

Witness is present and duly sworn on 10.06.2022.

Examination in chief for the plaintiff : by Sri. BLN advocate for plaintiff :

I have filed my affidavit in lieu of my examination in chief and whatever I stated in my affidavit is true and correct. The affidavit contains my signature.

(Further chief deferred as per the prayer of the advocate of plaintiff)

(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 29.06.2022.

Further examination in chief for the plaintiff : by Sri. BLN advocate for plaintiff :

I have produced the certified copy of registered GPA dated 08.05.1981 and it is marked as **Ex.P.24**. I have produced the certified copy of the endorsement issued by Assistant Revenue officer, BBMP dated 20.04.2022 and it is marked as **Ex.P.25**. I have produced e-

computerized copy of property tax receipt issued by BBMP, Bengaluru on 09.04.2022 and it is marked as **Ex.P.26**.

Cross examination by Sri. BTG advocate for D1 to D3 :

I am the son-in-law of Mahesh Kumar Pansari, the plaintiff. My marriage was solemnized with the daughter of the plaintiff on 12.02.2006.

It is false to suggest that I do not know anything about the plaint schedule property before my marriage. The facts were narrated by the plaintiff and the advocate. It is true to suggest that I do not know personally about the plaint schedule property. I have seen the property. The plaint schedule property is a vacant land in one portion and in another portion the unbuilt construction is found. It is true to say that, that construction was constructed by D1 to D3. Witness volunteers that they have constructed in our property. It is false to suggest that the possession of the plaint schedule property is with D1 to D3. We are in actual possession of the plaint schedule property. I have produced all the documents which is before the court.

Question: What are all the documents you have produced to prove that you are in possession of plaint schedule property?

Answer: I have produced all the updated tax paid receipts, khata extract, encumbrance certificate and I will produce any other documents if I start to construct.

Question : In which survey number your plaint schedule property is located?

Answer : It is located as mentioned in the sale deed.

In sale deed it is mentioned as the plaint schedule property is located in survey No.66/1.

I know D3 - Ramachandra. It is true to say that Ramachandra has filed suit as per O.S.616/1982 in the year 1982. Witness volunteers that the suit was dismissed. As I am not the party to that suit I do not know anything of that suit.

Plaintiff had purchased the plaint schedule property from Satyanarayana Pansari. It is true to suggest that plaintiff and Satyanarayana Pansari are brothers. Satyanarayana Pansari was party to the suit in O.S. 616/1982. Witness volunteers that plaint schedule property was sold before filing of O.S.616/1982. Sale deed was executed in the year 1981 and rectification deed was executed in the year 1982. In sale deed the name was entered as Mohan Kumar was rectified as Mahesh Kumar in the rectification deed.

Plaintiff had legal knowledge and on the basis of that legal knowledge he has purchased the plaint schedule property. Plaintiff is a B.Com graduate.

I have seen the documents in R.F.A.1227/2002 of Hon'ble High Court of Karnataka, Bengaluru. I do not know anything about Ex.994/2012.

It is true to say that in para No.7 of my affidavit in chief examination of I have mentioned the pending cases pertaining to the plaint schedule property.

O.S.8947/2012
PW-2

Question : Do you know anything about ADLR report filed before Hon'ble High Court of Karnataka, Bengaluru in R.F.A.1227/2002?

Answer : We are not party to that R.F.A.1227/2002.

(PW2 prays time for further cross examination because of his personal inconvenience. Hence, cross examination of PW2 is deferred).

(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.