



WEB COPY



W.P.No.78 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.02.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

**W.P.No.78 of 2023
And
W.M.P.No.72 of 2023**

M.Bhavikha Jain

... Petitioner

Vs.

1.The State

Represented by the Inspector of Police
Central Crime Branch – I,
Egmore, Chennai – 600 008.

2.The Inspector of Police

Central Crime Branch,
Job Racket Team 28,
Veperry, Chennai – 600 007.

3.Axis Bank Limited

Rep. by its Authorized Signatory,
Purasaiwakkam, Chennai – 600 007.

... Respondents

Prayer:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorari calling for the records relating to the letter dated 13.10.2022 of the third respondent herein as per the instructions of the second respondent herein to freeze the account No.916020036477063 in the third respondent Bank under Crime No.169 of 2022 on the file of the second respondent herein and quash the same.



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For Petitioner : Mr.Palanivel Rajaa
Senior Counsel
for M/s.B.Ramesh Babu

For Respondents : Mr.A.Gopinath for R1 and R2
Government Advocate (Crl. Side)
Mr.R.Palanikumar Ramesh for R3

ORDER

This writ petition has been filed challenging the letter dated 13.10.2022 of the third respondent instructing the bank to freeze the bank account of the petitioner.

2.When the matter was taken up for hearing, the learned Government Advocate (Crl. Side) on instructions submitted that the bank account was freezed on 12.10.2022 and it was informed on 18.10.2022 before the concerned jurisdictional Magistrate Court.

3.In the light of the above submission, it is seen that there is no violation of Section 102 of Cr.P.C. Hence liberty is granted to the petitioner to move an appropriate application before the concerned Court and seek for de-freezing the bank account. On filing of such application, concerned Court shall deal with the same on its own merits and in accordance with law and shall pass orders within a period of two weeks after the application is made, after giving opportunity to the



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prosecution.

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4.This writ petition is disposed of. No costs. Consequently, the connected miscellaneous petition is closed.

15.02.2024

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Index: Yes/ No

Speaking Order: Yes/ No

NCC: Yes/ No

To

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2.The Inspector of Police
Central Crime Branch,
Job Racket Team 28,
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