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Crl.O.P.Nos.18975, 18854 and 18897 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.11.2024

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THE HONOURABLE MR.JUSTICE P.VELMURUGAN

Crl.O.P.Nos.18975, 18854 and 18897 of 2024

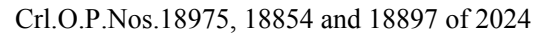
Crl.O.P.No.18975 of 2024

1. R.Senthil Kumar
 2. K.Priyanka
- ... Petitioners

Vs.

1. The Superintendent of Police – I/
State Nodal Officer,
Cyber Crime Wing,
Police Training College Campus,
Ashok Nagar, Chennai – 600 082.
 2. State rep. by
The Inspector of Police,
Team-C, Cyber Crime Police Station,
CCB, Office of the Commissioner of Police,
Vepery – 600 007, Greater Chennai,
Crime No.112 of 2022.
 3. The Branch Manager,
ICICI Bank, Nungambakkam,
Chennai – 600 034.
 4. Divya
- ... Respondents

[R4 impleaded as per order dated 03.10.2024
in Crl.M.P.No.13725 of 2024 in Crl.OP.No.18975 of 2024]



Crl.O.P.No.18854 of 2024

... Petitioner

Vs.

1. The Superintendent of Police – I/
State Nodal Officer,
Cyber Crime Wing,
Police Training College Campus,
Ashok Nagar, Chennai – 600 082.
2. State rep.by
The Inspector of Police,
Team-C, Cyber Crime Police Station,
CCB, Office of the Commissioner of Police,
Vepery – 600 007, Greater Chennai,
Crime No.112 of 2022.
3. The Branch Manager,
ICICI Bank, Chennai One IT Park,
Thoraipakkam, Chennai – 600 097.



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4. Divya

... Respondents

[R4 impleaded as per order dated 03.10.2024
in Crl.M.P.No.13729 of 2024 in Crl.OP.No.18854 of 2024]

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, pleaded to direct the respondents 1 and 2 to defreeze the petitioner Bank Account at the Branch Manager, ICICI Bank, Chennai One IT Park, Thoraipakkam, Chennai – 600 097, bearing personal account No.428601502645 with the third respondent in connection with the Crime No.112 of 2022 on the file of the second respondent and permit the petitioner to operate the said Bank account.

Crl.O.P.No.18897 of 2024

K.Priyanka

... Petitioner

Vs.

1. The Superintendent of Police – I/
State Nodal Officer,
Cyber Crime Wing,
Police Training College Campus,
Ashok Nagar, Chennai – 600 082.
2. State rep.by
The Inspector of Police,
Team-C, Cyber Crime Police Station,
CCB, Office of the Commissioner of Police,
Vepery – 600 007, Greater Chennai,
Crime No.112 of 2022.
3. The Branch Manager,



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ICICI Bank, R.K.Salai,
Mylapore, Chennai – 600 004.

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4. Divya

... Respondents

[R4 impleaded as per order dated 03.10.2024
in Crl.M.P.No.13735 of 2024 in Crl.OP.No.18897 of 2024]

Prayer: Criminal Original Petition is filed under Section 528 of BNSS, pleaded to direct the respondents 1 and 2 to defreeze the petitioner Bank Account at the Branch Manager, ICICI Bank, R.K.Salai, Mylapore, Chennai – 600 004, bearing personal account No.602201550600 with the third respondent in connection with the Crime No.112 of 2022 on the file of the second respondent and permit the petitioner to operate the said Bank account.

For Petitioners : Mr.R.Venkatesan
in all Crl.OPs.

For Respondents : Mr.S.Sugendran
Additional Public Prosecutor
for R1 and R2
in all Crl.OPs

COMMON ORDER

These Criminal Original Petitions have been filed to direct the respondents 1 and 2 to de-freeze the petitioners' Bank Account with the third respondent-Bank bearing personal Account Nos.000905034045,



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428601502645 and 602201550600, respectively in connection with Crime No.112 of 2022 on the file of the second respondent and permit the petitioners to operate the said Bank accounts.

2. Heard the learned counsel for the petitioners and the learned Additional Public Prosecutor for the respondents 1 and 2 and perused the materials available on record.

3. Learned Additional Public Prosecutor appearing for the respondents 1 and 2 submits that on completion of investigation, final report was filed and trial also commenced and the next hearing date is fixed as 04.12.2024.

4. The learned counsel for the petitioners placed reliance on the order of this Court dated 10.09.2024 in W.P.No.25631 of 2024 (Mohammed Saifullah Vs. RBI and others).

5. Since the charge sheet is filed, the trial Court finds prima-facie case and charge sheet has also been taken on file and now, the trial has also commenced. Therefore, the said order of this Court dated 10.09.2024



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is not applicable to the present case on hand.

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6. In view of the above, this Criminal Original Petitions are dismissed. However, the petitioners are at liberty to work out their remedy in the manner known to law before the trial Court.

04.11.2024

Index: Yes/No

Speaking Order : Yes/No

Neutral Citation Case : Yes/No

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To

1. The Superintendent of Police – I/
State Nodal Officer,
Cyber Crime Wing,
Police Training College Campus,
Ashok Nagar, Chennai – 600 082.
2. The Inspector of Police,
Team-C, Cyber Crime Police Station,
CCB, Office of the Commissioner of Police,
Vepery – 600 007, Greater Chennai,
Crime No.112 of 2022.
3. The Public Prosecutor,
High Court, Madras.



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P.VELMURUGAN, J

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04.11.2024