Hon'ble Court may deem just and proper in the facts and circumstances of the present case"*

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, as per the information received, the disputed amount credited in the petitioner's bank account is Rs.1,00,000/- and the bank account of the petitioner has been frozen pursuant to directions received from investigating authorities in connection with a cyber fraud.

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

8. Heard learned counsel for the parties.

9. 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.

10. Consequently, this writ petition is disposed of with a direction to the respondent – Bank to de-freeze the **account No. 675605601138** of the petitioner maintained at ICICI Bank, Gaurav Tower, G.T. Malviya Nagar, Jaipur 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., **Rs.1,00,000/-** which has been credited in the petitioner's bank account in connection with the alleged fraudulent transaction(s) shall remain frozen.

11. It is made clear that the petitioner will co-operate with the Bank Authorities and the Investigating Agencies and will appear before them as and when required. It is also ordered that the petitioner shall not close or discontinue the bank account till the Investigating Agencies and Bank Authorities permit the petitioner to do so.

12. It is further ordered that after investigation, if the involvement of the petitioner is found in any illegal transaction, the petitioner shall be liable to pay amount involved in the aforesaid illegal transaction and will face inquiry/investigation as per law.

13. 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.

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

(ANUROOP SINGHI),J

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