

IN THE COURT OF JUDICIAL MAGISTRATE NO.II, MADURANTAKAM

**PRESENT: Selvi.B.Bavya, B.A., L.L.B.,
Judicial Magistrate No.II, Madurantakam**

On Monday, this the 31st day of August 2026

C.M.P.No. 681/2026

CNR No.TNCG15-001495-2026

Immanuvel Palraj, Age.53,
S/o.Chinna Shanmugham,
No.4. 7th Street,
Gandhi Nagar, Acharapakkam,
Madurantakam Taluk
Chengalpattu District.

..... Complainant/Petitioner

Vs

1.The Inspector of Police,
Acharapakkam Police Station
Chengalpattu District.

2. Dhanalakshmi W/o.Munusamy,

3. Karthikeyan S/o.Munusamy,

4. RanjithKumar S/o.Munusamy,

2 to 4 are residing at
Door No-109, Kalainagar Nagar,
Pallipettai, Acharapakkam,
Madurantakam,
Chengalpattu District.

.....Respondents

ORDER

1. The petitioner has filed the petition under Section 175(3) of the BNSS for directing the 1st respondent to register FIR against R2 to R4.

Gist of the petition

2. The petitioner has stated that he is permanently residing at No.4. 7th Street, Gandhi Nagar, Acharapakkam, Madurantakam Taluk, Chengalpattu District and is engaged in real estate business and has wife named Rajeshwari Alias Mary and two sons namely George and John. since his sons are employed in Chennai his wife is presently residing with their son in Chennai.

3. The petitioner submitted that has been engaged in real estate business at Acharapakkam for the past 25 years and in the year 2018 one Dhanalakshmi approached in seeking financial assistance for medical expenses as she is working as an Anganwadi worker at Pallipettai, Acharapakkam and she has informed the petitioner that she lost her husband and was in financial distress and that her income was insufficient to support her family. Considering the situation the petitioner extended the financial assistance to her.

4. The petitioner further submitted that taking advantage of the fact that petitioner was living alone and earning well the said Dhanalakshmi with the dishonest intention deceitfully registered marriage with him in the year 2022 at the sub register office Maduranthakam without his free and genuine consent. With the intention to cheat the petitioner and extract money she pretended to live with him and gained is trust by showing false affection and she made him believe that she would safely save his earnings in her bank account. Believing her representation the petitioner transferred a sum of approximately rupees 20 lacs to her bank account.

5. The petitioner further submitted that during the same period he purchased about 50 sovereigns of Gold jewellery from his earnings and kept the same in his house. Taking advantage of the situation the said Dhanalakshmi and various pretexts took position of the said jewellery assuring that she would return the same, but failed to do so. Further that she also managed to transfer the ownership of the petitioner car namely Maruti Suzuki Ertiga bearing registration number TN 19 BS 2594 into her name. The petitioner further submitted that he is the absolute owner of the house property bearing Door No.1-109 School Street, Kalainagar nagar, pallipettai, acharapakkam. However, the respondents 2 to 4 with the help of anti social elements, have illegally evicted the petitioner from the said house and are presently in unlawful occupation of the same.

6. The petitioner submitted that he had purchased 21 cents of land situated at

Irumbuli Village, Cheyyur Taluk, Chithamur Panchayat and 77 cents of land situated at Thimmavaram Village, the said Dhanalakshmi by adopting fraudulent means, got the said properties registered in her name. At that point of time, the petitioner believing her to be genuine and trustworthy, he did not suspect her intentions. Subsequently, he realized that all her actions were part of a fraudulent scheme. When the petitioner requested her to return the sum of Rs.20,00,000/- for purchasing another property, she refused and falsely claimed that the said amount belonged to her.

7. He further submitted that thereafter the entire fraudulent conduct of the said dhanalakshmi came to light. At that time, the 2nd respondent along with her sons, namely 1)Karthikeyan and 2)Ranjith Kumar and their associates namely 3) Thiruvallangadu Suresh, 4) Kamalakannan, 5)Vidivelli and 6) Velan associated with Viduthalai Chiruthaigal Katchi, criminally intimidated the petitioner by threatening to kill him if he continued to demand the return of his money and properties. Further, the above mentioned persons are frequently monitoring his residence by moving around on two-wheelers and are following me whenever I go outside. Due to such continues threat and intimidation, He is living under constant for his life and suffering severe mental agony and stress. They have also threatened to cause harm to his family members.

