

Witness present and duly sworn on 16/07/2024.

Cross Examination by Sri. RHD advocate for Petitioner .

I am an Agriculturist. I am not doing any business such as real estate other than agriculture. It is false to suggest that though I am doing real estate business, I am falsely denying the same before the court. I studied up to PUC. I do not know reading and writing of English Language. I am not understanding English Language. I have signed my evidence affidavit before the Notary. I do not know the contents of my evidence affidavit.

2. I do not know my ranking as a defendant in O.S. No.4909/2018. I do not know the relief claimed by the petitioner in O.S. 4909/2018 but the said suit is filed in respect of property. I do not have any knowledge about the receipt of letter by the petitioner regarding the grant of T.I. Order. I do not know the date of receipt of suit summons in O.S. 4909/2018. I do not remember the date in which I have filed the vakalath in the said suit. I do not remember that the copies of plaint, suit summons and T.I. order in the suit served on me on 16-08-2018. I do not remember that on 25-08-2018 I have appeared in the said suit through my advocate, I filed vakalath,

written statement and memo and in the memo I have prayed to treat my written statement as objections to IA no.1. It is false to suggest that in order to vacate the exparte T.I. granted against me in the suit, I have filed written statement and memo adopting the written statement as objection to IA No.1 on 25-08-2018 itself. It is true that I came to know about the particulars of the property in O.S. 4909/2018 when I have filed my written statement.

3. I have sold 1 acre of property in survey no. 115/1 of Lingenahalli Village. The total extent of survey no. 115 is measuring 13 Acres including Karab. The property sold by me is part of survey no. 115. When it is questioned to the witness that why survey no. 115 has been numbered as 115/1 ; the witness said after the partition the property has been numbered as 115/1.

4. I do not know that the petitioner after obtaining the injunction order in O.S. 4909/2018 as put up the sign board in entire property in survey no. 115/1 stating about the grant of injunction order in O.S. 4909/2018 and also she made the writings in the rocks in the property. When a photographs confronted to the witness and questioned that one photograph

shows the putting up of the sign boards and other photographs disclose the removing of sign boards ; the witness said he is not aware of putting up of any such sign board. It is false to suggest that I have erased the writing regarding the granting of T.I. order rocks found in property in survey no. 115/1. It is false to suggest that after the grant of exparte T.I. I have engaged the people to level the property. It is false to suggest that the said act is evident from the photographs now shown to me.

5. I do not remember the exact date which I have sold 1 acre of land in survey no. 115/1 but that may be in the year 2018 or 2019. I have not filed any applications to cover the agriculture land in survey no. 115/1 as non agriculture land. I can not say what is the IA No.2 mentioned in my evidence affidavit at line no. 3 & 4. I have not referred survey no. 115/1 in my written statement. I have not stated that I have not related to suit schedule properties in O.S. 4909/2018. When it is questioned to the witness that in the written statement para no. 12 you have prayed the court not to extend the T.I ; the witness said he has sold the property in survey no. 115. It is false to suggest that I had the knowledge of exparte T.I.

issued by the court against me. It is false to suggest that in spite of the knowledge of T.I. I have sold the property in violation of court order. It is false to suggest that in spite of the knowledge of exparte T.I. issued against me I have sold the property and I am giving false evidence before the court.

Re-examination: Nil.

(Typed to my dictation in open court, as the deposition is proceeded with).

R.O.I. & A.C.

(Padma Prasad)
II Addl. City Civil & Sessions
Judge, and Spl. Judge,
Bangalore City.