

**IN THE COURT OF THE CHIEF JUDICIAL MAGISTRATE,
KASARAGOD**

Present: Smt.Rukma.S.Raj., Chief Judicial Magistrate

Dated this the 11th day of June 2026
21st day of Jyaishta 1948

CMP No.206/2026

Petitioner/complainant : E Padmanabhan, aged 58 years,
Chunnunkayam House,
PO.Anappeti, Kalichanadukkam,
Kasaragod District

(By Adv.A.C. Sukumaran)

Vs

Respondents/Accused

- 1 Vrinda Rajesh, W/o.Rajesh(Late), aged 53 years, Vaishnavam House, Ambadikkavala, Ayaimanam village, Kottayam District.
Director:Sigs Tech Marketing Pvt.Ltd, TMC XII 45 B1, B3-B9, 3rd Floor, Ameer Complex, Near Highway, Chiravakk, Thaliparampa, PO.Kannur. (Kottayam West PS Limit, Kottayam District)
- 2 Kunhi Chandu Nair Meleth. Aged 55 years, Melath House, Perumbala, Perumbala village, Chemnad, Kasaragod District.
Kasaragod District Director of Sigs Tech Marketing Pvt.Ltd, TMC XII 45 B1, B3-B9, 3rd Floor, Ameer Complex, Near Highway, Chiravakk, Thaliparampa, PO.Kannur. (Cherukunnu PS Limit, Kasaragod District)
- 3 Mercy P Joy, , aged 52 years, Thottuchalil, Thaliparamba PO, Kannur District.
(Thaliparamba PS Limit, Kannur District)

- 4 Suresh Babu S, S/o Shivashankaran Nair, aged 57 years, Gowrishankaram House, Puzhakulangara, Near Kapali Kulangara Mahavishnu Temple, Thaliparamba, Kannur District (Thaliparamba PS Limit, Kannur District)
- 5 Rajeev Narayanan, aged 44 years, Vaishnavam House, Ambadikkavala, Aimanam, Kottayam District. Now R/at. Kulangara Sekharippuram House, Thaliparamba PO, Kannur District. (Thaliparamba PS Limit, Kannur District)
- 6 Sandhya Rajeev W/o. Rajeev Narayanan Nair, aged 41 years, Vaishnavam House, Ambadikkavala Aimanam, Kottayam District. Now R/at. Kulangara Sekharippuram House, Thaliparamba PO, Kannur District. (Thaliparamba PS Limit, Kannur District)
- 7 Kamalakshan, aged 59 years, Kizhakke Veedu, Thaliparamba PO, Kannur District. (Thaliparamba PS Limit, Kannur District)

ORDER UNDER SECTION 175(3) BNSS

This is an application filed by the Complainant under Section 175(3) of the Bharatiya Nagarik Suraksha Sanhita (hereinafter referred to as the BNSS), 2023, seeking a direction to the Station House Officer, Ambalathara Police Station, to register an FIR and conduct an investigation into the allegations leveled against the proposed accused.

2. Brief Facts of the Complaint: The petitioner/complainant alleges that the proposed accused have committed offence punishable under

Sections 318(4) r/w Sec.3(5) of the Bharatiya Nyaya Sanhita (BNS), and Sec.3, 5 and 8 of the Prize Chits and Money Circulation Schemes (Banning) Act 1978. The essence of the allegation is that the respondents/accused No.1 to 7, being the Directors of the SIGS TECH MARKETING PVT. LTD, Nileshtar branch, accepted a fixed deposit of Rs.20,000/- from the petitioner/complainant on 06.03.2012, offering interest at the rate of 14.85% per annum, and executed a Deed agreement. The petitioner/complainant was assured that he would receive Rs.79,002/- together with interest amounting to Rs.59,002/- on maturity. However, upon the maturity of the deposit, the respondents/accused failed to repay the amount as promised, thereby cheating the petitioner/complainant.

3. The Court has verified that the petitioner/complainant has complied with the mandatory requirements: An affidavit in support of the allegations has been filed as per the ratio in Priyanka Srivastava, and the Complainant has demonstrated that applications under Section 173(4) BNSS were previously made to the SHO and the Superintendent of Police, but no action was taken. Pursuant to the proviso to Section 175(3) BNSS, this Court called for a report/submission from the SHO, Ambalathara Police Station. The SHO submitted a report, stating that a preliminary inquiry was conducted and there is a prima facie case. There exists a rational nexus between the facts alleged and the conclusion that a cognizable offence is made out.

In the result, having found that the complaint discloses the commission of a cognizable offence requiring a formal investigation:

1. The SHO, Ambalathara Police Station is hereby directed under Section 175(3) BNSS to register an FIR based on the allegations in the complaint.

2. The SHO shall conduct a fair and impartial investigation into the matter.

(Pronounced by me in Open Court this the 11th day of June, 2026).

sd/-

Chief Judicial Magistrate

True copy

Chief Judicial Magistrate