



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

139

CWP-7893-2026

Date of Decision: 24.03.2026

RAJIV & ANOTHER

...Petitioners

Versus

UNION OF INDIA & OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Shvetanshu Goel, Advocate for petitioner

Mr. Satya Pal Jain, A.S.G. (through V.C.) with
Ms. Neha Sharma, Senior Panel Counsel
For respondent U.O.I.

Mr. Abhilaksh Grover, Additional Standing Counsel and
Mr. Sahil Garg, Panel Counsel
For respondent No.3 – U.T. Chandigarh

Mr. Ajay Singh Rana, Advocate
For respondent Nos. 5 & 6

JAGMOHAN BANSAL, J. (ORAL)

1. The petitioners through instant petition under Articles 226/227 of the Constitution of India are seeking direction to respondent to de-freeze their current Account Nos. 06001000083300 and 40606882544 in Punjab & Sind Bank and State Bank of India respectively.
2. Replies dated 24.03.2026 filed on behalf of respondent Nos.5 & 6 are taken on record. Registry is directed to tag the same at an appropriate place.



3. The petitioner No.1 is doing work of Garbage Collection in the Municipal Corporation, whereas petitioner No.2 is a housewife. The bank accounts of petitioners were freezed on the basis of communication received from Cyber Crime Department. Petitioners submitted representation on 03.02.2026 before the SSP, Chandigarh but to no avail. The respondent has mechanically attached their accounts.

4. Learned counsel for the petitioners submit that there is no suspicious transaction in the petitioners' accounts still their accounts have been freezed. The petitioners are neither named as accused nor shown to have any *prima facie* nexus with the alleged offence. There is no order of Magistrate in terms of Section 107 of Bharatiya Nagarik Suraksha Sanhita ('BNSS'), thus, attachment of account is bad in the eye of law. There is no FIR against them. They are not involved in any criminal activity.

5. Learned counsel for respondent-Bank submits that account has been frozen on the direction of Law Enforcement Agencies due to these suspicious entries amounting to Rs.26,000/- in the account maintained with Punjab and Sind Bank and two entries of Rs.6,644/- in State Bank of India. He concedes that no civil or criminal proceedings qua amount involved are pending against the petitioners.

6. Heard the arguments and perused the record.

7. From the perusal of record and arguments of both sides, it is evident that no FIR has been registered against the petitioners. No order of attachment under Section 107 of BNSS has been passed by the Magistrate. The respondent has freezed accounts whereas entries amounting to Rs.26,000/- in the account maintained with Punjab and Sind Bank and entries of Rs.6,644/- in State Bank of India have been marked suspicious. Claim of petitioners is

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genuine and deserves to be allowed. Accordingly, respondent-Bank is directed to de-freeze petitioner's account within 7 days from today. The petitioners are at liberty to operate their bank account. As conceded by petitioners, the disputed amount shall not be utilized by them. It will remain freezed.

8. It is made clear that this order shall not legalize any act or omission on the part of petitioners, if at any stage, they are found involved in the commission of any offence or violation of provision of any law in force.

9. Disposed of in above terms.

10. Pending application(s), if any, stands disposed of.

(JAGMOHAN BANSAL)
JUDGE

24.03.2026
SDK

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No