8. The petitioner submitted that his hard work for more than 25 years and earned approximately Rs.1,00,00,000/-(Rupees One Crore) and all his money and properties have been fraudulently taken away by the said Dhanalakshmi and her associates.

9. He submitted that he filed complaint before 1st respondent namely Acharapakkam P.S. on 15.09.2025. However no proper enquiry was conducted. Thereafter he submitted complaint before Superintendent of Police, Chengalpattu who forwarded the same Deputy Superintendent of Police, Madurantakam Range and thereafter to the 1st respondent police for necessary action. Despite the same no action has been taken. He further submitted that he submitted that a representation dated 18.03.2026 before the Chief Minister's Special Cell, the Inspector General of Police, Superintendent of Police Chengalpattu, the Deputy Superintendent of Police, Madurantakam and 1st respondent police. Though the said representation was duly received no action has been taken till now on his complaint. Hence, the petitioner approached the court. The petitioner has submitted the following Documents 1) Complaint given to 1st respondent police 2) Complaint given to Superintendent of police 3) Complaint given to CM cell and others 4) Acknowledgement Card 5) CSR copy.

Reply given by the Respondent Police

10. The respondent police stated that the Dhanalakshmi was married to one Munusamy in the year 2004. It is further stated that her husband died in the year 2012 and that Dhanalakshmi has two children.

11. Since Dhanalakshmi used to suffer from stomach pain on every Amavasya (new moon) and Pournami (full moon) day, she approached Immanuel Palraj herein the petitioner for performing spiritual/occult rituals (manthrikam). At that time, the petitioner, Immanuel Palraj, concealed the fact that his first wife was still alive and, by making false promises and speaking in a manner that inspired confidence, persuaded Dhanalakshmi to enter into a registered marriage at the Acharapakkam Sub-Registrar's Office.

12. It is further alleged that, because of this marriage, she was deprived of her share in approximately 20 acres of ancestral property belonging to her deceased first husband's. It is also alleged that the petitioner repeatedly represented her as his wife and dishonestly took away all the money she had saved over the years. At present, due to disputes that arose between him and his first wife, he is no longer maintaining any relationship with Dhanalakshmi. She has also stated in her statement that only after the registration of the marriage did she come to know that he had not obtained a divorce from his first wife.

13. During the police enquiry, it was found that the petitioner, while his first wife was still alive, induced Dhanalakshmi by making false promises, deceived her, and unlawfully married her. It also appears that, due to personal disputes between the petitioner and his first wife, the petitioner intended to abandon the respondent and has therefore been lodging false complaints against her.

14. Further, it appears that, with the intention of having a First Information Report (FIR) registered against the respondent, the petitioner has falsely alleged that the respondent threatened him through certain persons whose names he has mentioned in the complaint. There is no document whatsoever to substantiate the petitioner's claim that he had paid ₹20 lakhs. On the contrary, the enquiry has revealed that the petitioner and the respondent had in fact been living together as husband and wife.

ISSUE

15. Whether the petition is to be allowed or not ?

ORDER

16. This Court has carefully considered the rival submissions and perused the documents filed by the petitioner. The petitioner has stated that R2 approached him in the year 2018 seeking financial assistance for her medical expenses. According to the petitioner, taking advantage of the said situation and with a dishonest intention, R2 deceitfully registered their marriage in the year 2022 before the Sub-Registrar, Madurantakam, without his free and genuine consent.

17. However, in the complaint submitted by the petitioner to the Superintendent of Police, he has stated that R2, who was earlier married and was living alone, approached him seeking financial assistance and that, considering her circumstances, he helped her. He has further stated that he agreed to marry her on 18.09.2018, as she cried and threatened to commit suicide if he refused to marry her. He has also stated that their marriage was subsequently registered in the year 2022 before the Sub-Registrar, Madurantakam.

