

Judicial Form No.7(R)

Form for Recording Deposition

In the Court of : Sub-Divisional Judicial Magistrate,
Kamalpur, Dhalai Judicial District.

Present: **Smt. M. Biswas,**

Case No: **PRC (SP) 21/2022**

Deposition of **PW-1** recorded on oath or solemn affirmation under provision of Oaths Act,1969(Act,44 of 1969) on this **26th day of September, 2023,** in the Bengali language interpreted by me.

Name -Sri Pranesh Das , Age - 33 years,

S/O – Lt. Nitai Das ,Residence:Erarerpar , Police station -Kamalpur,

District– Dhalai Tripura Occupation:- Business.

EXAMINATION IN CHIEF

I lodged a complaint against Matanjoy Reang. On 15.07.2022 at around 1.30 PM, when my father Nitai Das was proceeding towards south Manikbhandar panchayat office & my father was about to cross the road at that time, the accused Matanjoy Reang coming from Kamalpur and proceeding towards Ambassa by riding a motor bike bearing no. TR-04B-8050 dashed my father from the backside resulting which he sustained bleeding injury on his head . My father also sustained injuries on his leg and after the incident, my father had fallen down on the ground. Thereafter, my father was shifted to Kamalpur Hospital with the help of Fire service. Then my father was referred to GBP Hospital, Agartala and on the way going towards Agartala, my father had expired. The ejahar petition was written by one Advocate's clerk, at present I could not recollect his name. This is my signature in the said ejahar on

identification marked as **Ext.P-1/PW1**. This is my signature in the inquest report on identification marked as **Ext.P-2/PW1**.

CROSS EXAMINATION

I was examined by I.O. I have stated to the I.O that my father was about to cross the road at that time, the accused Matanjoy Reang coming from Kamalpur and proceeding towards Ambassa by riding a motor bike bearing no. TR-04B-8050 dashed my father from the backside resulting which my father sustained bleeding injury on his head and also sustained injuries on his leg. **Attention of the witness is drawn by Ld. Defence counsel to which the witness admitted that he stated to the I.O at the time of recording his 161 statement but no such statement is found there. (Subject to confirmation by I.O)**

I did not witness the incident. I heard from my nephew about the incident. I met with my father in the hospital. When I met with him, he found senseless. My educational qualification is upto college.

It is not a fact that my father sustained injuries due to his own fault. It is not a fact that in order to get compensation from insurance company, I lodged a false case against Matanjoy Reang.

It is not a fact that “ On 15.07.2022 at around 1.30 PM, when my father Nitai Das was proceeding towards south Manikbhandar panchayat office & my father was about to cross the road at that time, the accused Matanjoy Reang coming from Kamalpur and proceeding towards Ambassa by riding a motor bike bearing no. TR-04B-8050 dashed my father from the backside resulting which he sustained bleeding injury on his head . My father also sustained injuries on his leg and after the incident, my father had fallen down on the ground” is not correct.

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In the Court of : Sub-Divisional Judicial Magistrate,
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Present: **Smt. M. Biswas,**

Case No: **PRC (SP) 21/2022**

Deposition of **PW-2** recorded on oath or solemn affirmation under provision of Oaths Act,1969(Act,44 of 1969) on this **26th day of September, 2023,** in the Bengali language interpreted by me.

Name -Sri Dipak Deb , Age -55 years,

S/O – Lt. Dinesh Deb, Residence: South Manikbhandar, Police station -Kamalpur, District– Dhalai Tripura, Occupation:- Cultivation.

EXAMINATION IN CHIEF

About one and one half years back, at around 1.30-2.00 P.M, when father of the complainant was proceeding towards panchayat office and reached in front of my house at south Manikbhandar and he was about to cross the road, at that time, one bike rider with his bike coming from opposite side in a high speed proceeding towards Ambassa side dashed the father of the complainant resulting which he had fallen down on the ground and sustained bleeding injury on his head. I cannot say the bearing number of the alleged motor bike. Motor bike rider also had fallen down in the drain. The name of the victim is one Nitai Das. After the accident, he was shifted to the hospital by fire service.

CROSS EXAMINATION

It is not a fact that one bike rider with his bike did not come from opposite side in a high speed proceeding towards Ambassa side. It is not a fact that the motor bike did not dash the father of the complainant.

I have no idea about the speed of motor bike. It is not a fact that the father of the complainant sustained injuries due to his own fault.