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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 2399/2025**

SANDEEP SAJJANKUMAR JHUNJHUNWALA

.....Petitioner

Through: Mr. Piyush Singhal, Mr. Ish
Preet Sing, Ms. Khushi Thawal,
Adv.

versus

SANDEEP JHUNJHUNWALA & ORS.

.....Respondents

Through: Mr. Abhishek Yadav, Mr.
Saurabh Yadav, Adv. for R-2
Mr. D S Chauhan, Ms. Ruchi
Singh, Mr. Prashant Kumar,
Mr. Santosh Kumar Baitha,
Adv. for R-4
Mr. Rajendra Singh Rana, Mr.
Adhiraj Singh, Adv. for R-5
Mr. Aaditya Vijaykumar, Mr.
Anirudh Anand, Adv. for R-6
Mr. Pallav Saxena, Mr. Shitij
Chakravarty, Mr. Chatanya
Sharma, Adv. for R-8

CORAM:

HON'BLE MR. JUSTICE ANIL KSHETARPAL

**HON'BLE MR. JUSTICE HARISH VAIDYANATHAN
SHANKAR**

ORDER

13.10.2025

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1. Through the present Petition, the Petitioner seeks directions for unfreezing the Petitioner's Trading Account along with compensation for hardship, loss and mental agony caused due to illegal action.



2. It is the case of the Petitioner that the Trading Account of the Petitioner was wrongly attached due to incorrect Permanent Account Number ('PAN') card details submitted by the Respondent No.8/Jammu & Kashmir Bank.

3. Learned counsel for the Respondent No.8 submits that the Respondent No.8 has filed an Affidavit admitting the aforesaid fact in paragraph nos.6 and 7, which are extracted below:

“6. I say that the Respondent No. 8 Bank inadvertently submitted the PAN card details of the Petitioner instead of Respondent No. 1. I say that it is a bonafide mistake of fact on the part of the Respondent No. 8 Bank., made unintentionally and without any mala-fide intent or deliberate misrepresentation. I say that in order to be transparent and forthcoming, the Respondent No. 8 Bank acknowledges and concedes the said bona-fide mistake.

7. I say that this Hon'ble Court may be pleased to issue such directions as it deems just and appropriate for unfreezing the accounts and other attachments linked to PAN No. AABPJ3391C of the Petitioner i.e. Mr. Sandeep Sajjankumar Jhunjhunwala. I further say that Respondent No. 8 does not have any objection to the issuance of such directions and expresses its regret for any inconvenience that may have been caused as a result of the aforesaid bona fide mistake.”

4. Learned counsel for the Petitioner submits that the Court should grant damages to the Petitioner for keeping the Trading Account frozen for the last five years. Learned counsel further submits that no evidence is required to be led to assess the damages.

5. This Court has heard the submissions made by the learned counsel representing the Petitioner.

6. Before awarding the damages, the Court is required to record finding that the mistake was intentional. Moreover, for quantifying the damages, some evidence is required to be led.

7. In view of the aforesaid, the present Petition is allowed *qua* prayers 'a' and 'b'.

8. With respect to the prayers 'c' and 'e', the Petitioner, if so



advised, may avail alternative remedies in accordance with law.

9. The present Petition stands disposed of.

ANIL KSHETARPAL, J.

HARISH VAIDYANATHAN SHANKAR, J.

OCTOBER 13, 2025

jai/rgk