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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.

Witness is present and duly sworn on 05.09.2023.

Further cross examination by Sri. PRH advocate for D1 :

I do not remember when the partition was executed. I do not know how much shares were allotted to each parties. I do not know since from 1962 to 1980 how many sale deeds were executed pertaining to Survey No.9 of Kadeeranahalli village. It is false to say that I do not have the documents to show that I am the owner of plaint schedule property. I have produced the gift deed to show that the plaint schedule property is in my name. My uncle has executed

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the gift deed in my favor and I do not remember the date. I do not know the boundaries of the property allotted to me in the gift deed. I do not know the measurement of the schedule of gift deed. I had not been gone to the Sub-Registrar Office while my uncle was executing the gift deed. I do not know which documents were in the name of my uncle. I can produce the gift deed as above said before the court. I have not transferred the revenue records in my name after execution of gift deed.

I do not know when the judgment and decree were passed in O.S.1308/1987. Witness volunteers my mother knows it better. I have not gone through the suit O.S.1308/1987 before instituting the suit. I do not know the number of the appeal which was filed before the Hon'ble High Court of Karnataka, Bengaluru challenging about the judgment and decree. I do not know whether I have signed to the appeal petition or not. I do not know what proceedings has been taken place in RFA 358/2002. Witness volunteers my mother knows it better. I have not gone through the proceedings of RFA 358/2002. I do not know when the defendant Sachidananda Swamy filed impleading application before Hon'ble High Court of Karnataka, Bengaluru in RFA 358/2002.

I know the execution of the sale deed dated 07.07.2004 at Ex.P.1. I do know who has and in whose favor the sale deed Ex.P.1 was executed. Madaiah who is the power of attorney holder of Venkatasubamma has executed the sale deed Ex.P.1. It is true to say that in O.S. 1308/1987 the proceedings were looked into by Madaiah, the GPA holder of Venkatasubamma. I do not know when

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the sale deed was executed. It is true to say that I have knowledge of execution of sale deed dated 07.07.2004 in the year 2005 itself. I put my signature in English language.

It is true to say that my mother and my elder sisters and myself executed the confirmation deed Ex.P.2 on 27.02.2013. The witness volunteers that it is a forged document and they have taken our signatures under cheating and I have filed the criminal case against D1 Sachidananda and family. I do admit that the signature found in Ex.P.2 is mine and my sisters' and my mother's. We have not received any amount which is mentioned in Ex.P.2. I have not gone through the contents of Ex.P.2 and nobody given the documents to me. I cannot say on which property and on which schedule the confirmation deed was executed.

While signing Ex.P.2 before the Sub-Registrar I have asked with my mother for what reason we were signing to Ex.P.2 and she told me that to gain some money she is executing Ex.P.2. I do not know any other cases filed against me. I have not filed any written statement in O.S.1308/1987. The case was involved in Survey No.9 of Kadeeranahalli village. I do not remember when O.S.2140/1982 was decreed. It is true to say that I have filed this suit after selling all my properties. I do not know whether I am the plaintiff in the O.S.2140/1982. I do not know what has been averred in the plaint of O.S.2140/1982. I know what averments are mentioned in the plaint of this suit. I prayed to declare 10 guntas of land in my favor as I am the absolute owner. I have filed O.S.2140/1982 seeking to declare my land in my favor. It is true to say that Sachidananda Swamy had

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filed a case as per O.S.3358/1997 challenging the judgment and order passed in O.S.2140/1982. It is true to say that the judgment and decree passed in O.S.2140/1982 was set aside. Witness volunteers that because of that we filed this suit. I do not know that RFA 358/2002 was dismissed on 01.06.2004 for non prosecution.

(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)
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