IN THE HIGH COURT OF JUDICATURE AT MADRAS

RESERVED ON : 29.07.2025
PRONOUNCED ON : 20.08.2025

CORAM

THE HONOURABLE MR.JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.17852 of 2025 and
Crl.M.P.No.14814 of 2025

L.B.Senthil Kumar ... Petitioner

Vs.

State Represented by:
The Inspector of Police,
CBCID – North,
Kancheepuram.
(Crime No.01 of 2025) ... Respondent

PRAYER: Criminal Original Petition is filed under Section 482 of BNSS, to enlarge the petitioner on bail in the event of his arrest by the respondent in Crime No.01 of 2025 pending investigation on the file of the Inspector of Police, CBCID-North, Kancheepuram or in the event of his surrender before the Trial Court.

For Petitioner	:	Mr. R.C.Paul Kanagaraja for Mr.P.Praveen Kumar
For Respondent	:	Mr.Leonard Arul Joseph Selvam Government Advocate (Crl. Side)
For Intervenor	:	Mr.John Sathyan, Senior Advocate for Mr.K.Bijai Sundar

ORDER

The petitioner/A5 apprehends arrest at the hands of the respondent Police for offence under Sections 465, 466, 468, 471, 120B, 419, 420 & 109 of IPC in connection with Crime No.1 of 2025, filed this anticipatory bail.

2.Case of the prosecution is that one P.Nithyanand, settled in USA long back, the husband of defacto complainant purchased a property at Kazhipattur village bearing survey Nos.231/1A, 2A, 3A, 4A, 5A and 231/1 measuring 1.08 acres on 30.03.1999. On 19.10.2015, Nithyanand settled the property in favour of defacto complainant. On verification of the documents, it was found a person in the name of Inbarasu and Impersonator in the name of defacto complainant conspired to grab the defacto complainant's property, fabricated a general power of attorney in favour of

Inbarasu, thereafter Inbarasu executed sale deed in favour of the petitioner on 06.08.2019. In turn, the petitioner executed a sale deed to one Adhimoolam and Yosadha Adhimoolam. Hence, a complaint lodged to the District Crime Branch-II, Chengalpet on 23.11.2019 and FIR in Crime No.3 of 2024 registered. Since no action taken, the defacto complainant filed a petition under Section 482 Cr.P.C in Crl.O.P.No.26821 of 2024 seeking transfer of investigation in Crime No.3 of 2024 and this Court by order dated 27.11.2024 transferred the investigation to the respondent Police and case renumbered as FIR in Crime No.1 of 2025.

3.The learned counsel for the petitioner submitted that this is the fourth anticipatory bail before this Court. Earlier, the petitioner filed Crl.O.P.No.31152 of 2024 before this Court and the same was withdrawn on 13.03.2025, thereafter filed Crl.O.P.No.11306 of 2024 which was dismissed as withdrawn on 05.06.2024 and again filed Crl.O.P.No.11183 of 2025 which was dismissed as withdrawn on 23.04.2025 citing one of the document necessary to support the petitioner found missing. In the meanwhile, the petitioner filed Special Leave Petition (Criminal) Diary

No.26178 of 2025 and the same was dismissed on 15.05.2025.

4.He further submitted that the petitioner is a bonafide purchaser who purchased the property in the year 2019, thereafter, patta and other revenue records transferred to the name of the petitioner. Subsequently, petitioner sold the property to third parties. Now, the allegation is that the petitioner claims and sold the property by creating forged power of attorney, arranging impersonators in the name of defacto complainant. In the complaint there is no specific allegation even remotely tracing the involvement of the petitioner. He further submitted that defacto complainant already filed a civil suit in O.S.No.105 of 2021 before the learned Principal District Judge, Chengalpet in which the petitioner entered appearance, filed his counter. The petitioner doubted the veracity of defacto complainant projecting herself as wife of Nithyanand who is settled in USA. Further, the said civil suit is filed through Power of Attorney Saravanan and the Power of Attorney executed in USA adjudicated here. The veracity of the power of attorney and adjudication are doubtful. According to the petitioner, defacto complainant is not a legally wedded wife of Nithyanand and the settlement by Nithyanand to defacto complainant itself is doubtful. Further, defacto complainant executed a power of attorney favouring Inbarasu in GPA.No.10504/2019, based on which, the petitioner acquired the property and the entire payments of the petitioner made through bank and recorded in sale deed. Hence, it is a genuine sale and not a sham.

5.The learned counsel further submitted that the defacto complainant having already filed a civil suit now attempts to give criminal colour to the civil dispute. Initially, Police hesitated to register a case on the complaint of defacto complainant since the complaint predominantly having civil flavour. The defacto complainant approached the Judicial Magistrate, Chengalpet and filed a petition under Section 156(3) Cr.P.C. When it was pending, the defacto complainant filed a direction petition before this Court to register FIR. During the pendency of direction petition, the Police was pressurized having left with no other option and to give an explanation to this Court, the Police registered FIR. The petitioner without prejudice to his contention on merits is ready and willing to cancel the sale deed Document NO.10539 of 2019 dated 06.08.2019 registered before SRO, Thiruporur and sought bail.

