HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

S.B. Criminal Miscellaneous (Petition) No. 6935/2026
CNR: RJHC010794212026 | URN: CRLMP / 12157U / 2026

Sharwan S/o Khinyaram Dewasi, Aged About 35 Years, R/o Plot No. 30, Kheteshwar Nagar, Salawas Road, Sangariya,dist. Jodhpur, Rajasthan.

----Petitioner

Versus

1. State Of Rajasthan, Through Public Prosecutor.
2. The Branch Manager, Hdfc Bank, Branch Salawas Road,sangariya, Dist. Jodhpur, Rajasthan.
3. The Zonal Manager General Manager, Hdfc Bank, Dist.jodhpur, Rajasthan.
4. Dig, Cyber Crime, Police Head Quarters, Jaipur, Rajasthan.

----Respondents

For Petitioner(s)	:	Mr. Ramniwas haniya
For Respondent(s)	:	Mr. Narendra Gehlot, PP Mr. Arpit Mehta for Bank

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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 Writ Petition may kindly be allowed and by an appropriate, order or direction-

(i) By an appropriate wit, order or direction, the respondent may kindly be directed to de-freeze the bank account Number Account bearing 923020011711814. IFSC Code-UTIB0003296 of the Petitioner in Respondent Axis Bank Branch Pal Road Jodhpur.

(ii) By an appropriate wit, 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 HDFC 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

112/Divya Raj Jasmatiya