

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE DEVAN RAMACHANDRAN

MONDAY, THE 8<sup>TH</sup> DAY OF JANUARY 2024 / 18TH POUSHA, 1945

WP(C) NO. 43388 OF 2023

PETITIONERS:

- 1 LAILA M  
AGED 40 YEARS  
W/O - ABID AMBALI, DARUSSALAM, ELAMBACHI POST, KASARGOD,  
KERALA., PIN - 671311
- 2 ABID AMBALI  
AGED 50 YEARS  
S/O- AMBALI ARAVINDAKSHAN, DARUSALAM TRIKARPUR ELAMBACHI,  
KASARGOD, PIN - 671311  
BY ADVS.  
T.S.SARATH  
MANU RAMACHANDRAN  
M.KIRANLAL  
R.RAJESH (VARKALA)  
SAMEER M NAIR  
SAILAKSHMI MENON  
JOTHISHA K.A.

RESPONDENTS:

- 1 UNION OF INDIA  
MINISTRY OF HOME AFFAIRS, NORTH BLOCK, NEW DELHI  
REPRESENTED BY ITS HOME SECRETARY. HM@MHA.GOV.IN, PIN -  
110001
- 2 NATIONAL CYBER CRIME REPORTING PORTAL  
REPRESENTED BY ITS NODAL CYBER CELL OFFICER, 3RD FLOOR,  
LAKDIKAPOL, HYDERABAD, TELANGANA. ADDLDGP-  
CID@TSPOLICE.GOV.IN, PIN - 500004
- 3 NATIONAL CYBER CRIME REPORTING PORTAL  
REPRESENTED BY ITS NODAL CYBER CELL OFFICER, CRIME  
INVESTIGATION DEPARTMENT, 1ST FLOOR, MANGALAGIRI, GUNTUR  
URBAN DISTRICT, HARYANA. ADGCID@AP.GOV.IN, PIN - 522503
- 4 INDIAN CYBER CRIME COORDINATION CENTRE  
REPRESENTED BY ITS CEO 5TH FLOOR, NDCC-II BUILDING, JAI  
SINGH ROAD, NEW DELHI CYBERDOST@MHA.GOV.IN, PIN - 110001
- 5 STATE OF TELANGANA  
REPRESENTED BY ITS CHIEF SECRETARY, BLOCK C, 3RD FLOOR,

- SECRETARIAT, TELANGANA, HYDERABAD CMO@TELANGANA.GOV.IN,  
PIN - 500022
- 6 STATE OF HARYANA  
REPRESENTED BY ITS CHIEF SECRETARY, 4TH FLOOR, CIVIL  
SECRETARIAT, SECTOR 1, CHANDIGARH, CMHARYANA@NIC.IN, PIN  
- 160001
- 7 DIRECTOR GENERAL OF POLICE  
LAKDIKAPUL ROAD, OPPOSITE RAVINDRA BHARATHI, RED HILLS,  
HYDERABAD, TELANGANA DGP@TSPOLICE.GOV.IN, PIN - 500004
- 8 DIRECTOR GENERAL OF POLICE  
POLICE HEADQUARTERS, SECTOR-6, PANCHKULA, HARYANA  
POLICE@HRY.NIC.IN, PIN - 134109
- 9 CYBER CRIME POLICE STATION  
JAYABHERI PINE VALLEY, GACHIBOWLI, HYDERABAD, TELANGANA,  
REPRESENTED BY STATION HOUSE OFFICER  
SHO\_CYBERCRIMES@CYB.TSPOLICE.GOV.IN, PIN - 500032
- 10 CYBER CRIME POLICE STATION  
HORIZON DR, OPP. TWO HORIZON CENTER, HARIZAN COLONY, DLF  
PHASE, SECTOR 43, GURUGRAM, HARYANA, REPRESENTED BY  
STATION HOUSE OFFICER SHOCBRCRIMWEST.GGN@HRY.GOV.IN, PIN  
- 122002
- 11 THE RESERVE BANK OF INDIA  
REPRESENTED BY THE DEPUTY GENERAL MANAGER, RBI, BAKERY  
JUNCTION, NANDAVANAM, VAZHUTHACAUD, THIRUVANANTHAPURAM,  
KERALA CMS.BOTRIVANDRUM@RBI.ORG.IN, PIN - 695033
- 12 BANK OF BARODA  
REPRESENTED BY ITS MANAGER, THRIKARPUR, NORTH  
THRIKKARIPUR, KASARGOD, KERALA VJTRIK@BANKOFBARODA.CO.IN,  
PIN - 671310

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON  
08.01.2024, 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 W.P.C).No.12960/2023 and connected matters. Since the learned counsel for the parties are *ad idem* on this, I allow this writ petition in terms of the said judgment.

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 their accounts, 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 or such among them, will be

at full liberty to approach this Court again; for which purpose, all their contentions in this Writ Petition are left open and reserved to them, to impel in future.

Sd/-

DEVAN RAMACHANDRAN  
JUDGE

SAS

APPENDIX OF WP(C) 43388/2023

PETITIONER'S EXHIBITS:

- |            |   |
|------------|---|
| Exhibit P1 | A TRUE COPY OF THE NOTICE ISSUED BY THE 12TH<br>RESPONDENT BANK TO THE 1ST PETITIONER DATED<br>12.07.2023   |
| Exhibit P2 | THE TRUE COPY OF THE COMPLAINT DETAILS OF THE<br>1ST PETITIONER RECEIVED FROM THE TELANGANA<br>CYBER CRIME POLICE STATION DATED 09-06-2023<br>AND HARYANA CYBERCRIME POLICE STATION DATED<br>09-06-2023 |
| Exhibit P3 | A TRUE COPY OF THE NOTICE RECEIVED BY THE 2ND<br>PETITIONER DATED 16-11-2023  |