6.The learned Senior Counsel appearing for Intervenor/defacto instrumental complainant submitted that petitioner is the fulcrum and man behind the entire issue, and he is instrumental in arranging and projecting the other accused, who had all played an active role, connived in creating forged documents, forgery and impersonation and thereby executing forged sale deeds. Using the forged sale deeds, he had executed a mortgage deed and thereafter, through power of attorney sold the property to the other accused, thereby encumbering and encroaching upon the defacto complainant's property. He further submitted that one Nithyanandham, son of Palanivel of Anna Nagar, Chennai is projected as though he is Nithyanand, husband of defacto complainant and owner of the property. The defacto complainant's husband Nithyanand is residing in USA, prior to it, he was residing at Indira Nagar, Adyar, Chennai and never resided at Anna Nagar, Chennai. Through this impersonated person, a power of attorney executed in favour of V.Srinivasan who is residing at Mambakkam. Both persons arranged an impersonator executed sale deed in favour of the petitioner through the power of attorney Inbarasu and the said Inbarasu executed sale deed on 06.08.2019, thereafter, on the same day, the petitioner executed a registered power of attorney in favour of one Mathupriya, who immediately executed a simple mortgaged deed with M/s.Bhavika M.Jain on 06.08.2019. Later, the mortgage discharged on 17.11.2019, thereafter, the power of attorney favouring Mathupriya cancelled on 17.12.2019 and the petitioner appointed M/s.Trusticon Builders and Developers Private Limited as power agent. The said M/s.Trusticon Builders and Developers Private Limited mortgaged the property on 05.10.2010 with M.Naresh Kumar Kothari. Thereafter, mortgage discharged and Gokuk Yadav, Director of M/s.Trusticon Builders and Developers Private Limited now executed sale deed in favour of Aadhimoolam and Yasodha Adhimoolam by Document No.9967 of 2022 on 13.05.2022. Thus, the petitioner cleverly manipulated, created forged documents and successfully encroached on the property, also creating encumbrance, putting the defacto complainant in entanglement and denying the rightful enjoyment of the property, which is a fundamental right.

7.He further submitted that the DCB-II was reluctant to initially register the FIR, thereafter the defacto complainant had to move the Court for addressing the grievance. This Court in Crl.O.P.No.26821 of 2024 by order dated 27.11.2024 finding that the DCB-II is in slumber and dismissal of anticipatory bail application of the petitioner, directed the respondent namely CBCID Kancheepuram to take up investigation who re-registered the case as Crime No.1 of 2025. In this case, Palani Natesan, Sub Registrar, a co-accused and a rally to the petitioner arrested on 05.06.2025 who admitted and confessed having received Rs.2,50,000/- from the petitioner for entertaining and accepting the sale deed which was shrouded with mystery. Further, in the anticipatory bail petition in Crl.O.P.No.11306 of 2024, status report received by this Court in which it is clearly recorded that the petitioner created bogus general power of attorney in document No.10504 of 2019 in favour of his accomplice Inbarasu and created sale deed using fabricated documents. Further, in the order of this Court in Crl.O.P.No.10504 of 2019 while dismissing anticipatory bail, this Court held that the petitioner is an habitual offender and several FIRs registered against him of similar nature and custodial interrogation of the petitioner is very much required. In the same order, it had also in detail referred to bogus money transaction which the petitioner had created to project as though sale consideration have been transferred to one Thilagavathy, the impersonator through bank transaction and through cheque of Rs.60 lakhs on 01.08.2019, Rs.65 lakhs on 06.08.2019, Rs.50 lakhs on 07.08.2019, Rs.50 lakhs on 09.08.2019, Rs.50 lakhs on 14.08.2019 and Rs.50 lakhs on 31.08.2019 and another Rs.54,81,840/- and Rs.4,34,150/- as TDS. All through City Union Bank Cheques which is recorded in Document No.10539 of 2019. This has been found to be false. The petitioner opened two bank accounts in the name of Vinayakk Tradings in City Union Bank A/c.No.500101012198975 and A/c.No.260109000188390 giving the same address at No.18 AIBEA Anna Nagar, Mogaippar West, Chennai- 600037 which confirmed that the money transferred is a sham, created book entry and nothing more. The other accused M.Murugesan, C.Sekar, V.Srinivasan and Inbarasu all arrested earlier granted statutory bail and the petitioner's custodial interrogation is very much required. Further, the petitioner is involved in the following cases:

S.No.	Case Details	Offences
1	CC.15794 of 2022 on the file of CCB & CBCID MM Court, Egmore in Crime No.103 of 2019 (CC QUASH in Crl.OP.32689 of 2024 is pending)	U/s.406, 420, 465, 467, 468, 471 & 120B of IPC
2	Crime No.125 of 2022 on the file of CCB, Land Grabbing Cell, Vepery, Chennai (FIR QUASH in Crl.O.P.32691 of 2024 is pending)	U/s.420, 465, 467, 468, 471 & 120B of IPC

8.The defacto complainant produced two bank statements of Vinayakk Tradings and also the City Union Bank A/c.No.500101012198975, in which, it is seen that in the name of Thilagavathy, an account open form shown the same address of Mogapair West and the permanent address at Gugai, Salem, further the Impersonator photo is there. While opening account, the petitioner gave a letter to the Manager, City Union Bank, Ambattur Branch, Chennai certifying that Thilagavathy is working with Vinayakk Tradings since 2017. Scanned reproduction of account opening form, bank transaction, letter given by the petitioner to City Union Bank Manager and money trail are as follows:

