HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

S.B. Criminal Miscellaneous (Petition) No. 7312/2026
CNR: RJHC010816742026 | URN: CRLMP / 12631U / 2026

Sanwariya Transport, Through Its Proprietor Hemant Kumawat S/o Kaushik Kumawat, Aged About 24 Years, R/o Moti Bazar, Railway Station Road, Nimbahera, District Chittorgarh, Rajasthan-312601.

----Petitioner

Versus

1. State Of Rajasthan, Through The Director General Of Police, Police Directorate, Jaipur, Rajasthan.
2. IndusInd Bank, Through Its Branch Manager, Indusind Bank, Nimbahera Branch, District Chittorgarh, Rajasthan
3. Deputy Inspector General Of Police, Cyber Crime, Police Headquarters, Jaipur, Rajasthan.

----Respondents

For Petitioner(s) : Mr. Dilip Kumar
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 most respectfully prayed that this Criminal Misc. Petition may kindly be allowed and, by an appropriate writ, order or direction:-*
> *1. The Respondents may be directed to expeditiously complete the investigation qua the petitioner, if any, and to allow the petitioner to operate its bank account on a provisional basis, without any interruption, pending such investigation.*
> *2. The petitioner holds Bank Account No. 259257460703, Account Name: Sanwariya Transport, with the Respondent No. 2Indusind Bank, Nimbahera Branch (ANNEXURE-2). The Respondents may kindly be directed to remove the debit freeze/dormant status on the said account and to unfreeze the same.*

3. The petitioner may kindly be permitted to operate its account and to use the amount lawfully deposited therein for the purposes of its transport business.
4. Any other appropriate order which this Hon'ble Court deems fit and proper in the facts and circumstances of the case may also kindly be passed in favour of the petitioner."

2. Having considered the facts and circumstances of the case, this Court deems it just and proper to dispose of this criminal misc. petition with a direction to the IndusInd 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/its 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. With the aforesaid directions, the instant criminal misc. petition is disposed of.

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

(KULDEEP MATHUR),J

283/Himanshu Singh