

August 29, 2024
Sl. No.A 67
Court No.9
s.biswas

WPA 16484 of 2024

Pritam Roy Choudhary

vs.

Reserve Bank of India and others

Mr. Sabyasachi Bhattacharjee

Mr. Arpit Kumar Saha

Ms. Barnali Pal

... for the petitioner

Mr. Kaushik Chatterjee

Mr. Tirthankar Dey

... for the respondent no.2

1. There is no scope for interference in this writ petition, by invoking the power of judicial review. The petitioner contends that the order of the learned Additional Chief Judicial Magistrate, Bidhannagar in G.R. Case No.255 of 2024 was not complied with by the bank.
2. The learned advocate for the bank submits that Rs.4,11,832.95/- (vide IndusInd Bank A/C No.258826045311) was remitted to the account of the petitioner on June 1, 2024 and Rs.5,08,503.44/- was remitted to the bank account number (vide IndusInd Bank A/C No.257439611598) on June 1, 2024 in terms of the order of the Judicial Magistrate No.IV, Coimbatore. Thus, the bank submits that the money which was on hold in respect of the proceedings being BDN Cyber Crime P.S. Case No.43 of 2024 corresponding to G.R. Case No.255

of 2024, have been duly released. This fact has been suppressed by the petitioner.

3. Now, the petitioner contends that the order of the learned ACJM, Bdiannagar must prevail. The issue cannot be decided in this writ petition. If the petitioner is aggrieved by the order of the learned Judicial Magistrate at Coimbatore, the petitioner has other remedies under the law. The writ court does not find any illegality on the part of the bank, at this stage.
4. Accordingly, the writ petition is disposed of.
5. There shall be no order as to costs.
6. All the parties will act on the basis of the server copy of the order.

(Shampa Sarkar, J.)