

OFFICE OF THE ADJUDICATING OFFICER, GOVERNMENT OF GUJARAT,
DEPARTMENT OF SCIENCE & TECHNOLOGY,

No: SCA-102014/639409/IT

Block no: 7, 5th Floor, Sachivalaya, Gandhinagar.

Date: /09/2016

27 SEP 2016

Civil Complaint No: 13/2014

In the matter of

Shri Anant Ganesh Jog,
Ghoad Doad Road, Surat-395007, Gujarat.....Complainant.

Versus

The Branch Manager,
State Bank of India, Bhattar Road Branch, Surat-395001, Gujarat.....Respondent.

INTERIM ORDER

The current complaint is filed under the Section 43, 43-A of the Information Technology Act, 2000.

2. To cite brief facts of the case, the Complaint Shri Anant Ganesh Jog is having its bank account and internet banking facility with Respondent State Bank of India, Bhattar Road, Surat. On 02nd July, 2011 Complaint came to know 12 unauthorized transactions through net-banking for the amount of Rs. 5,00,000/-. During the course of inquiry, it is found that transactions were made to multiple accounts. During the course of proceedings, Complaint has repeatedly asked Respondent to provide details of bank accounts wherein Complaint's money has been illegally transferred. The office has issued notices to the account holders provided by the bank, but except for one account holder, no other account holder has come forward either to repudiate claim in the petition or to provide any contrary claim. Prima-facie it is seen that accounts indicated in the schedule indicated herein are fronts operated by individuals other than ones shown as account holder by banks.


3. The matter was heard on 08th July, 2016. The Petitioner made a request to release the funds lying with the State Bank, the Respondents have no objection to such release. The matter was further heard on 23rd September, 2016 where the Petitioner's Advocate and M/s Vodafone's Advocate remained present, however State Bank's Advocate was not present.

4. In hearing on 28.01.2016, SBI Bank was directed by a notice to clarify if the funds available in accounts are under any seizure or not. The bank has not responded and thereafter has not remained present in hearing on 23.09.2016. In the absence of any clarification on status by SBI, given the duration it has taken of, this interim order is passed.

5. By this Interim Order, the Respondent State Bank of India is directed to return the Petitioner's amount which is in accounts as follows within 7 days of issues of this interim order under intimation to the undersigned.

Sr. No.	Branch Account	Branch Code	Amount
1.	31149801285	11672	Rs.931/-
2.	66019893447	60168	Rs.93,498/-
3.	30888113657	08347	Rs.7,434/-
No refund from Shri Surya Narayan Shukla's account.			




(Dhananjay Dwivedi, IAS)
Adjudicating Officer &
Secretary to the Government,
Department of Science & Technology,
Government of Gujarat.

Copy to:

The Branch Manager, State Bank of India, Bhattar Road, Surat,
...through Ms. Sona Sagar, Advocate for Respondent,
Plot no: 150, Sec-8/C, Gandhinagar-382 008, Gujarat.

Copy for information to:

Shri Anant Ganesh Jog,
...through Shri Manan Thakker, Advocate for Petitioner
Advocate & Cyber Law Consultant, 2nd floor, Asha Complex,
Bh. Navrangpura Police Station, Navrangpura, Ahmedabad – 380 009, Gujarat.