CITY UNION BANK

A/c No 5 0 0 1 0 1 0 0 1 0 1 9 8 9 1 5

Customer ID 5 8 0 6 1 4 1

EXISTING ID

ID ONLY

S A V I N G A/c GENERAL

AMBATTUR, CHENNAI - 53

Branch Code 2 6 0

Date 09 07 2019

(Please fill the form in Block Letters only : All Fields marked "*" are MANDATORY)

Pensioner

Minor

Senior Citizen

Others Please Specify

Staff / Emp No

Politician

(THIS IS A MACHINE READABLE FORM AND WILL PASS THROUGH A SCANNER)

Name

T H I L A G A V A T H Y

* Mother's Name

R A S A S E W A R I

* PAN No. (If not available attach Form 60)

Form 60 Attached

Marital Status

Married Unmarried

N

RASILAMANI

* Gender

F

* Date of Birth

25 05 1980

Father Mother By Court Order (Affix a copy) Guardian Customer ID

Mobile No 8 0 1 5 1 1 6 3 3 4

STD Code

Tel (R)

Tel (O)

VINAYAKA TRADINGS

NO. 18, A.I.B.E.A. NAGAR

MUGAPPAIR WEST,

CHENNAI

CHENNAI

INDIA

*State TAMIL NADU

*Pin Code 600037

(BLOCK LETTERS)

Email Id

Please tick in case permanent address is the same as given in the mailing address

*Mobile No 8015116334

STD Code

Tel (R)

Tel (O)

843-1, C45,

TIRUCHI MAIN ROAD

GUGAI

SALEM

SALEM

*State TAMIL NADU

*Pin Code 636006

Email Id

(BLOCK LETTERS)

INTRODUCTION DETAILS CITY UNION BANK Customer (Introducer's) Name

Customer ID

... account holder with CITY UNION BANK for over six months A/c No.

... applicant's detailed above for more than 6 months ... occupation and address

... two columns for a photo-identity and proof of address (Please tick the appropriate box and give details below):

Proof of Identity and Address

... document from each of the undernoted two columns

... NREGA duly signed by an officer of the State Government

... photograph issued by central / State Government ... Statutory/Regulatory authorities, Public sector undertakings, ... banks and Public Financial Institutions

... gazetted officer, with a duly attested photograph of the person

... Government Departments of foreign jurisdiction and letter issued ... Mission in India

K) Utility bill which is not more than two months old of any service provider (Electricity, Telephone, Post-Paid Mobile Phone, Piped gas water-bill)

L) Property or Municipal Tax receipt

M) Bank account or Post Office Savings Bank Account Statement

N) Pension or Family Pension Payment orders (PPOs) issued to retired employees by Government departments or public sector undertakings, if they contain the address

O) Declaration letter from the Customer indicating the address to which all correspondence will be made by the branch / bank with the Customer. (In case of address furnished by the customer is different from the address recorded in the Officially Valid Document (OVD))

SALARY LETTER

VOTER ID.

TN/16/088/0285505

Issued Date

Proof No

Issued at

Issued Date

F) Personal Information   Serial No 5 0 1 612031

Religion	Hindu	Muslim	Christian	Sikh	Others
Category	General	SC	ST	OBC	Others
Occupation	Salaried	Business	Self Employed	House Wife / Retired	Student
	Agriculture	Landless Labourer	Marginal Farmer	Agri. Allied	
	Defence	Professional	Manufacturing	Other (Please Specify)	
	Trading Services	Retail Business	Stock Broker		
Line of Business	Real Estate	Service	Pensioner	Other (Please Specify)	
	Proprietorship	Partnership	Pvt Ltd	Public Ltd	Public Sector
Employed with	Government	Multinational	Other (Please Specify)		
Employer Name		Address			No. of Completed years
Education	Illiterate	Passed V	Passed VIII	Passed X	Above X
	+2 (H S S)	Graduate	Post Graduate	Professional	
Gross Annual Income	Less than 50 K	50 K > 1 L	1 L > 5 L	✓ 5 L > 15 L	> 15 L
Sources of Income	Salary/Pension	House Property /Rental	Business/Profession	Investments	Others Please Specify
Assets				Other (Please Specify)	
Vehicles	Two Wheeler	Four Wheeler	None		
House	Self Owned	Family Owned	Rented /Leased	Provided by Employer	Ancestral
Investments	Shares	Mutual Fund	Gold	Bank Fixed Deposit	NSC/KVC
	PPF	RBI Bond	Property	Other (pl specify)	
Liabilities: Car Loan	Yes	No	Housing Loan	Yes	No
Consumer Loan	Yes	No	Education Loan	Yes	No
Business/Agriculture	Yes	No	Others - Please Specify		

G) FAMILY DETAILS

Spouse Name: First Name — Middle Name — Surname / Last Name
Occupation — Date of Birth: Day Month Year — Gender: Male Female Third Gender

Children Name: First Name — Middle Name — Surname / Last Name
Occupation — Date of Birth: Day Month Year — Gender: Male Female Third Gender

