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CRL.O.P No.2217 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13.02.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

CRL.O.P No.2217 of 2024

Annie Jacob
W/o.Anand Jacob Verghese

...Petitioner

Vs.

The Deputy Superintendent of Police,
Economic Offences Wing,
Ashok Nagar, Chennai - 83.
Crime No.21 of 2022

...Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Criminal Procedure Code, praying to direct the respondent to unlock the account HDFC Bank Limited, in Savings Bank Account No.50100128970900 at ITC Centre No.759, Anna Salai, Ground Floor, Chennai - 600 002.

For Petitioner : Mr.K.Sukumaran

For Respondent : Mr.A.Damodaran
Additional Public Prosecutor

ORDER



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This petition has been filed seeking for a direction to the respondent police to defreeze the Savings Bank Account of the petitioner maintained with the HDFC Bank Limited.

2. Heard Mr.K.Sukumaran, learned counsel for petitioner and Mr.A.Damodaran, learned Additional Public Prosecutor appearing for respondent.

3. When the matter came up for hearing, learned Additional Public Prosecutor, on instructions, submitted that the bank account of the petitioner was freezed on 11.01.2023. However, the same was not immediately informed to the concerned Magistrate Court as mandated u/s.102 Cr.P.C.

4. In the light of the above submission, the very freezing of the bank account is illegal since the mandate u/s.102 Cr.P.C. has not been complied with. There shall be a direction to the respondent to defreeze the bank account of the petitioner. If, in the course of investigation in Crime No.21 of 2022, the respondent deems it fit to freeze the bank account, the



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respondent shall strictly comply with the mandate u/s.102 Cr.P.C.

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This Criminal Original Petition is disposed of in the above terms.

13.02.2024

Note: Issue order copy by 14.02.2024

Index: Yes/No

Speaking order/Non-speaking Order

Neutral Citation: Yes/No

gm

To

1.The Deputy Superintendent of Police,
Economic Offences Wing,
Ashok Nagar, Chennai - 83.
Crime No.21 of 2022

2.The Public Prosecutor,
High Court, Madras.



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N.ANAND VENKATESH, J

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