

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR. JUSTICE B.KEMAL PASHA**

**MONDAY, THE 12TH DAY OF OCTOBER 2015/20TH ASWINA, 1937**

**Crl.MC.No. 6642 of 2015**  
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**CRIME NO. 658/2014 OF PAYANGADI POLICE STATION , KANNUR  
CMP.7317/14 IN STC.3285/15 OF JUDICIAL FIRST CLASS MAGISTRATE COURT,  
PAYYANNUR**  
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**REVISION PETITIONER(S)/PETITIONER-PETITIONER:**  
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**JAMEELA K., D/O.MUHAMMEDKUNI,  
KOTTILANGADI, RAVANEESHWARAM POST,  
HOSDURG TALUK, KASARGOD DISTRICT.**

**BY ADV. SMT.REENA ABRAHAM**

**RESPONDENT(S)/RESPONDENTS/COMPLAINANTS:**  
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- 1. STATE OF KERALA,  
REPRESENTED BY THE PUBLIC PROSECUTOR,  
HIGH COURT OF KERALA, ERNAKULAM, KOCHI-31.**
- 2. THE STATION HOUSE OFFICER,  
PAYANGADI POLICE STATION,  
(CRIME NO.658/14), PAYYANNUR-670307.**

**BY PUBLIC PROSECUTOR SMT.SAREENA**

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION  
ON 12-10-2015, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:**

**PJ**

**APPENDIX**

**PETITIONERS' ANNEXURES**  
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- A1: COPY OF THE FIR IN CRIME JO.658/14 ON THE FILE OF PAYANGADI POLICE STATION**
- A2: COPY OF THE CMP.7317/14 IN STC 3285/14 ON THE FILE OF THE JUDICIAL FIRST CLASS MAGISTRATE COURT, PAYYANNUR.**
- A3: COPY OF THE ORDER DATED 28/5/15 IN CMP.7317/14 IN STC 3285/14 OF THE JUDICIAL FIRST CLASS MAGISTRATE COURT PAYYANNUR**
- A4: COPY OF THE CMP.5853/15 IN STC.3285/14 FILED BY THE PETITIONER BEFORE THE JFCM, PAYYANNUR**
- A5: COPY OF THE ORDER DATED 11TH SEPTMBER 2015 IN CMP 5853/15 IN STC 3285/14 OF THE JUDICIAL FIRST CLASS MAGISTRATE COURT PAYYANNUR.**

**RESPONDENTS' ANNEXURE**  
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**NIL.**

**/ TRUE COPY /**

**P.S. TO JUDGE**

**PJ**

**B. KEMAL PASHA, J.**

.....  
CRL. M.C. No. 6642 of 2015  
.....

Dated this the 12<sup>th</sup> day of October, 2015

**ORDER**

Petitioner wants to get condition No.2 imposed by the learned Magistrate in Annexure A3 order modified.

2. According to the petitioner, the landed property of the petitioner is now mortgaged with the Bank through an equitable mortgage by way of deposit of title deeds and therefore, her property cannot be offered as security. Instead of that she is ready and willing to offer her sister-in-law's property as security.

In the result, this Crl.M.C. is allowed and condition No.2 is modified to the effect that the petitioner need only offer landed property of her sister-in-law as security and execute necessary document before the court below.

**Sd/- B.KEMAL PASHA, JUDGE**

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[True copy]

P.S. to Judge