GAHC030008932026

THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/168/2026

The Mizoram State Cooperative Marketing and Consumers Federation Ltd.
(MIZOFED)
R/b the Managing Director, Near Secretariat Main Building - 796001

VERSUS

Union of India R/b the Secretary and 4 Ors.
Ministry of Home Affairs, Room No. 35101, 5th Floor, Kartavya Bhavan-3, New Delhi - 110001 2:The Deputy Superintendent of Police
Cyber Crime Police Station
Tumkur
Karnataka
Kunigal Road
Beside PWD Office - 572101

3:The Officer In Charge
Chaturshingi Police Station
Pune
Maharastra
Ganesh Khind Road (Vidhyapeeth Road)
Opposite Rajbhavan and near Pune University
Pune
Maharashtra - 411007

4:The Chief Executive Officer
Mizoram Cooperative Apex Bank Ltd.
Head Office
Tuikual - 796001
Near Tennis Court
Aizawl
Mizoram

5:The Branch Manager
Mizoram Cooperative Apex Bank Ltd.

Hnahthial Branch
Hnahthial Electric Veng
Mizoram - 79657

Advocate for the Petitioner : Ms. Vanlalchhandami

Advocate for the Respondent : Ms Zairemsangpuii, CGC for R 1

BEFORE
HONOURABLE MR. JUSTICE MRIDUL KUMAR KALITA
ORDER

17.11.2026

1. Heard Ms. Vanlalchhandami, the learned counsel for the petitioner. Also heard Mr. C. Lalfakzuala, the learned counsel appearing for respondent Nos. 4 and 5, as well as Ms. Zairemsangpuii, the learned Central Government Counsel, appearing for respondent No. 1.

2. This writ petition under Article 226 of the Constitution of India has been filed by the petitioner, namely, the Mizoram State Cooperative Marketing and Consumers Federation Limited (MIZOFED), seeking issuance of writ in the nature of mandamus or any other appropriate writ/direction against the respondents.

3. The petitioner, which is a registered cooperative society, is maintaining a bank account in the respondent No. 5 bank, namely, the Mizoram Cooperative Apex Bank Limited at Hnahthial Branch.

4. On the basis of a complaint received from the respondent No. 2, namely, the Deputy Superintendent of Police, Cyber Crime Police

Station, Tumkur, Karnataka, regarding fraudulent transactions involving the petitioner's bank account to the tune of Rs.36,540,752/-. The petitioner's bank account was frozen and a C.R. Case being C.R. Case No. 59/2026 has also been registered in that regard. A complaint in that regard has also been made in the NCRP portal.

5. The learned counsel for the petitioner has submitted that the petitioner's society is engaged in the business of oil and is also a dealer of Indian Oil Corporation Limited, having a valid license granted by the Government of Mizoram, and is conducting its business by strictly adhering to all rules and regulations and has not been engaged in any illegal business.

6. She submits that due to the freezing of the bank account of the petitioner, the entire business of the petitioner has been detrimentally affected. She also submits that the petitioner does not have any information as to whether, after freezing of the bank account, the compliance of Section 106 of the BNSS, 2023 was there in the instant case.

7. Let notice be issued to the respondents.

8. Since Mr. C. Lalfakzuala has appeared for respondent Nos. 4 and 5, no formal notice need be issued to the said respondents.

9. The learned counsel for the respondent Nos. 4 and 5 has prayed for some time to take necessary instructions from the respondent bank before considering the prayer for interim relief

made by the petitioner.

10. As Ms. Zairemsangpuii is appearing for respondent No. 1, no formal notice need be issued to the said respondent. However, as regards the other respondents, namely, respondent Nos. 2 and 3, the petitioner shall take steps for issuance of notice by speed post as well as by registered post within seven days from the date of this order, returnable on 08.12.2026.

11. However, this matter may be listed again on 26.11.2026 for consideration of the prayer for grant of interim relief in this matter.

12. Hence, let this matter be listed again on 26.11.2026.

JUDGE

Comparing Assistant