First Name — Middle Name — Surname / Last Name
Occupation — Date of Birth: Day Month Year — Gender: Male Female

H) Other Bank Accounts
Bank — Branch — Type of Account
Bank — Branch — Type of Account

DECLARATION: 1) I/we are to abide by and be bound by the rules of the bank now in force and that may be made from time to time. 2) I/We confirm that I/We am/are resident of India. 3) I/We declare that all the particulars and information given in the Application form are true, correct, complete an upto date in all respects and I/we have not with held any information. 4) I/We understand that the above accounts will be operated on the basis of the statement ... [illegible]

CITY UNION BANK
AMBATTUR Branch

1. Please sign in black ink inside the box provided below. Photographs should be signed across by the applicants 2. Please ensure that all mandatory fields have been filled correctly else the form is liable to be rejected

N. Thilagavathy

I/We confirm that I / We have read and understood the Declaration given above and confirm that all the details provided on the form are correct.
I/We also confirm that my / our account has been opened by Bank officer Mr / Ms .... and I / We have signed in his / her presence.
Name: THILAGAVATHY Date: 09-07-2019
Location of Business: Non-risk ✓ Risk areas Both
Annual Income / Business Turnover: Rs. 2,00,000 Threshold Limit: Rs. 6,00,000 (Credit Summation in the account shall be upto TWO TIMES of the declared Annual Business Turnover)
Purpose of Opening: SAVINGS
I) ASSESSMENT OF RISK (Classification of Risk is made taking into account the type of client, Business activity, Location, Turnover and the social & financial status as specified in our policy)
RISK CLASSIFICATION: LOW ✓ MEDIUM HIGH
J) Services Required:
1. ATM DEBIT CARD Yes No ✓ 2. INTERNET BANKING Yes No ✓ 3. MOBILE BANKING Yes No ✓ 4. SMS ALERTS Yes No ✓ 4. CHEQUE BOOK Yes No ✓
DSA No

5 0 1

Please mention any other account desired to be linked Customer ID Customer ID Customer ID

K) Account Options Savings Fixed Deposit CCD M S D Others (Specify) ROI

Current Amount Period Year Months Days

Account to be Operated by me Jointly by us Any one of us Either or Survivor of us F OR S PA / Mandate Holder

L) PAYMENT DETAILS Amount Rs Ps Cash Cheque Cheque No

Drawn On Bank Branch Chq. Date

Transfer SB CA CCOD A/c. No

FIXED Deposit Details

Interest Payment Monthly Quarterly Half Yearly Interest Payment / Closure Instructions by DD Br Code RTGS/NEFT/ECS

TDS to be deducted Yes No (If No, form 15H/15G to be submitted) A/c. Number

Auto renewal to be made Yes No IFSC Code / MICR Code

(If no, please fill the "Closure Instructions")

M) NOMINATION FORM No. DA - 1 Whether Required ✓ Not Required

Name of Nominee displayed in Pass Book / Deposit Yes No

Nomination under section 45 ZA of the Banking Regulation Act 1949 and Rule 2 (1) Banking Companies (Nomination) Rules 1985 in respect of Bank Deposit

I I / We THILAGAVATHY

nominated the following person to whom in the event of my / our / minor's death the amount of the deposits particulars where of are given below may be returned by City Union Bank AMBATTUR, CHENNAI - 53 Branch in which the deposit is held

Name of nominee RAJASEWARI

Date of Birth 01 01 1960 Nominee relation Mother

As the nominee is a minor of the date, I / We appoint Shri. / Smt. / Kumari ____________________

Age ____________________

(name, address & age) to receive the amount of the deposit on behalf of the nominee in the event of my / our / minor's death during the minority of the nominee.

(OR)

I / We do not want any nomination for my / our accounts. N. Thilagavathy

Signature (s) Thumb Impression (s) of depositor (s)

@ Name(s) Signature (s) and Address (es) of witness (es)

1. ____________________ 2. ____________________

Place :

Date :

- Where deposit is made in the name of minor the nomination should be signed by a person lawfully entitled to act on behalf of the minor
- $ Strike out if the nominee is not a minor
- @ Thumb impression (s) shall be attested by two witness

For Office Use

Signed before me Document are verified for names and address Permitted to Open Account KYC norms observed

M. Parthiban 608-3153

Signature of Authorised Official with POA No.

Serial No 5 0 1 61203[illegible]

Declaration

I confirm that I am the sole account holder or I have the required mandate from the joined account holder(s) to singly operate the Account. I will keep the SIM card and my mobile / phone in my possession at all times. I will inform the Bank immediately incase my mobile or SIM card is lost. And I understood that I shall be solely responsible for all the transactions happened through my mobile. I have read and understood the Terms and Conditions (a copy of which I am in possession of) relating to opening of an account and various services including but not limited to (a) Mobile Banking / SMS Alert Service (b) Net Banking (c) Bill pay Facility (d) ATM / VISA Card Facility. I accept and agree to be bound by the said Terms and Conditions.

I affirm, confirm and undertake that I have read and understood the Terms and Conditions for usage of the Internet Banking service of City Union Bank and I am aware of Charges Applicable for the Service, as set forth in www.onlinecub.net and that I agree on my own behalf or as the mandate holder on behalf of the joint account holders and will adhere to all the terms / conditions of opening / availing / maintaining operating (as applicable) for usage of the Internet Banking Service of City Union Bank as may be in force from time. I further authorized City Union Bank to debit my Account(s) towards any charges.

