

THE HON'BLE SRI JUSTICE SANJAY KUMAR

CONTEMPT CASE No.634 of 2016

ORDER:

This contempt case was instituted alleging willful disobedience to the order dated 08.02.2016 passed in W.P.M.P.No.26602 of 2014 in W.P.No.21214 of 2014. By the said order, the erstwhile common High Court for the State of Telangana and Andhra Pradesh held that the proceeds in the bank account could not be seized under Section 102 Cr.P.C. unless there was a link and nexus between the offence and the account sought to be seized and as that essential ingredient was missing, the police authorities were directed to defreeze the subject bank accounts forthwith.

2. The Deputy Superintendent of Police, GHR, CID, Hyderabad, filed a counter-affidavit stating that pursuant to the aforestated order, he addressed letters dated 30.08.2016 to the State Bank of India, the Union Bank and the Axis Bank to defreeze the petitioner's accounts. He further stated that the delay on his part in complying with the order was due to administrative reasons and was not willful or intentional.

3. No reply-affidavit was filed by the petitioner rebutting the aforestated counter-affidavit averments or demonstrating to the contrary.

4. This Court therefore finds no grounds made out to exercise contempt jurisdiction.

5. The contempt case is accordingly closed. No order as to costs.

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SANJAY KUMAR, J

Date:27.09.2019

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