HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

S.B. Criminal Miscellaneous (Petition) No. 6902/2026
CNR: RJHC010794092026 | URN: CRLMP / 12110U / 2026

Mohammad Tufail S/o Sajid, Aged About 20 Years, R/o Urdu Collage Ke Pas, Outer Singnal Ke Pas Dist. Bikaner, Rajasthan.

----Petitioner

Versus

1. State Of Rajasthan, Through Public Prosecutor.
2. The Branch Manager, Indian Overseas Bank, Branch 8 , Pokar Quarters, Rani Bazar, Dist. Bikaner, Rajasthan.
3. The Zonal Manager / General Manager, Indian Overseas Bank, Dist. Bikaner, Rajasthan.
4. DIG, Cyber Crime, Police Head Quarters, Jaipur, Rajasthan.

----Respondents

For Petitioner(s) : Mr. Ramniwas Haniya
For Respondent(s) : Mr. Narendra Gehlot, PP

HON'BLE MR. JUSTICE KULDEEP MATHUR

Order

10/08/2026

1. The instant criminal misc. petition under Section 528 BNSS has been filed by the petitioner seeking the following reliefs:-

"It is, therefore, humbly prayed that the present misc. Petition may kindly be allowed and by an appropriate, order or direction-
(i) By an appropriate pet., order or direction, the respondent may kindly be directed to de-freeze the bank account bearing Account Number 160801000008331. IFSC Code-IOBA0001608 of the Petitioner in Respondent Indian Overseas Bank Branch Rani Bazar, Bikaner.
(ii) By an appropriate pet., order or direction, the respondent may kindly be directed to not freeze the bank account of the petitioner in future without prior notice.
(iii) Any other order or direction which this Hon'ble Court deems just and proper may kindly be passed in favor of the petitioner."

2. Having considered the facts and circumstances of the case, this Court deems it just and proper to dispose of this misc. petition with a direction to the Indian Overseas Bank (respondent No.2) to keep the disputed amount (the amount which was transferred illegally in the bank account of the petitioner) frozen and allow the petitioner to make transactions from his bank account from the remaining balance.

3. It is further made clear that in case, the respondent – Bank has not received the information regarding the exact figure of the disputed amount, which the Investigating Officer/Police alleges to be receipt(s) of the offence, the bank shall send a communication to the concerned Investigating Officer/Police, to indicate the amount to be earmarked for lien, while endorsing a copy of the instant order.

4. Upon receipt of such communication/letter, the concerned Investigating Officer/Police shall be under an obligation to apprise the respondent - Bank about the amount to be kept in lien, within a period of seven days of receiving the communication from the respondent - Bank. The respondent – bank shall thereafter do the needful as directed herein above.

5. It is further made clear that in case, the respondent-Bank does not receive any reply from the concerned Investigating Officer/Police, then it shall be duty bound to act in accordance with the instant order.

6. Stay petition as well as all pending application, if any, stand disposed of.

(KULDEEP MATHUR),J

100/Divya Raj Jasmatiya