

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL WRIT PETITION NO. 644 OF 2025

[Samruddha Minerals and Metals Pvt. Ltd., Worli, Mumbai represented by
 Director Mr. Vinay R. Patil and ors. **vs.** The State of Maharashtra through
 the Public Prosecutor, Office of the Public Prosecutor, Nagpur and ors.]

 Office Notes, Office Memoranda of Coram,
 appearances, Court's orders of directions
 and Registrar's orders

Court's or Judge's orders

 Mr. S. A. Chaudhari, Advocate for the petitioners
 Mrs. S. S. Jachak, APP for the State/respondents no. 1 and 2

CORAM: ANIL L. PANSARE AND
M. M. NERLIKAR, JJ.

DATED : 26-08-2025.

Heard.

Leave to add (1) Manager, HDFC Bank, Mumbai and
 (2) Manager, SBI Bank, Mumbai is granted.

Learned Additional Public Prosecutor seeks time to file
 reply.

Learned counsel for the petitioners submits that there
 is extreme urgency because the petitioners' business has been
 halted. The reason being, current accounts and private
 accounts belonging to the petitioners have been debit freezed in
 a crime registered in the year 2023 vide Crime No. 498/2023
 against Kalkaam Real Infra (India) Limited (for short 'Kalkaam
 Company') and all the Directors of the company.

The argument is that none of the petitioners has any
 nexus with Kalkaam Company except entering into one
 commercial agreement in the year 2017.

Learned counsel for the petitioners has invited our
 attention to the notice issued by the Investigating Officer of the
 Economic Offences Wing, Chandrapur under Section 91 of the

Code of Criminal Procedure, 1973 and Sections 4 and 8 of MPID Act stating therein that FIR vide Crime No. 498/2023 under Sections 420, 406, 409 read with Section 34 of the Indian Penal Code and under Section 3 of the MPID Act is registered against Kalkaam Company and that notice is issued to the Manager, HDFC Bank, Chandrapur wherein the Investigating Officer has directed the bank to debit freeze the accounts of the petitioners.

Learned counsel for the petitioners submits that the petitioners were not given any opportunity of hearing. Accordingly, he makes a request to permit the petitioners to operate two accounts.

Considering the fact that petitioners have been not heard and on the strength of the submissions made by the petitioners' counsel that petitioners have no nexus with Kalkaam Company, the purpose will be served, if by way of interim arrangement, permission is granted to operate two accounts out of the several accounts debit freezed by the Investigating Officer.

Upon this, the counsel for the petitioners submits that Account No. 00801000008146 maintained by HDFC Bank, Sandoz House, Worli, Mumbai Branch and Account No. 06371600000456 maintained by HDFC Bank, Dhule Branch may be defreezed. The aforesaid accounts stand defreezed, until further order. The transactions, that will be made, shall be, however, subject to outcome of this petition.

List in the week commencing from 15-9-2025.

(M. M. NERLIKAR, J.)

(ANIL L. PANSARE, J.)