



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



S.B. Civil Writ Petition No. 17243/2025

Rakesh Kumar S/o Hardayal Tiwari, Aged About 59 Years, Post Office Ke Samne Warehouse Colony, Nadbai, Bharatpur, Rajasthan-321602.

-----Petitioner

Versus

1. Sbi Bank, Through Its Regional Nodal Officer, Address First Floor, Udyog Bhawan, Tilak Marg, C Scheme, Ashok Nagar, Jaipur, Rajasthan 302005.
2. Inspector Of Police, Police Station Bibwewadi, Pune City, Maharashtra. Pin Code- 4111037.
3. Inspector Of Police, Police Station Vartak Nagar, Thane City, Maharashtra. Pin Code- 400606.

-----Respondents

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For Petitioner(s) : Mr. Adarsh Singhal, Adv.  
For Respondent(s) : Mr. Vikram Singh, Adv for  
Ms. Suruchi Kasliwal, Adv.

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**HON'BLE MR. JUSTICE SANJEET PUROHIT**

**Order**

**17/11/2025**

1. The instant writ petition is filed by the petitioner with the following prayer:-

"It is therefore, most humbly prayed that your Lordships' may graciously be pleased to accept and allow this writ petition by calling the entire record and after perusal of the same:-

(I) Issue a writ in the nature of Mandamus or any other appropriate writ, order or direction commanding the Respondent Bank to immediately unfreeze the current account of the petitioner bearing Account No.61294402880, SBI Bank Rajasthan.

(ii) Direct the respondent Bank to provide written reasons for the freezing of the account and any communication received from Cyber Crime authorities, if any,.



(iii) Declare that the action of the respondent Bank is arbitrary, illegal and violative of Articles 14, 19(1) (g) and 300A of the Constitution of India.

(iv) Award costs of this petition in favour of the petitioner.

(v) Pass such further or other orders as may be deemed just and proper in the facts and circumstances of the case.

(vi) Any other appropriate order or direction which is deemed just and proper in the facts and circumstances by this Hon'ble Court may also be passed in favour of the petitioner's Committee.

2. Learned counsel for the petitioner submits that the petitioner has not misused his bank account for the purpose of illegal transaction and he has not committed any Cyber Crime.

3. Learned counsel for the petitioner submits that the petitioner is ready to cooperate with the investigating agency. He, therefore, prays that the disputed amount, which has been received in the petitioner's bank account No.61294402880 in SBI Bank, Branch Nadbai (Bharatpur) Rajasthan may be withheld and he may be allowed to operate the bank account, he is facing problem in day to day money transaction.

4. Per contra, learned counsel for the respondent opposed the arguments of the learned counsel for the petitioner. None has appeared on behalf of the respondent-bank in spite of receipt of notice.

5. In view of the submissions made before this Court, the direction is issued to the respondent-bank to de-freeze the saving account No.61294402880 in SBI Bank, Branch Nadbai (Bharatpur) Rajasthan. However, the disputed amount or any other amount as intimated by the investigation agency, which has been credited in the petitioner's account in connection with fraudulent transactions shall remain freezed. It is further made clear that keeping the





disputed amount aside the petitioner will be allowed to operate his aforementioned savings account for day to day money transactions. It is further directed that only the disputed amount, which has been alleged to have been credited in the petitioner's account shall be freezed in the account of the petitioner and he will be allowed to operate his account.

6. It is made clear that the petitioner will cooperate with the investigating officer and he will appear before investigating agency as and when required. It is also ordered that the petitioner shall not close or discontinue his above mentioned bank account with the respondent-bank till the investigation is completed by the investigating agency. It is also made clear that in case, after the investigation, the involvement of the petitioner is found in any illegal transaction, the investigating agency would be free to proceed against the petitioner in accordance with law.

7. With the aforesaid observations, the petition stands disposed of.

8. Stay application and other application(s), if any, stands disposed of.

(SANJEET PUROHIT),J

AVINASH GULERIA /222

