

Witness present and duly sworn on : 10-04-2019

Cross exam by Sri SSM adv defendant No.1,4 to 8:-

I have completed BVSC, MVSC and Doctorate in Genetics at USA. It is true that I know the contents of my examination chief. I have signed it in the office of my advocate. I purchased the suit property from Gurupada Gowda. The said person was holding GPA and khatha and other documents. As per the records one P. Murthy was the owner of the said property. Before purchasing that property I had taken legal opinion

orally. The said Gurupada Gowda gave me the documents of the suit property. After verifying the said records and also at the panchayath Office about khatha and payment of tax I purchased it. It is true that verifying the khatha and tax paid receipts I purchased it. By furnishing khatha, tax paid receipts and GPA I obtained the legal opinion. It is true Ex.P2 is the said GPA. I do not know whether there is any recital in the said GPA how the said Murthy got that property. I am not having document to show how that P. Murthy got that property. It is not possible for me to say that the said P. Murthy was not the owner of the said property nor there was any document in his name. In the Ex.P1 there is no recital has to how that P. Murthy acquired that property. It is incorrect to suggest that the said P. Murthy was never the owner of the said property and he had no right to alienate it in my favour.

Q. You have not made P. Murthy and Gurupada Gowda as parties to the suit?

Ans: I have not met the said P. Murthy, whereas Gurupada Gowda is no more.

2. Based on the GPA at Ex.P2 and other records I purchased the

suit property even without meeting the said Murthy. I do not know when the said Gurupada Gowda died, but he died before filing the suit. It is incorrect to suggest that the said person died even before the execution of Ex.P1. As there was no need to disclose regarding the death of the said person I have not pleaded it nor stated in my chief. I do not know to whom the suit property originally belonged to. As per the EC produced by me at Ex.P3 one Vijayendra Raju is the original owner of the said property. It is incorrect to suggest that Ex.P3 is for the period from 1.4.1960 to 31.3.2004. According to me it is for the period 1.4.1960 to 31.3.1994. It is true that the said Ex.P3 is issued for 44 years as endorsed in it. It is true that if 44 years are added to 1960 it makes 2004. It is incorrect to suggest that till the year 2004 the said Vijayendra Raju was the owner of the said property.

3. I purchased the suit property on 2.11.1995. If it is suggested that my sale deed is not reflected in the Ex.P3, the said encumbrance is in respect of the whole extent of the said property, whereas I have purchased only 30 x 68 1/2 feet bearing site No.42. I do not know when the said Vijayendra Raju died. I again say that suit property measures North-

South : 30 feet and East -West: 68 feet towards eastern side and towards western side it is 69 feet and it is bounded by North: 30 feet road, South: Private property, East: site No.41 and West : site No.43 and 44.

(At this stage further cross examination is deferred at the prayer of SSM adv)

(Typed to my dictation in open court)

R.O.I & A.C.

(RON VASUDEV)  
III ACCJ, BANGALORE