

**IN THE HIGH COURT OF ANDHRA PRADESH :: AMARAVATI**

**(Special Original Jurisdiction)**

**MONDAY, THE SIXTH DAY OF MAY**

**TWO THOUSAND AND TWENTY FOUR**

**PRESENT**

**THE HONOURABLE SRI JUSTICE K. SREENIVASA REDDY**

**WRIT PETITION NO: 32911 OF 2023**



**Between:**

Vatsavai Kamala, W/o Vatsavai Ramalinga, Hindu aged about 65 years, D.No. 15-1-113, Flat No. A3, 3<sup>rd</sup> Floor, Dolphin Apartments, Maharani-peta Visakhapatnam.

**...PETITIONER**

**AND**

1. State of Andhra Pradesh, Rep by it Principal Secretary to Home, Velagapudi, Amaravati Secretariat Buildings,
2. The Director General of Police, Mangalagiri. Andhra Pradesh.
3. Commissioner of police, Vijayawada City, NTR District.
4. Addl. Deputy Commissioner of Police, i/c Assistt. Commissisoner of Police, Crimes, Vijayawada City.
5. Station House Officer, Atukuru Police Station, Vijayawada City.
6. The Branch Manager, State Bank of India, 1 Town, Vijayawada.

**...RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue a Writ, Order or direction more particularly one in the nature of **WRIT OF MANDAMUS** declaring the action of the respondents herein in freezing the savings account of the petitioner bearing No.32003795586 in State Bank of India, Branch Code:15101, Visakhapatnam, as illegal arbitrary and violative of Articles 14, 16 and 21 of the Constitution of India and consequentially to direct the respondents to release the savings account of the petitioner bearing No.32003795586 in

State Bank of India, Branch Code:15101, Visakhapatnam and to be pleased to pass such other order or orders may deemed fit and proper in the circumstances of the case.

**IA NO: 1 OF 2023**

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondents to release the savings account of the petitioner bearing No.32003795586 in State Bank of India, Branch Code: 15101, Visakhapatnam, pending disposal of the above Writ Petition.

**Counsel for the Petitioner: SRI. CHALLA AJAY KUMAR**

**Counsel for the Respondent Nos.1 to 5: GP FOR HOME**

**Counsel for the Respondent No.6: -----**

**The Court made the following: ORDER**



IN THE HIGH COURT OF ANDHRA  
PRADESH  
AT AMARAVATI  
(Special Original Jurisdiction)

[3327]

MONDAY, THE SIXTH DAY OF MAY  
TWO THOUSAND AND TWENTY FOUR  
PRESENT

THE HONOURABLE SRI JUSTICE K SREENIVASA REDDY

WRIT PETITION NO: 32911/2023

**Between:**

Vatsavai Kamala

...PETITIONER

AND

The State Of Andhra Pradesh and Others

...RESPONDENT(S)

**Counsel for the Petitioner:**

1. CHALLA AJAY KUMAR

**Counsel for the Respondent(S):**

1. GP FOR HOME

**The Court made the following:**

**ORDER:**

This Writ Petition is filed for the following relief:

*"to issue a writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the respondents herein in freezing the savings account of the petitioner bearing No 32003795586 in State Bank of India Branch Code 15101 Visakhapatnam as illegal arbitrary and violative of Article 14 16 and 21 of the Constitution of India and consequentially to direct the respondents to release the savings account of the*

*petitioner bearing No 32003795586 in State Bank of India Branch Code 15101 Visakhapatnam and to be pleased to pass such other order or orders may deemed fit and proper in the circumstances of the case and pass such other orders..."*

2. Grievance of the petitioner is that a case in Crime No.264 of 2021 of Atkuru Police Station, was registered as against the accused who is the family friend of the petitioner herein for the offences punishable under Sections 420, 468, 471 and 406 IPC, for misappropriation of funds to a tune of **Rs.5,00,000/-**. The accused, who is the family friend of the petitioner herein, transferred the said amount of **Rs.5,00,000/-** to the account of the petitioner and instructed the petitioner to withdraw the same and handover the same to the person sent by the accused. Thereafter, the police arrested the accused and seized all the assets and bank accounts of the accused. On coming to know that the said amount of **Rs.5,00,000/-** was transferred to the account of the petitioner herein, the police, without following due procedure as contemplated, freezed the account of the petitioner herein.

3. Learned counsel for the petitioner submits that the petitioner herein was not shown as accused in the aforesaid



Crime No.264 of 2021, and by virtue of the said act of the police in freezing the bank account of the petitioner, the petitioner is not in a position to operate her account.

4. Respondent No.5 filed counter affidavit stating that the accused transferred the said amount of Rs.5,00,000/- to the account of the petitioner and as per the instructions, the petitioner withdrew the said amount and handed over to the person sent by the accused.


5. In view of the said reasons, the respondent police are directed to permit the petitioner herein to operate the bank account by freezing the account of the petitioner to the extent of Rs.5,00,000/-.

6. Accordingly, the Writ Petition is disposed of. There shall be no orders as to costs.

As a sequel thereto, the miscellaneous petitions, if any, pending in this Writ Petition shall stand closed.

Sd/- S. SRINIVASA PRASAD  
ASSISTANT REGISTRAR

//TRUE COPY//

  
SECTION OFFICER

To,

1. The Principal Secretary to Home, State of Andhra Pradesh Secretariat Buildings, Velagapudi, Amaravati, Guntur District.
2. The Director General of Police, Mangalagiri, Andhra Pradesh.

3. The Commissioner of Police, Vijayawada City, NTR District.
4. The Addl. Deputy Commissioner of Police, i/c Assistt. Commissioner of Police, Crimes, Vijayawada City.
5. The Station House Officer, Atukuru Police Station, Vijayawada City.
6. The Branch Manager, State Bank of India, 1 Town, Vijayawada.
7. One CC to Sri. Challa Ajay Kumar, Advocate [OPUC]
8. Two CCs to GP for Home, High Court of Andhra Pradesh. [OUT]
9. Three CD Copies.

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**Note:-** The Amount "Rs.5,00,00,000/-" is corrected as "Rs.5,00,000/-" in Order portion as per the Court's Order dated: 25.04.2025 in IA.No.1 of 2024. Substitute this amended Order in place of earlier Order which was dispatched on 22.05.2024.

Sd/- P.U.V. BHASKAR RAO  
ASSISTANT REGISTRAR

**HIGH COURT**

**DATED: 06/05/2024**  
**25/04/2025**

**AMENDED ORDER**

**WP.No.32911 of 2023**



**DISPOSING OF THE WRIT PETITION  
WITHOUT COSTS**