

GAHC010125992024



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(Civil)/2156/2024

DR. ARUNIMA BARUAH
W/O- SRI NIRANJAN BORA,
R/O- H.NO. 17, BYE-LANE NO. 1,
NEAR HEM BARUAH ROAD,
MATHURA NAGAR,
GUWAHATI, ASSAM, PIN- 781006.

VERSUS

THE STATE OF ASSAM AND 8 ORS
REPRESENTED BY THE PRINCIPAL SECRETARY TO THE GOVERNMENT OF
ASSAM, HOME AND POLITICAL DEPARTMENT, 2ND FLOOR, CM BLOCK,
ASSAM SECRETARIAT, DISPUR, GUWAHATI, ASSAM, PIN- 781006.

2:THE STATE BANK OF INDIA
REPRESENTED BY THE BRANCH MANAGER

GUWAHATI MAIN BRANCH

PAN BAZAR
GUWAHATI
ASSAM

PIN- 781001.

3:THE STATE OF GUJARAT
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY TO THE
GOVERNMENT OF GUJARAT

HOME DEPARTMENT
2ND BLOCK
1ST FLOOR

SACHIVALAYA
GANDHINAGAR
GUJARAT.
PIN- 395001.

4:THE OFFICER-IN-CHARGE
CYBER CRIME POLICE STATION
NEAR IGP OFFICE
ATHWALINES
SURAT

GUJARAT. PIN- 395001.

5:THE OFFICER-IN-CHARGE
CYBER POLICE STATION
PANBAZAR
GUWAHATI
ASSAM
PIN 781001.

6:THE STATE OF UTTAR PRADESH

REPRESENTED BY THE PRINCIPAL SECRETARY
HOME DEPARTMENT
LOK BHAWAN
C BLOCK
LUCKNOW
UTTAR PRADESH
PIN 226001

7:THE STATION HOUSE OFFICER

INDRAPURAM POLICE STATION
GHAZIABAD
UTTAR PRADESH
PIN 201014.

8:THE STATE OF KARNATAKA

REP BY THE ADDITIONAL CHIEF SECRETARY
HOME DEPARTMENT
GOVERNMENT OF KARNATAKA
II FLOOR
VIDHANA SOUDHA
BENGALURU
KARNATAKA
PIN 560001.

9:THE STATION HOUSE OFFICER

CEN POLICE STATION
NORTH-EAST DIVISION
64
KHB COLONY
GANDINAGARA
YELAHANKA
BENGALURU
KARNATAKA
PIN 560064

Advocate for the Petitioner : MR S BORTHAKUR, MR SAURADEEP DEY

Advocate for the Respondent : GA, ASSAM,

BEFORE

THE HON'BLE MR. JUSTICE ARUN DEV CHOUDHURY

Order

11.09.2024

Heard learned counsel for the parties.

The connected writ petition is filed assailing the action of the authorities in freezing the bank account of the petitioner. It is seen from the record that such bank account has been frozen by the bank authority on the request of investigating authorities in connection with a criminal case involving investment of money in stock market and FIRs were registered in different states of India. According to the petitioner she is the victim of such fraud and her account has been frozen on the request of the police department under the State of Uttar Pradesh.

The present application is filed for impleadment of the Officer-in-Charge, Cyber Police Station, Panbazar, Guwahati, Assam, the State of Uttar Pradesh represented by the Principal Secretary, Home Department, State of Uttar Pradesh the Station House Officer, Indrapuram Police Station, Ghaziabad, UP, the State of Karnataka represented by the Additional Chief Secretary, Home Department, Government of Karnataka and the Station House Officer, CEN Police Station, North-east Division, KHB Colony, Gandhinagara as party respondent Nos. 5 to

9 in the connected writ petition. It is also contended by the learned counsel for the petitioner that she had lodged an FIR before the Cyber police station, Guwahati and such police station can verify the contention of the petitioner and throw light on the investigation so far made.

Considering the nature of allegation and issues involved, in the considered opinion of this court if any order is passed, the investigation that has been conducted by the investigating authority may be hampered. Therefore, it is necessary to hear the aforesaid investigating agencies.

Accordingly, the Officer-in-Charge, Cyber Police Station, Panbazar, Guwahati, Assam, the State of Uttar Pradesh represented by the Principal Secretary, Home Department, State of Uttar Pradesh the Station House Officer, Indrapuram Police Station, Ghaziabad, UP, the State of Karnataka represented by the Additional Chief Secretary, Home Department, Government of Karnataka and the Station House Officer, CEN Police Station, North-east Division, KHB Colony, Gandhinagara are impleaded as party respondent Nos. 5 to 9 in the connected writ petition.

The learned counsel for the petitioner is to furnish an amended cause title to the Registry within a period of three days from today. Thereafter, the Registry shall do the needful for incorporation of the same. In the meantime, the learned counsel for the petitioner shall also furnish an amended cause title to the learned counsels for the respondent.

IA stands disposed of.

JUDGE

Comparing Assistant