I declare that all the particulars and information given in this application form (and all documents referred or provided therewith) are true, correct, complete and up-to-date in all respects and I and other joint account holders have not withheld any information. I understand that certain particulars given by me are required by the operational guidelines governing banking companies. I agree and undertake to provide any further information to City Union Bank. I agree and understand that City Union Bank reserve the right to reject any application without providing any reason. I agree and understand that City Union Bank reserve the right to retain the application forms, and the documents provided therewith, including photographs, and will not return the same to me.

I agree and understand that I have to complete further applications for specific liability products / services from City Union Bank as prescribed from time to time, and that such further applications shall be regarded as an integral part of this application (and vice versa), and that unless otherwise disclosed in such and up-to-date in all respects. I agree and understand that such further applications will require incorporation of the application form number and / or such details as City Union Bank may prescribe to facilitate data management.

I agree that the bank will not be held liable / responsible for any loss or liability occurred on account of breach of security / denial of service etc., because of hacking / other technological failure. Once my request for Online CUB account is accepted and my user ID is activated by the bank.

All my linked accounts (including any new accounts that may be opened with my customer ID subsequent to the issue of Online CUB account User ID and password) will be covered under the rules governed under Online CUB account from time to time. I hereby confirm that the above mentioned address matches with the address previously given to the bank. Otherwise I will give change of address request to the branch.

Date 09-07-2019 Signature N-Thilagavathy

For office use only

The request of customer N THILAGAVATHY (NAME) for the services requested may be enabled

CUSTOMER ID (BP ID) IS 5806747

1. The mode of operations for all his declared accounts have been verified and found Correct
2. Signatures of Joint holders have been verified and found Correct
3. The Customer ID and the above signature have been verified and found correct and the accounts linked with the above Customer ID are pre paired to this customer only
4. The above address given by the customer matches with the record
5. The account is not a minor account
6. For SMS Banking we have enabled the SMS Banking flag in CBS, entered the customer Mobile Number correctly and the alert amount

Date 09.07.2019

Signature of the Officer / Manager

MANDATE FORM FOR JOINT ACCOUNT HOLDERS

Customer ID

From
Mr./Ms.

To
City Union Bank
__________ Branch

Dear Sir,

Savings Bank / Current Account / Term Deposit Account No. held in the joint names of Mr. / Ms. __________ and Mr. / Ms. __________ at __________ branch

I/We hereby authorize Mr / Ms __________ (Name of the applicant for the services) to avail the Online CUB / SMS Alert / Mobile Banking Services in respect of the above Customer ID and the accounts linked to the Customer ID. I/We have read and understood the rules, terms and conditions for availing the Online CUB / SMS Alert / Mobile Banking Services. I/We undertake to ratify and confirm all and whatever Mr / Ms __________ does or causes to do through Online CUB / SMS Alert / Mobile Banking Services. This authority shall continue to be in force until any one of us revoke(s) this mandate by a notice in writing delivered to you.

Yours faithfully, (Signatures of Joint a/c holder/s)

Name in Block Letters 1

Name in Block Letters 2

Name in Block Letters 3

A. TICK IF APPLICABLE RESIDENCE FOR TAX PURPOSES IN JURISDICTION(S) OUTSIDE INDIA (Please refer instruction I at the end)

ADDITIONAL DETAILS REQUIRED* (Mandatory only if section I is ticked)
ISO 3166 Country Code of Jurisdiction of Residence*
Tax Identification Number or equivalent (If issued by jurisdiction)*
Place / City of Birth* ISO 3166 Country Code of Birth*

B. FATCA & CRS Related Declaration cum undertaking

1. I/We hereby certify that I/we have declared my/our status as per the rules applicable under section 285A of the Income Tax Act, 1961 as notified by Central Board of Direct Taxes (CBDT) vide Notification No. S.O. 2155(E) dated 7 August 2015 and RBI Circular Ref No. DBR. AML. BC. No 36/14.01.001/2015-16 dated 28 August 2015 in this regard.

2. I/We understand and acknowledge that as per the provisions of Income Tax Act, Rules made there under and the guidelines issued by the RBI in the matter, depending upon the residential status and/or other criteria stipulated therein, the Bank may have to report the details in respect of our account(s) as per the prescribed format to the Central Board of Direct Taxes (CBDT) or other Government Agencies to comply with the obligations as per the Inter Governmental Agreements (IGG) in respect of Foreign Accounts Tax Compliance Act (FATCA) and Common Reporting Standards (CRS) and or any other similar arrangements.

3. I/We certify that the information provided by me/us above as applicable to me/us and signed by me/us as well as in the documentary evidence provided by me/us are, to the best of my/our knowledge and belief true, correct and complete and that I/we have not withheld any material information that may affect the assessment/categorization of my account as a US Reportable Account or Other Reportable Account [illegible].

4. I/We undertake the responsibility to declare and disclose within 30 days from the date of change, any changes that may take place in the information provided above, as well as in the documentary evidence provided by me/us or if any certification becomes incorrect and to provide fresh and valid self certification along with documentary evidence.

