

**IN THE COURT OF THE PRINCIPAL DISTRICT AND
SESSIONS JUDGE, CHENGALPATTU**

Present : Thiru.T.Chandrasekaran, M.L.,
Principal District and Sessions Judge,
Chengalpattu.

Date: Wednesday, the 15th day of April 2026

Crl.M.P. No.1152 of 2026
(CNR No. TNCG01-002492-2026)

M.Rajasekar, aged 40 years, S/o.Murugan,

.. Petitioner/Accused.

//Versus//

State of Tamilnadu,

Rep. by the Inspector of Police,

CCB, Tambaram City Police,

Cr. No.33 of 2025

.. Respondent/Complainant

U/s.420, 465, 468, 471, 120(B), 34, 166(A), 167 of IPC.

This petition for bail coming on this day for hearing before me, M/s.V.Benedict Vincent, the learned counsel appearing for the petitioner/accused and of M/s.R.Thirumurugan, the learned Public Prosecutor appearing for the respondent/complainant, upon hearing both sides and upon perusal of case records, this Court made the following

O R D E R

This petition is filed U/s.483 of BNSS 2023, seeking to enlarge the petitioner on bail.

2. The petitioner/accused is facing charges for the alleged offences punishable U/s.420, 465, 468, 471, 120(B), 34, 166(A), 167 of IPC.

3. Notice given to the Public Prosecutor for the State and the reply submitted. Heard both sides; records perused.

4. The case of the prosecution is that while the defacto complainant was searching land for purchase, she got introduced with the other accused one

Saravanan through one Pandian. While the defacto complainant went to see the land, the said Saravanan had shown another land which belonged to one Kamatchi - who is the sister of this petitioner. Pursuant to that, the petitioner had shown the documents of the property, accordingly, negotiations have made between the defacto complainant and the said Kamatchi and the defacto complainant paid a sum of Rs.73.50,000/- as portion of sale consideration. However, the registration of sale was not executed, since there was a stay for registering the said property. Hence, a case has been registered in Cr. No.33 of 2025 on the file of the respondent police station.

5. The learned counsel for the petitioner/accused would submit that the petitioner has been falsely implicated in this case; in order to purchase the subject matter property, the defacto complainant paid the portion of sale consideration amount through the account of this petitioner and his wife; since a protest petition is pending before the Sub Registrar's office, the sale was not executed, thereafter, a compromise was made between the defacto complainant and the owner of the property one Kamatchi, accordingly, the said Kamatchi has repaid the amount which she received through the bank accounts of this petitioner and his wife; for the receipt of the said amount, the defacto complainant also executed a receipt in a Non-Judicial Stamp paper; except that, the petitioner has no role played in the offence and he is no intention to cheat or to forge, forged genuine documents and criminal conspiracy; the entire transactions have taken place during the year 2021, however, now the false case has been foisted by the respondent police; the petitioner was arrested and remanded on 13.03.2026 and he is in judicial custody for the past 34 days; moreover, the petitioner is ready to abide by any conditions to be imposed upon him and he is ready to offer substantial sureties before the Court, thereby praying for enlargement on bail.

7. The learned Public Prosecutor, on the other hand, would submit that the investigation is not yet completed, at this stage, if the petitioner is enlarged on bail, he will tamper the witnesses and evidences and prays for the dismissal of the petition. He would further admit that the amount received from the defacto complainant has been returned back to her by the said Kamatchi.

8. From the submissions and perusal of records, it is seen in order to purchase a property, the defacto complainant has paid a sum of Rs.73,50,000/- to the title holder one Kamatchi through the bank accounts of this petitioner and his wife. Since the sale was not executed, the amount has been re-paid to the defacto complainant. It appears that the entire transactions have taken place during the year 2021. It is further seen the evidences are seemed to be of in documentary in nature, therefore, there is no possibility of tampering the evidences. It is seen from the records that the co-accused has been granted bail by this court in CrI.M.P. No.1087 of 2026 dated 08.04.2026. This petitioner is in judicial custody for the past 34 days, therefore, substantial portion of investigation ought to have been completed by this time. The petitioner seemed to be the first offender, no previous case is pending against him. Therefore, taking into consideration the duration of custody, nature of allegations levelled against the petitioner, substantial portion of investigation seemed to be completed by this time, co-accused has been granted bail by this court and also considering the overall facts and circumstances of the case, this court is inclined to grant bail to the petitioner.

9. In the result, this petition is allowed; The petitioner/accused is ordered to be released on bail on his execution of bond for Rs.10,000/- with two sureties for a like sum to the satisfaction of the Judicial Magistrate No.I, Tambaram, with further condition that;

1. The sureties shall affix their photographs and Left Thumb Impression (LTI) in the surety bond and the sureties shall produce a copy of identity proof before the learned Magistrate to ensure their identity.
2. The petitioner/accused is directed to report before the respondent police station daily at 10.30 A.M. for 30 days;
3. The petitioner/accused should not tamper the evidence either during investigation or trial;
4. The petitioner/accused shall not abscond either during investigation or trial;
5. If there is any breach of conditions, the Investigation Officer shall report to the learned Magistrate and the learned Magistrate shall take appropriate action as if the conditions have been imposed by the Magistrate himself/herself in accordance with the decision in ***AIR 2006 SC 100 - P.K. Shaji Vs State of Kerala.***

Pronounced by me in open Court, on this the 15th day of April 2026.

Principal District and Sessions Judge,
Chengalpattu.

To
The Judicial Magistrate No.I, Tambaram.
The Inspector of Police, CCB, Tambaram City Police.
The Superintendent, District Jail, Chengalpattu.