



W.P.No.29358 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.11.2024

Coram:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

W.P.No.29358 of 2024 and

W.M.P.No.32006 of 2024

V.Senguttuvan

... Petitioner

Vs.

1. The Branch Manager

State Bank of India

Manargudi Branch

236, Big Bazar Street, Mannargudi

Tiruvarur- 614001

2. The State

Inspector of Police

Gujarat Bharuch Ankleshwar City Police Station

Gujarat - 393 002

3. The State

Inspector of Police

Koparkhairane Police Station

Maharastra Navi Mumbai

Mumbai - 400 709



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4. The Superintendent of Police
Office of District Superintendent
Thiruvarur - 614 014

5. The District collector
Office of District Collector
Thiruvarur - 614 014

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the 1st respondent to defreeze the said account of the petitioner vide Account No.(38639082716) maintained with the 1st respondent bank.

For Petitioner : Mr.S.Nirmal Aditya
For 1st Respondent : Mr.Arfat Mohammed.A
For Respondents 4 and 5 : Mr.S.Vinoth Kumar
Government Advocate (Crl. Side)
For Respondents 2 and 3 : No Appearance

ORDER

This Writ Petition is filed to issue a Writ of Mandamus directing the 1st respondent to defreeze the account of the petitioner vide Account No.38639082716 maintained with the 1st respondent bank.



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2. The learned counsel for the petitioner submitted that the petitioner's bank Account No.38639082716 in the 1st respondent/Bank has been put to debit freeze by the 1st respondent/Bank due to the notices issued by the 2nd and 3rd respondent police. The allegation is that some illegal transactions had taken place on 07.12.2023 for a sum of Rs.20,000/- and Rs.35,000/- in the petitioner's account for which complaints have been issued on different dates mentioning some transactions via online and trade related transfers. The debit freeze of the petitioner's bank account is without any material evidence. He further submitted that even according to the prosecution, only partial amount is involved in the suspected transaction and at the best, the salary amount of the petitioner has to be defreezed. Hence, the present petition is filed.

3. As per the directions of this Court dated 06.11.2024, the Branch Manager of the 1st respondent/Bank appeared before this Court and also filed counter stating that various suspicious transactions have taken place.

4. Heard and perused the materials available on record.



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5. Considering the serious nature of offence and the fact that the investigation is half way and the respondent police have not completed the investigation, this Court is not inclined to entertain this petition.

6. The concerned police is directed to expedite the investigation and file charge sheet and also a report regarding the illegal transaction/suspicious transaction that has taken place, as early as possible and within a reasonable time.

7. With the above directions, this Writ Petition is dismissed. Consequently, connected Miscellaneous Petition is closed. No costs.

11.11.2024

Index : Yes / No

Speaking Order : Yes / No

Neutral Citation Case : Yes/No

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To.

WEB COPY

1. The Superintendent of Police
Office of District Superintendent
Thiruvarur - 614 014
2. The District collector
Office of District Collector
Thiruvarur - 614 014
3. The Public Prosecutor,
High Court of Madras.



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P.VELMURUGAN. J.

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