

Witness present and duly sworn on : 14-10-2019

Further cross examination by Sri S.S.M. for defendant No.1, 4 to 8:-

11. It is false to suggest that Ex.P36 and Ex.P37 have only being given because I filed application. I have not produced the copy of my

application. It is false to suggest that Ex.P36 and Ex.P37 are created documents. It is false to suggest that Ex.P40 is with respect to site No.44. Ex.P40 pertains to all three sites. It is not mentioned so in Ex.P40. It is false to suggest that Ex.P41 is not with respect to suit schedule property. Property number is not specifically mentioned in Ex.P41.

Further cross examination by Sri B.K.D. Advocate for defendant No.3:-

12. (learned advocate adopts the above cross examination and seeks permission to put in further questions.)

13. It is true that late Sri A. Vijayendra Raju, father of defendant No.4 to 8 was the original owner of sy.No.13. It is true that suit property is formed out of the said survey number. I have not produced the sale deed of Sri Murthy, purchaser from A. Vijayendra Raju.

Q. You have no impediment in producing the same?

Ans: I do not have the copy of it.

14. Murthy has sold property to me through his GPA Holder Sri Gurupadha Gowda. I have verified by seeing the panchayath documents. I do not know whether Murthy had no title to the property nor A.

Vijayendra Raju had title to the property.

15. I have not made Sri Gupupadha Gowda, party to this suit, as he is no more. I don't remember the date of death and I have not produced any document to show the death of said Gurupadha Gowda. Sri A. Vijayendra Raju expired on 28.3.1994. I do not know whether said Vijayendra Raju bequeathed the property to his son, defendant No.4. It is false to suggest that defendant No.4 was in possession of suit property. I do not know whether defendant No.4 has executed registered gift deed in favour of his brother, defendant No.5 on 21.1.13. I came to know about the Will and gift deed, at the time of filing suit. It is false to suggest that I have created documents to grab the property of defendants No.4 and 5. I do not know whether defendants No.4 and 5 have got khata in their names. I do not know whether defendant No.5 has sold suit property to defendant No.3 on 15.3.2016. As per document, defendant No.3 has sold to defendant No.1, which I do not have personal knowledge. I do not know whether defendant No.1 has given all her documents to defendant No.2 for availing loan. It is true that defendant No.1 is in possession of suit property from December 2014, and she has put one shed, apart from

already existing one shed. I do not know whether the sheds measure 23 ft x 33 ft and another shed 10 ft x 10 ft. It is false to suggest that I have filed false suit.

Defendant No.2 called absent, cross examination is taken as nil.

Re-examination : Nil

(Typed to my dictation in open court)

R.O.I & A.C.

(SACHIN KAUSHIK R.N.)  
III ACCJ, BANGALORE