18. The petitioner has further stated that, after their marriage R2 showed love and care towards him and, believing the same, he purchased and registered an extent of 21 cents of land in New Survey No.346/2, situated at Irumbuli Village, in her name on 07.05.2019. He has also stated that he attested the said transaction as a witness. It is therefore clear from his own version that the said property transaction took place in 2019, prior to the registration of their marriage in 2022.

19. The petitioner has further stated that he purchased about 50 sovereigns of gold Jewellery for R2 from various jewellery shops and that he transferred a sum of Rs.20 lakhs to her bank account, believing that she would safely keep his earnings. However, no receipts, bills, bank statements or other supporting documents have been produced before this Court to substantiate the said allegations.

20. In order to constitute the offence of cheating, there must be dishonest or fraudulent intention from the beginning, and such intention must have resulted in the delivery of property. In the present case, the petitioner's own statements show that he had agreed to marry R2 on 18.09.2018 and continued to maintain financial dealings with her thereafter. He also purchased and registered property in her name

on 07.05.2019. These circumstances do not prima facie indicate that R2 had a dishonest intention from the inception to deceive the petitioner and obtain his property.

21. The petitioner initially submitted a complaint before the Station House Officer on 15.09.2025, pursuant to which a CSR was issued to him on 16.09.2025. On perusal of the said complaint, it is seen that the petitioner alleged that, when he demanded the return of Rs.20 lakhs from R2, she refused to return the amount and stated that she had given the said money to Suresh of Vellore. He further alleged that R2 abused him in filthy language and criminally intimidated him. It is pertinent to note that the names of R3 and R4 were not mentioned in the said complaint.

22. Thereafter, the petitioner submitted a complaint to the Superintendent of Police on 19.12.2025. In the said complaint, he alleged that, when he questioned R2 regarding the return of his Rs.20 lakhs, she stated that she had given Rs.20 lakhs and 50 sovereigns of gold jewellery to Suresh of Vilangadu and Kamalakannan for earning profit. He further alleged that, on enquiry, he came to know that the said persons were obtaining money from people by deceitful means. According to the petitioner, when he asked R2 to recover the money and jewellery, she ignored his request, abused him in filthy language and threatened him. He also alleged that Vidivelli and Velan of the VCK party had abetted her.

23. It is pertinent to note that even in the said complaint submitted to the Superintendent of Police, the names of R3 and R4 were not mentioned. However, in the present petition, the petitioner has impleaded R3 and R4 and alleged that they, along with R2, criminally intimidated him and threatened to kill him if he continued to demand the return of his money and properties. Further, he has not stated the specific date, time or place of the alleged threat or the circumstances in which the alleged threat was made and abused the petitioner with filthy language by specifying the words.

24. The petitioner has further alleged that, on 18.09.2025, when he questioned why he had not been summoned for further investigation, Mr. Murugan, Sub-Inspector of Police, Achirapakkam Police Station, abused him in filthy language and threatened him. However, it is relevant to note that the complaint to the Superintendent of Police was submitted only on 19.12.2025, after the alleged refusal to register an FIR on the basis of his earlier complaint. It is further relevant to note that the present petition was filed only on 16.04.2026.

25. Hence, Considering the petitioner's own statements, the sequence of events, the inconsistencies between the different complaints, the absence of supporting documents and the nature of the allegations, this Court is of the considered view that the materials placed on record do not prima facie disclose the essential ingredients of cheating or the other alleged cognizable offences. Therefore, this Court finds no sufficient ground to grant the relief sought for by the petitioner.

Accordingly, this petition is dismissed.

Pronounced by me in open court on the 31st day of August of 2026.

**Judicial Magistrate No.II
Maduranthakam.**

Documents Submitted by the Petitioner:

S.No	Name of the Document
1.	Complainant to the 1 st respondent dated:15.09.2025
2.	Complainant to the District Superintendent of Police Dated:19.12.2025
3.	Complaint to the CM Cell and others Dated:18.03.2026
4.	Acknowledgment Card for Complainant Dated: 19.12.2025
5.	CSR Copy

**Judicial Magistrate No.II
Maduranthakam.**

Note: Copy of order to be sent to the Station House Officer, Acharapakkam.