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

\+ CRL.M.C. 8905/2024 & CRL.M.A. 34071/2024 STAY

PRAVEEN KUMAR AGARWAL

.....Petitioner

Through: Mr. Prakhar Srivastava, Adv.

versus

STATE OF NCT DELHI

.....Respondent

Through: Mr. Aman Usman, APP with SI Ganga Pal, PS EOW.

CORAM:
HON'BLE MR. JUSTICE RAVINDER DUDEJA

<u>O R D E R</u>

% **26.08.2025**

<u>CRL.M.C. 8905/2024</u>

1. This is a petition under section 528 BNSS seeking quashing of order dated 06.11.2024 passed by the Ld. CJM whereby the application filed by the petitioner for de-freezing the account of the petitioner has been dismissed.

2. The Ld. Counsel for the petitioner submits that petitioner had sold garlic worth Rs. 52,87,500/- to M/s L&T SUGG.JV against bills.

3. It is submitted that the account of the petitioner has been debit freezed by the police officials of PS EOW in connection with case FIR no. 127/2024. The petitioner has no role in any illegal activity and has never indulged in any criminal activity so much so he had even no knowledge about the FIR. It is further submitted that as a result of freezing of the

account of the petitioner the business of the petitioner is suffering, resulting in losses.

4. The Ld. APP submits that FIR in this case has been registered on the complaint of the Axis Bank and as per the complaint the current account in the name of L&T- SUCG JV was opened on 10.01.2008. On 07.06.2024 a request was received for changing the phone number in the account from an unknown person. Corporate Internet Banking access was granted on such a request and mobile number and email specified on the request form was given the access. Post grant of Corporate Internet Banking access 94 transactions aggregating to INR 8.94 crore were made during the period 11.07.2024 to 30.08.2024 through internet banking and a total of Rs. 8.94 crores was siphoned off in various bank accounts through internet banking including the bank account of the petitioner herein. It was later realized that the documents submitted were forged documents. Account of the petitioner was debit freezed by ICICI bank in terms of letter dated 16.10.2024 of the Investigation Officer.

5. Chargesheet has since been filed against two persons namely Ashish Khandelwal and Nitin Dongre. However, it is submitted that the role of petitioner cannot be ruled out at this stage as other persons involved with the case are yet to be interrogated and arrested.

6. The Ld. APP submits that the account of the petitioner in which money was received was debit freezed to prevent it from further mis-appropriation. However, he has no objection in case the account be de-freeze subject to keeping a lien of Rs. 52,87,500/- and petitioner joining the investigation as and when directed.

7. The Ld. Counsel appearing for the petitioner submits that petitioner

undertakes to co-operate with the investigation.

8. Since the investigation has revealed that the petitioner Praveen Kumar Aggarwal received a total amount of Rs. 52,87,500/- in his account from the victim company's bank account i.e. L&T SUCG (JV), and investigation qua other accused is still in progress, the petition is disposed of with direction to the ICICI Bank, Neemuch, Madhya Pradesh to de-freeze account no. 076505500271 belonging to the petitioner subject to keeping a lien of Rs. 52,87,500/-.

9. The petition accordingly stands disposed of.

10. Copy of this order be given dasti under the signatures of the Court Master.

RAVINDER DUDEJA, J

AUGUST 26, 2025/lks/na