

**Ajmal. K vs National Cyber Crime Reporting Portal Represented by Its Director**

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**SooperKanoon Citation :** [sooperkanoon.com/1309191](https://sooperkanoon.com/1309191)

**Court :** Kerala

**Decided On :** Mar-01-2024

**Judge :** Honourable Mr. Justice Devan Ramachandran

**Appeal No. :** WP(C)/5887/2024

**Appellant :** Ajmal. K

**Respondent :** National Cyber Crime Reporting Portal Represented by Its Director

**Judgement :**

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN FRIDAY, THE 1ST DAY OF MARCH 2024 / 11TH PHALGUNA, 1945 WP(C) NO. 5887 OF 2024 PETITIONER: AJMAL. K., AGED 24 YEARS, S/O HAMZA. K, KOTILIL HOUSE, MUDUR P O, VATTAMKULAM, MALAPPURAM DISTRICT, KERALA, PIN - 679578 BY ADVS. T.SANJAY SANIL KUMAR G. SHABNA T.K. RESPONDENTS: 1 NATIONAL CYBER CRIME REPORTING PORTAL REPRESENTED BY ITS DIRECTOR, NATIONAL HIGHWAY -8, MAHIPALPUR, NEW DELHI, PIN - 110037 2 THE NODAL OFFICER OF

KERALA STATE NATIONAL CYBER CRIME REPORTING PORTAL,  
MINISTRY OF HOME AFFAIRS, GOVERNMENT OF INDIA NEW-  
DELHI., PIN - 110037

3 THE DIRECTOR GENERAL OF POLICE, POLICE HEADQUARTERS,  
THIRUVANANTHAPURAM., PIN - 695001 4 THE DISTRICT POLICE  
CHIEF MALAPURAM MALAPPURAM DISTRICT., PIN - 676521 5 THE  
DEPUTY INSPECTOR GENERAL OF POLICE (THRISSUR RANGE),  
HIGH ROAD, THRISSUR, PIN - 680001

6 THE SOUTH INDIAN BANK REPRESENTED BY THE BRANCH  
MANAGER, EDAPPAL BRANCH, CRESENT PLAZA, D NO.684/C2,  
WARD NO.7, EDAPPAL, MALAPPURAM, PIN - 679576 7 RESERVE  
BANK OF INDIA, CENTRAL OFFICE, MUMBAI REPRESENTED BY  
THE CHIEF GENERAL MANAGER, RESERVE BANK OF INDIA,  
CENTRAL OFFICE, WORLD TRADE CENTRE, CUFFE PARADE,  
MUMBAI, PIN - 400005 8 GENERAL MANAGER, RESERVE BANK OF  
INDIA BAKERY JUNCTION ROAD, NANDAVANAM, PALAYAM,  
THIRUVANANTHAPURAM, PIN - 695033 BY ADVS. SUNIL SHANKAR  
A - R6 VIDYA GANGADHARAN(K/000424/2020) SMT. VIDYA  
KURIAKOSE, GP FOR R3 TO R5, SRI.S.MANU, DSGI FOR R1 & R2,  
THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 01.03.2024, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:

## **JUDGMENT**

The facts involved in this case are covered by the judgment of this Court in Dr.Sajeer V. Reserve Bank of India [2024(1) KLT 826]. Since the learned counsel for the parties are ad idem on this, I allow this writ petition in terms of the said judgment.

2. In fact, Sri.Sunil Shanker - learned Standing Counsel

appearing for the respondent-Bank, submitted that the amount in the requisition for debit freeze of the petitioners account is only Rs.18,000/- and that the balance will be de-frozen. Consequently, I order this Writ Petition with the following directions:

(a) The respondent Bank arrayed in this case, is directed to

confine the order of freeze against the accounts of the petitioner, only to the extent of the amounts mentioned in the order/requisition issued to them by the Police Authorities. This shall be done forthwith, so as to enable the petitioner to deal with his account, and transact therein, beyond that limit.

(b) The respondent - Police Authorities concerned are hereby

directed to inform the Bank as to whether freezing of accounts of the petitioner in this Writ Petition will require to be continued even in the afore manner; and if so, for what further time, within a period of eight months from the date of receipt of a copy of this

## **judgment.**

(c) On the Bank receiving the afore information/intimation

from the Police Authorities, they will adhere to the same and complete necessary action - either continuing the freeze for such period as mentioned therein; or withdrawing it, as the case may be.

(d) If, however, no information or intimation is received by

the Bank in terms of directions (b) above, the petitioner will be at full liberty to approach this Court again; for which purpose, all his contentions in this Writ Petition are left open and reserved to him, to impel in future. Sd/- RR DEVAN RAMACHANDRAN JUDGE APPENDIX OF WP(C) 5887/2024 PETITIONER EXHIBITS Exhibit -P1 TRUE COPY OF THE EMAIL DATED 01.11.2023 Exhibit - P2 TRUE COPY OF THE REPRESENTATION DATED 12.12.2023 SENT TO THE 6TH RESPONDENT Exhibit -P3 TRUE COPY OF THE JUDGMENT DATED 25.09.2023 IN W.P.(C) 12960/2023 AND CONNECTED CASES REPORTED IN

2023 KHC ONLINE 661

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