DEPOSITION OF WITNESS
(Chapter XXV of Code of Criminal Procedure)
IN THE COURT OF THE METROPOLITAN MAGISTRATE, (CCB & CBCID CASES), EGMORE, CHENNAI-8.

CC.No.4519/2007 **Date:05.06.2025**

Deposition of Witness	:	**PW-1(LW-1)**
Name	:	Shammer Shah
Age (2025)	:	59
Mobile No.	:	9840018123
Father Name	:	S.M.Shah
Occupation	:	Business
Address	:	No.448, Poonamallee High Road, Kushal Gardens Apartment-A 1002, Kilpauk, Chennai-02.

(Solemnly affirmed in accordance with the provisions of Act X of 1873 on the 05th day of June 2025)

Chief Examination

I am a proprietor of Samar Impex having offices in Chennai and Bangalore. I was into garment textile business from 2003. In 2005 I decided to close down the business as I started another business of Computer programming.

I was introduced to the accused Hasim Ali proprietor of spark Bangalore. By my co-brother Asim Shah in the year 2005. The Accused was already in Textile Business. As I decided to close down the business, the accused met me in Chennai from June 2005 to August 2005 and decided to takeover the stocks which was worth Rs.90 lakhs at a discounted price at Rs.51 lakhs.

All the textile items were despatched to Samar Impex Chennai to Samar Impax Bangalore Office. From there the accused taken the entire stocks. Few stocks were despatched by the accused to Coolman garments at Trichy and Coimbatore.

As per the understanding with the accused I decided to handover the stocks to the accused and a simple MOU was signed and the accused also gave 2 blank cheques, which increase my confidence and trust on the accused. The accused also promised to pay the entire amount after the festivals like Deevali, Christmas and New Year is over and I fully trusted the accused.

In February 2006 I did not receive my amount and pressurized the accused to pay the amount, who gave small amount of Rs.2.50lakhs and assure to give the balance shortly.

I waited upto September 2006 and understood the intention of the accused not to pay the amount cheating me. I took the help of my friend and recorded a video calling the accused to my office in September and October 2006. The recorded CD is submitted to the I.O along with all other evidences in original.

Later, I filed a court case both civil and criminal to get back my amount. After Investigation the accused was arrested and let on bail after paying some deposit to the court. My prayer to the court is to get my amount of around Rs.51 lakhs plus interest at 18% per year as it is mentioned in the signed MOU.

I will be submitting some more evidence in the next hearing.

At the request of witness, Chief continuation adjourned to 04.07.2025.

A CHELLAPANDIAN

Digitally signed by A CHELLAPANDIAN

METROPOLITAN MAGISTRATE,
for exclusive trial of CCB cases
(relating to cheating cases in Chennai),and
CBCID Metro cases, Chennai.