5. I / We also agree that my/our failure to disclose any material fact known to me/us, now or in future, may invalidate me from transacting in the account and City Union Bank would be within its right to pure restrictions in the operations of my/our account or close for report of any regulator and/or any authority designated by the Government of India (GOI) / RBI for the purpose or take any other action as may be deemed appropriate by City Union Bank, under the guidelines issued by CBDT / RBI from time to time, if the deficiency is not remedied by me/us within the stipulated period.

6. I/We also agree to furnish and intimate to City Union Bank any other particulars that are called upon me/us to provide on account of any change in law either in India or abroad in the subject matter herein.

7. I/We shall indemnify City Union Bank for any loss that may be caused to City Union Bank on account of providing incorrect or incomplete information by me/us.

Date: Signature

A. Classification / Guidelines on filling details if applicant residence for tax purposes in jurisdiction(s) outside India

Tax Identification Number (TIN): [illegible]

Form for declaration to be filled by an individual or a person (not being a company or firm) who does not have a permanent account number and who enters into any transaction specified in rule 114B

1 First Name THILAGAVATHY
Middle Name
Surname

2 Date of Birth/ Incorporation of declarant 25 05 1980

3 Father's Name (in case of individual) First Name MASILAMANI
Middle Name
Surname

4 Flat/ Room No 541-1, C45

5 Floor No

6 Name of Premises

7 Block Name / No

8 Road/ Street/ Lane TIRUCHI MAIN ROAD

9 Area / Locality GUGAI

10 Town/ City SALEM

11 District SALEM.

12 State TAMIL NADU

13 Pin code 600037

14 Telephone Number (with STD Code)

15 Mobile Number 8015116334

16 In case of transaction in joint names, number of persons involved in the transaction

17 Amount of Transaction (Rs.)

18 Date of Transaction

19 Mode of Transaction Cash Cheque Card Draft / Banker's Cheque Online Transfer Other

20 Aadhaar Number issued by UIDAI (if available)

21 If applicable for PAN and it is not yet generated enter date of application and acknowledgement number

22 If PAN not applied, fill estimated total income (including of spouse, minor child etc., as per section 64 of Income-tax Act, 1961) for the financial year in which the above transaction is held

a) Agricultural income (Rs.)

b) Other than Agricultural income (Rs.)

23 Details of document being produced in support of identity in Column 1 (*Refer instruction overleaf*)

Document Code 03 Document identification number TN/16/088/0285505

Name and Address of the authority issuing the document ELECTION COMMISSION OF INDIA

24 Details of document being produced in support of identity in Column 4 to 13 (*Refer instruction overleaf*)

Document Code 03 Document identification number TN/16/088/0285505

Name and Address of the authority issuing the document ELECTION COMMISSION OF INDIA

Verification

I, N THILAGAVATHY .... do hereby declare that what is stated above is true to the best of my knowledge and belief. I further declare that I do not have a Permanent Account Number and my/ our estimated total income (including income of spouse, minor child etc. as per section 64 of Income-tax Act, 1961) computed in accordance with the provisions of Income-tax Act, 1961 for the financial year in which the above transaction is held will be less than maximum amount not chargeable to tax.

Verified today, the ......09th...... day of ....JULY...... 2019.

Place .... Chennai.....

N Thilagavathy
(Signature of declarant)

Note:

1 Before signing the declaration, the declarant should satisfy himself that the information furnished in this form is true, correct and complete in all respects. Any person making a false statement in the declaration shall be liable to prosecution under section 277 of the Income tax Act, 1961 and on conviction be punishable,
   (i) in a case where tax sought to be evaded exceeds twenty five lakh rupees, with rigorous imprisonment which shall not be less than six months but which may extend to seven years and with fine;
   (ii) in any other case, with rigorous imprisonment which shall not be less than three months but which may extend to two years and with fine

2 The person accepting the declaration shall not accept the declaration where the amount of income of the nature referred to in item 22b exceeds the maximum amount which is not chargeable to tax, unless PAN is applied for and column 21 is duly filled

Ph. No. : 044-43328124
Mobile : 9789995588

VINAYAKK TRADINGS

11.07.2019

To

The Manager,

City Union Bank ltd,

Ambattur,

Chennai – 600 053.

SUB : Regarding ~~Salary~~ SAVINGS account opening Letter.

Respected Sir/Madam,

This is certify that Mrs. Thilagavathy who is working with my Organisation in since 2017. We have enclosed all KYC documents submitted with your kind information. Kindly open the savings account in the name of her. Kindly do the needful.

