

Witness present and duly sworn on 18-03-2017

(In lieu of my examination in chief I have filed my affidavit, contents of the same are true and correct and it bears my signatures)

Further examination in chief: By ANG Advocate for plaintiffs:-

Now I see the said Will which is already marked as Ex.P1 and identify my father's signature on the same and it is marked as Ex.P1(d).

Cross exam: deferred at the request of the counsel.

(Typed to my dictation in the open Court.)

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

*(RON VASUDEV)*  
III Addl. CC & S.J.,  
Bangalore.

Witness present and duly sworn on : 05-07-2017

Cross exam by Sri RPK advocate for defendant No.2 to 4:-

I am a B.Com. graduate and now I am engaged in Civil contract work. At the instructions of plaintiff No.3 I am attending this case. My father had completed ITI and he was working in the HAL, Bangalore. At the time of his death he was approximately 74 years age.

During his lifetime he had purchased a vacant site in J.P. Nagar, Bangalore through a registered sale deed. The said original sale deed is with me. He was residing at 2<sup>nd</sup> Block, Jayanagar and I was also residing there. Its postal address is No.159, 6<sup>th</sup> cross, Jayanagar 2<sup>nd</sup> Block, Bangalore. I do not know Muniswamappa. I have seen Mr V.R. Gopalakrishna when I was young, but I am not acquainted with him closely. He was our family friend. He did not study with my father when my father was in school or college. Even the said Gopalakrishna is not our relative. There is no document to show that he was the friend of my father. I do not know what the said Gopalakrishna was doing as his avocation. However it is

true that he was residing at Malleswaram. My father was operating an account in Vijaya Bank Branch, J.P. Nagar. Even my father died at J.P. Nagar. He held passport and I am also having the passport. I am having the passport of my father and also my SSLC Marks Card.

About 4-5 years back I saw Ex.P1 for the first time. Plaintiff No.3 shown it to me. I do not know when the said Gopalakrishna died. It is true that plaintiff No.3 is residing at Basavanagudi. Plaintiff No.1(b) to 1(d) and 2(b) are my childhood friends. Our house and their house were situating at a distance of  $\frac{1}{2}$  km and we were plying together as such I know them.

I have not seen the wife and daughter of the said Gopalakrishna. Through my father about 8 years back I came to know about the Will executed by said Gopalakrishna. It is incorrect to suggest that since plaintiff No.1(b) to 1(d) and 2(b) are my friends I am deposing falsely in order to help them. I have no

impediments to produce the passport and sale deed of my father. Similarly I have no impediment to produce my passport also. I do not know that the said Will is a concocted document after the death of said Gopalakrishna. It is incorrect to suggest that my father has not signed it as an attesting witness. This is my fourth or fifth visit to the court to give evidence in this case.

Defendant No.1(a) is present and he prays time, hence deferred.

(Typed to my dictation in the open Court.)

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

*(RON VASUDEV)*  
III Addl. CC & S.J.,  
Bangalore.

Witness present and duly sworn on : 31-07-2017

Cross exam by Sri PMP advocate for defendant No.1(a) to

(e):-

I have gone through the affidavit filed in lieu of my examination chief. My date of birth is 20.10.1972. About 6-7 years back I came to know about the signing of Will by my father. I am a Civil Contractor by profession and when I asked the late plaintiff No.1 and his brother as to why they have not developed the schedule property, then explaining the reason for it they showed me the Will in their residence. Our father died on 16.6.2015. I have already produced the death certificate of our father. On the date of its first examination of that Will I found signature of my father upon it.

I am having one younger brother and one younger sister. It is true that as on the date of execution of that Will I was a minor. I do not know how many brothers the said Gopalakrishna had. I volunteer that I do not know deeply about their family.

J.P. Nagar property was purchased by our father. He has gifted that property to me through registered gift

deed and I can produce it for comparing the signature of my father. It is incorrect to suggest that my father's signature is forged on Ex.P1. It is incorrect to suggest that Ex.P1(d) is not the signature of my father.

Re-exam: Nil

(Typed to my dictation in the open Court.)

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

*(RON VASUDEV)*  
III Addl. CC & S.J.,  
Bangalore.

O.S.NO.7782/2003  
PW:2