


HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 15826/2025

Calibre Chemicals Industries

----Petitioner

Versus

ICICI Bank & Anr.

----Respondents

Connected With

S.B. Civil Writ Petition No. 16331/2025

M/s Hodkashya Traders

----Petitioner

Versus

ICICI Bank & Anr.

----Respondents

For Petitioner(s)	:	Mr. Adhiraj Singh Rajawat Mr. Aditya Chaudhary Mr. B.R. Mathur
For Respondent(s)	:	Ms. Suruchi Kasliwal with Mr. Vikram Singh Ms. Nidhi Samodia Ms. Annika Anna Ms. Aayushi Jain Mr. Vikash Samota Mr. Mitesh Sharma Mr. Somitra Chaturvedi with Mr. Munendra Singh Fouzdar

HON'BLE MR. JUSTICE ANUROOP SINGHI

Order

25/02/2026

In S.B. Civil Writ Petition No. 15826/2025:-

1. Heard learned counsel for the parties and perused the material available on the stay application.
2. The submissions made by learned counsel for the parties reveal that it was the communication dated 08.07.2024 sent by CEN Crime Police Station, East Division, Bengaluru City, to the Manager of ICICI Bank i.e. respondent No.1 which led to the

freezing of the bank account of the petitioner. An investigation in pursuance to the complaint as mentioned in the said communication is still pending and it is also not in dispute that the amount credited in the bank account of the petitioner was immediately withdrawn by the petitioner, reasons and justification for which could not be explained.

3. Taking note of the fact that the investigation is still pending and the amount involved has already been withdrawn by the petitioner, in the peculiar facts and circumstances of the present case, this Court is not inclined to grant any interim relief to the petitioner, so as to defreeze the bank account of the petitioner bearing Overdraft Account No.427005000703.

4. Accordingly, the stay application is dismissed, however, it is observed that as the bank account of the petitioner was frozen in pursuance to the communication dated 08.07.2024 and substantial time has passed thereafter, it would be in the interest of justice to expedite the investigation being carried out by the investigating agencies and to arrive at the necessary conclusion at the earliest.

5. List the matter after six weeks.

In S.B. Civil Writ Petition No. 16331/2025:-

1. Heard learned counsel for the parties and perused the material available on the stay application.
2. Learned counsel for the respondent, at the very outset, has drawn attention of this Court to the order dated 07.10.2025, passed by Permanent Lok Adalat (Public Utility Services), Jaipur

District, Jaipur in complaint No.72/2024 titled as Smt. Bina Kumawat and Another Vs. ICICI Bank Ltd. and Others.

3. Smt. Bina Kumawat is the proprietor of the firm M/s. Hodkashya Traders, which is the petitioner in the present writ petition and it is for the very same transaction involved in the present writ petition that this complaint was filed before the Permanent Lok Adalat challenging the freezing of the bank account of the petitioner.

4. The Permanent Lok Adalat has arrived at a detailed finding while rejecting the said complaint made by the petitioner. Para 21 and 22 of the order dated 07.10.2025, reads as under:-

"21. साईबर धोखाधड़ी से रकम प्राप्त करने के मामले दिन-प्रतिदिन बढ़ते जा रहे हैं, जिनमें पुलिस अनुसंधान करती है। कई मामले अत्यधिक रकम से संबंधित होते हैं। पुलिस का दायित्व है कि इस प्रकार के मामलों को गंभीरता से ले। जैसा कि हमने उपरोक्त विवेचन में कहा है कि पुलिस को किसी आपराधिक मामले में धारा 102 दण्ड प्रक्रिया संहिता या अब बीएनएसएस के अन्तर्गत किसी रकम को जप्त करने का अथवा कोई बैंक खाता डेबिट फ्रीज करने का अधिकार प्राप्त है। न्यायिक मजिस्ट्रेट या माननीय उच्च न्यायालय ही इस प्रकार के मामलों में हस्तक्षेप कर सकते हैं।

22. इस प्रकरण में थानाधिकारी, पुलिस थाना फुलेरा के द्वारा अधिकार क्षेत्र से बाहर जाकर इस प्रकार की कार्यवाही क्यों की गई, इस बाबत उनके द्वारा इस न्यायालय में कोई सन्तोषप्रद स्पष्टीकरण प्रस्तुत नहीं किया गया था। ऐसी परिस्थितियों में यह न्यायालय उचित समझता है कि इस न्यायालय द्वारा प्रेषित पत्र एवं थानाधिकारी, पुलिस थाना फुलेरा की जांच रिपोर्ट दिनांक 15.05.2024 मय स्पष्टीकरण की प्रति श्रीमान पुलिस महानिदेशक जयपुर राजस्थान को भिजवाई जावे व उनसे यह अपेक्षा की जाती है कि वे इस निर्णय के प्रकाश में बारीकी से इस प्रकरण की जांच करा कर इस न्यायालय में तीन माह के भीतर तथ्यात्मक रिपोर्ट प्रस्तुत करेंगे।"

5. Learned counsel for the petitioner, Mr. Aditya Chaudhary, has made a specific submission that in para 17 of the said order, it has been specifically held that the Permanent Lok Adalat lacks jurisdiction to entertain any complaint with respect to freezing of

the bank account and thus, the said order dated 07.10.2025 cannot be read against the petitioner.

6. It is a trite law that no document can be read in piecemeal and on a holistic reading of the said order, it is more than apparent that the Permanent Lok Adalat has considered the aspect threadbare and thus, the findings arrived at by Permanent Lok Adalat in the order dated 07.10.2025 cannot be ignored.

7. Further, the reply submitted by respondent – Bank also reveals that the transactions with respect to the deposit of the amount and the immediate withdrawal thereafter were suspicious in nature in respect of which, the investigation is in process and thus, passing an order with respect to defreezing of such a bank account may adversely impact the ongoing investigation.

8. Accordingly, this Court is not inclined to pass any interim directions on the stay application and the same is accordingly dismissed, however, it is observed that as the bank account of the petitioner was frozen in pursuance to the cyber complaint dated 22.02.2024 and substantial time has passed thereafter, it would be in the interest of justice to expedite the investigation being carried out by the investigating agencies and to arrive at the necessary conclusion at the earliest.

9. List the matter after six weeks.

(ANUROOP SINGHI),J