Thanking You

(LB. SENTHILKUMAR)

MONEY TRAIL - Rs.4,29,81,840/-

FROM VINAYAKK	TO THILAGAVATHY	THILAGAVATHY TO	Remarks
1-8-2019 60 LAKHS	1-8-2019 CHEQUE No:1969 - RS.60 LAKHS	1-8-2019 TRANSFER UNKNOWN NUMBER:Rs.30 lakhs CHEQUE SUKKI SUNDARAM: Rs.30 lakhs	
6-8-2019 65 LAKHS	6-8-2019 CHEQUE No:1976 - RS.65 LAKHS	6-8-2019 CHEQUE SUKKI SUNDARAM: Rs.30 lakhs CHEQUE PRAVEEN:Rs.35 lakhs	6-8-2019 BOTH HANDED OVER RS.65 LAKHS TO VINAYAKK TRADINGS AND THIS AMOUNT HAS BEEN DEPOSITED BY VINAYAKK TRADING
7-8-2019 50 LAKHS	7-8-2019 CHEQUE No:1977, RS.50 LAKHS	7-8-2019 CHEQUE BABU: Rs.25lakhs CHEQUE PRAVEEN:Rs.25 lakhs	Cash deposit 7-8-2019 Rs.4,75,000/-
9-8-2019 50 LAKHS	9-8-2019 CHEQUE No:1978, RS.50 LAKHS	9-8-2019 Cheque BABU: Rs.25lakhs Cheque SUKKI SUNDARAM:Rs.25 lakhs	Cash deposit 9-8-2019 BOTH HANDED OVER RS.49 LAKHS TO VINAYAKK TRADINGS AND THIS AMOUNT HAS BEEN DEPOSITED BY VINAYAKK TRADING
14-8-2019 50 LAKHS	14-8-2019 CHEQUE No:1979, RS.50 LAKHS	14-8-2019 Cheque BABU: Rs.25 lakhs Cheque PRAVEEN:Rs.25 lakhs	
31-8-2019 50 LAKHS	31-8-2019 CHEQUE No:1981 RS.50 LAKHS	31-8-2019 Cheque PALANI: Rs.25 lakhs Cheque YESURAJ:Rs.25 lakhs	RECIPIENT PALANI YESURAJ Witness in Senthilkumar's documents i.e Sale No:10539 of 2019 , GPA No:10540 of 2019 and Mortgage No:10541 of 2019 Cash Deposit 31-8-2019 HANDED OVER Rs.19,00,000/- TO VINAYAKK TRADINGS AND THIS AMOUNT HAS BEEN DEPOSITED BY VINAYAKK TRADING
31-8-2019 50 LAKHS	31-8-2019 CHEQUE No:1980 RS.50 LAKHS	31-8-2019 Cheque PRAVEEN:Rs.25 lakhs Cheque SUKKI SUNDARAM:Rs.25 lakhs	Cash Deposit 31-8-2019 HANDED OVER Rs.10,00,000/- TO VINAYAKK TRADINGS AND THIS AMOUNT HAS BEEN DEPOSITED BY VINAYAKK TRADING
13-9-2019 54,81,840/-	13-9-2019 CHEQUE No:1982 RS. 54,81,840/-	13-9-2019 SRI LAKSHMI TRADERS:Rs.25 lakhs UNKNOWN ACCOUNT NUMBER:Rs.29,81,840/-	13-9-2019 SRI LAKSHMI TRADERS AND UNKNOWN ACCOUNT NUMBER ARE TRANSFERING 54,81,840/- THROUGH CHEQUES TO VINAYAKK TRADING

9.He further submitted that this Court dismissed the anticipatory bail of the petitioner thrice and further, the Hon'ble Apex Court dismissed SLP and there is no change in circumstances. On the other hand, further material collected by the respondent Police confirmed the petitioner's active role and the man behind the entire episode. In view of the above, this petition to be dismissed in *limini*.

10.The learned Government Advocate (Crl. Side) appearing for the respondent Police submitted that initially, DCB-II registered a case in Crime No.3 of 2024 against Nithyanandham and others, thereafter, the case transferred to the file of the respondent Police who renumbered the case as Crime No.1 of 2025. In this case, so far M.Murugesan, C.Sekar, V.Srinivasan and Inbarasu arrested earlier granted statutory bail and now Palani Natesan, Sub Registrar arrested on 05.06.2025. Except the petitioner, all other accused arrested. He further submitted that the petitioner is filing petitions one after another before this Court Court, Sessions Court and Apex Court despite all Court dismissed the petitions. Now, a Special Team formed and the petitioner soon to be apprehended. He further submitted that the petitioner now coming forward to cancel the forged documents would serve no purpose since the petitioner had encroached upon the property taking advantage that the defacto complainant and her husband are the resident of USA, further created further documents and encumbrance to the property and now the property value multiplied to several crores. The petitioner wants to tire the defacto complainant by force and encumbrance by sustaining encroachments. The written statement filed in the civil suit will prove the real intention of the petitioner. The petitioner questioning the defacto complainant's status as wife of Nithyanand. In this case, one Nithyanandham of Anna Nagar projected as owner of the property by impersonation and forged documents claim his sale deed as genuine. Further, the amount recorded in the sale deed transferred through City Union Bank, proved to be false. Both accounts belong to the defacto complainant and not to Thilagavthy, as projected. The said Thilagavathy is none other than employee of Vinayakk Tradings with same address and the petitioner proprietor of Vinayakk Tradings.

11.He further submitted that the petitioner is the centre point around whom the entire case revolves. All the accused confirmed the petitioner's role and they were paid a small pittance by the petitioner, for which they actively connived and participated. Further, the petitioner's antecedents would prove that he is a land grabber, encroaching the lands creating encumbrance and litigation and there are several cases of similar nature pending against him. In this case, investigation is hitting a roadblock due to the abscondence of the petitioner, now a special team is formed to apprehend the petitioner. Hence, he prayed for dismissal.

