

-13-

**Witness is present and duly sworn on 06.04.2023.**

**Cross examination by Sri. PRH advocate for D1 :**

My father's name is Hanumanthappa. I studied up to 6<sup>th</sup> standard. I do not know to read Kannada. I know what has written in my affidavit in lieu of my chief examination.

Gowdra Annayappa is my uncle and elder brother of my father. Gowdra Annayappa and Hanumanthappa had some properties in Survey No.9 of Kadirenahalli village measuring 6 acres 14 guntas. I do not know other properties of Gowdra Annayappa and Hanumanthappa except Survey No.9. I do not know how Survey No.9 property came to our family.

Since from 10 years I know D1. D1 and his family members bought properties in Survey No.9. They have bought 30 guntas in Survey No.9. I do not know when they have purchased. I never verified how much properties D1 belongs prior to filing this suit. They purchased above 30 guntas from my father and uncle Hanumanthappa and Gowdra Annayappa. I do not know how much properties my father and uncle sold to D1. In Survey No.9 Venkatesh Murthy has 9 sites and it was sold by us. It was sold in the year 2007-08. I do not remember what are the site numbers sold to Venkatesh Murthy. I do not know how much sites I have formed. I do not know at what extent the sites were formed. I do not remember the boundaries of the sites which were sold to Venkatesh Murthy. Layout was not formed to Survey No.9. I do not know the dimensions of Survey No.9. I do not know when Survey No.9 was formed for layout. My mother instituted O.S. No.1308/1987

-14-

pertaining to Survey No.9 of Kadirenahalli village against Sachidananda. Madaiah is the name of father of D1. We have sold exactly properties of Survey No.9.

I do not know anything about the properties of Survey No.6/2. My mother instituted suit under O.S. No.1308/1987 for the property measuring 6 acre 12 guntas of land. I do not know the boundaries of 6 acre 12 guntas of land. I do not remember between whom the sale deed dated 09.05.1973 was executed. I have not gone through that sale deed. I have not verified about the above sale deed before filing my affidavit in lieu of my chief examination. I do not know what verdict was delivered in O.S. No.1308/1987. Witness volunteers my mother know very well about the verdict and the case.

We have not sold any properties except 8 sites pertaining to Survey No.9. It is true to say that I have filed the plaint copy of O.S. No.1308/1987 but I do not know who are availed as parties in that suit. It is true to say that Sachidananda was availed as D2 in O.S. No.1308/1987. My father was not alive in the year 1987. I was named as Anjani in O.S. No.1308/1987. I have not filed any written statement in that case. I do not know how many properties were sold by my father and my uncle.

I do not know the sale deed executed between Hanumanthappa and Gowdru Annappa and Venkata Subbamma pertaining to plaint schedule property in the year 1973. O.S. No.1308/1987 is still pending. As per the partition made by my uncle, I got 10 guntas of land.

-15-

Partition pertaining to Survey No.9 was made in the year 1982. I do not know how much property my father derived from the partition which was made in the year 1982. It was a written partition. I can produce the written partition before this court.

We are four issues to my parents. There was no partition was made in between us.

(D1 counsel prays time for further cross examination. Time granted).

(Computerized to my dictation in the open court as deposed by the witness.)

**R. O. I. & A. C.,**

**(MAMTAZ)**

**IX Addl. C.C. & S.J., Bengaluru.**