

226 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-48675-2023
Date of decision : 05.01.2024.

M/s Mehar Fasteners Petitioner

versus

State of Punjab and ors. Respondents

CORAM : HON'BLE MR.JUSTICE PANKAJ JAIN

Present :- Mr. R.K.Sarwate, Advocate
for the petitioner.

Mr. Kunal Vinayak, AAG, Punjab.

Mr. Sumit Narang, Advocate
for respondent No.5-UCO Bank.

Ms. Nirmal Kaur, Advocate for
Mr. Aditya Grover, Advocate
for respondent No.6-IDFC.

Dr. Anju Sharma, Advocate
for respondent No.7-UOI.

PANKAJ JAIN, J. (ORAL)

1. Prayer in the petition is for quashing of complaint dated 14.09.2023 (Annexure P-4), made by Darshak Patel Proprietor of respondent No.4-M/s M.R. Enterprises, Ahemdabad and further to issue direction to respondents No.5 and 6 (UCO Bank and IDFC Bank) to resume/defreeze the bank account of the petitioner's firm.

2. Learned counsel for respondent No.7 has produced communication dated 04.01.2024 issued by the O/o Director General of Police, State Cyber Crime Cell, CID Crime, Gujarat State which reads as under:-

“With above cited subject, you sought information regarding petition name Shri M/s Mehar Fasteners Whose Bank account was frozen by our office following a complaint received on the helpline No.1930. It's worth noting that 1930 is a cyber-helpline operated by the Ministry of Home Affairs(MHA). Additionally, there have been other complaints lodged at in different state police on same account Nos. 79735810027, 05950210003169.

Brief facts of the case-

We are writing to inform you about a cyber-fraud complaint with the case number, The complain was filed by the victims DARSHAK of Gujarat's, regarding total amount of 87, 673/- The modus operandi SHOPPING FRAUD scam, with the funds traveling through Victim bank accounts being Direct credited to the petitioner's IDFC Bank account 79735810027 and then 40,000/- amount transferred UCO Bank 05950210003169. The reference number 23245669030, 23244908613, 324713156327 for this and the transaction occurred on, 01/09/2023, with amount 87,673/-.

We want to update you that further we have tracked he financial trail and we found 87, 673/- fully disputed amount credited in including 87,673/- we have already unfrozen the petitioner's account including only the disputed amount of 87, 673/- as of 04/01/2024.

Please let us know if you require any further information or assistance related to this case.”

3. In view of the above, since the main grievance of the petitioner with respect to freezing of the account stands redressed and is no more in existence, present petition has been rendered infructuous.

4. However, learned counsel for the petitioner submits that owing to irresponsible behaviour of the authorities, the petitioner has

suffered large losses. Petitioner is at liberty to seek appropriate remedy in accordance before appropriate forum regarding losses.

5. Petition stands dismissed as having been rendered infructuous.

(PANKAJ JAIN)
JUDGE

05.01.2024
Pooja sharma-I

Whether speaking/reasoned	Yes
Whether Reportable :	No