12.This Court considered the rival submissions and perused the materials available on record.

13.Earlier, the petitioner filed three anticipatory bail applications before this Court and one before the learned Principal District Judge, Chengalpet and one before the Hon'ble Apex Court, all dismissed. This is the sixth anticipatory bail petition.

14.The petitioner claims that he purchased the property from one Inbarasu, Power of Attorney of Thilagavathy wife of Nithyanandham by Document No.10539 of 2019 on 06.08.2019. The said Inbarasu was appointed as Power of Attorney of Thilagavathy wife of Nithyanandham on 05.08.2019. On 06.08.2019, the petitioner purchased the property in which it is recorded the sale proceeds transferred through the bank including TDS on eight occasions. Cheques drawn through City Union Bank, Ambattur Branch in the name of Vinayakk Tradings and the petitioner is the Proprietor. Amounts transferred from A/c.No.260109000188390 to N.Thilagavathy A/c.No.500101012198975, are as follows:

1. The amount of Rs.60 lakhs was transferred through cheque No.1969 on 01.08.2019.
2. The amount of Rs.60 lakhs was transferred through cheque No.1979 on 06.08.2019.
3. The amount of Rs.50 lakhs was transferred through cheque No.1977 on 07.08.2019.
4. The amount of Rs.50 lakhs was transferred through cheque No.1978 on 09.08.2019.

5. The amount of Rs.50 lakhs was transferred through cheque No.1979 on 14.08.2019.
6. The amount of Rs.50 lakhs was transferred through cheque No.1980 on 31.08.2019.
7. The amount of Rs.50 lakhs was transferred through cheque No.1981 on 31.08.2019.
8. The amount of Rs.54,81,840/- was transferred through cheque No.1982 on 30.09.2019.

The above said eight transactions said to have paid by the petitioner to the Executant of the sale deed. The statement of account produced by the petitioner confirm that the sale deed had been executed on 06.08.2019 but the cheques transacted must later as per Bank statement of Accounts and confirmed the amount reflected in the sale deed not paid on the date of sale deed. Added to it, it is seen cheques all belong to Vinayakk Tradings to which the petitioner is the Proprietor and said impersonator N.Thilagavathy is an employee. This would show the sham transaction enacted by creating forged documents.

15.Added to it, the petitioner in the written statement filed in O.S.No.105 of 2023 questioned the defacto complainant's husband executing settlement deed in favour of defacto complainant on 19.10.2015 in Document No.13217 of 2015 and thereafter the power of attorney by the defacto complainant in favour of Saravanan in document No.313 if 2019, he further question the status of defacto complainant as wife of Nithyanand and he executing settlement deed to the defacto complainant.

16.It is to be seen that the defacto complainant earlier filed a writ petition in W.P.No.23310 of 2019 for the Sub Registrar holding the original settlement deed dated 19.10.2015. During the pendency of writ petition, the Sub Registrar was made known about the discrepancy and creation of encumbrance in the property of defacto complainant, hence, the Sub Registrar ought to have been vigilant and diligent, but not done so, on the other hand, facilitated and registering forged documents and creating encumbrance, registered mortgage deed, release of mortgage, executing further sale deed in favour of one Adhimoolam and Yasodha Adhimoolam by Gokul Yadev, Director of M/s.Trusticon Builders and Developers Private

Limited through document No.1967 of 2011, dated 13.05.2022.

17.It is seen now the petitioner in his letter dated 21.06.2023 to the Sub Registrar made a complaint against Gokul Yadav, Director of M/s.Trusticon Builders and Developers Private Limited making allegation he has not submitted proper accounts to the petitioner, hence, no documents to be registered in survey Nos.231/1A, 231/2A, 231/3A, 231/4A, 231/5A, 231/1 total extent of 1.08 acres in Kazhipattur Village, Thiruporur Taluk. The plaint copy, written statement, bank statement, copy of cheques all are documents produced by the petitioner. These documents on perusal and as per the above narration would confirm clear forgery, impersonation, creation of forged documents, producing false bank statements for payment of money. Further, in this case the investigation has to be conducted with regard to M/s.Trusticon Builders and Developers Private Limited Director Gokul Yadav and the purchaser of the property namely Yasodha Adhimoolam and Adhimoolam. Further, it is strange to see that in the subsequent sale deed document No.1967 of 2022, payment particulars is without any details. Though it is claimed that Rs.9,49,50,000/- paid by way of RTGS and another Rs.50,000/- for TDS, no details and particulars provided, then how such documents can be entertained and admitted, which needs further probe. No claim to a property by fraud can be termed as civil dispute.

18.In view of the above, this Court is not inclined to grant anticipatory bail to the petitioner.

19.In the result, this Criminal Original Petition stands dismissed. Crl.M.P.No.14814 of 2025 in Crl.O.P.No.17854 of 2025 is ordered.

20.08.2025

Speaking Order/Non Speaking Order
Index : Yes/No
Neutral Citation: Yes/No
vv2

To

1.The Inspector of Police,
CBCID – North,
Kancheepuram.

2.The Public Prosecutor,
Madras High Court.

M.NIRMAL KUMAR, J.

vv2

PRE-DELIVERY ORDER IN
Crl.O.P.No.17852 of 2025

20.08.2025