

**Witness present and duly sworn on 12.11.2024**  
**Cross examination by Sri.KP Advocate for**  
**Respondent no.2:-**

I am not a neurosurgeon. My qualification is M.B.B.S. M.D. Medicine, MHA fellow in Neuro Rehabilitation and Diploma in Mental health from NIMHANS. It is false to suggest that as per guidelines only neurosurgeon along with neuro-psychologist or clinical psychologist are the competent persons to assess the neuro- disability. It is false to suggest that I am not a competent person to assess the disability.

2. It is true to suggest that I am a Medical Director in Deepashree hospital. I have seen the previous discharge summary and follow up records. I have no idea with regard to follow up records. I have seen only discharge summary and wound certificate. As per information given by the petitioner I have narrated the history of the accident in para-2 of my chief affidavit.

3. As per 2018 Central Govt guidelines I have assessed the disability. I have been information with regard to disability as per recent Central Govt guidelines. I have done clinical examination on 22.12.2023. I have not done any examination before filing this affidavit. I have seen the documents that

after discharge the petitioner was under follow up treatment in Baptist hospital. I have not produced said documents before this court.

4. It is false to suggest that after discharge the petitioner has not taken any follow up treatment as she is hale and healthy. Before assessing the disability I made oral discussion with Dr.Srihari Neurosurgeon. It is false to suggest that though I have not taken any opinion from Neurosurgeon I am deposing falsehood before this court. I have taken opinion from Neuro-psychologist. It is true to suggest that the disability was not mentioned in Ex.P19.

5. It is true to suggest that I referred the petitioner for cognitive disability. It is false to suggest that in Ex.P-19 it was not mentioned about the disability hence the question of disability does not arise in this case. It is true to suggest that the patient is known case of hypothyroidism. I have not produced any work sheets, only summary sheets I have produced.

6. I have not assessed IQ level. Witness voluntary states that in this case the question of IQ level does not arise. During my examination the GCS level of the patient is 15/15. It is true to suggest that the

petitioner has not underwent any surgery for her head injuries. It is true to suggest that as per discharge summary she has taken only conservative treatment. At the time of discharge she was advised for regular physiotherapy, medicines and follow up treatment.

7. It is true to suggest that if any complaints it will be mentioned in OPD records and follow up records. It is false to suggest that I deposed falsehood in para-4 & 5 of my chief affidavit with regard to difficulties. It is true to suggest that at the time of discharge the condition of patient was stable. I have not taken any opinion from Ortho.

8. It is false to suggest that the calculation done in my page-3 of my chief affidavit are false. It is false to suggest that though the petitioner is not having any disability, I assessed false disability. It is false to suggest that I have not done any recent examination therefore whatever the averments mentioned in my chief affidavit are not correct. I do not have any knowledge with regard to evidence deposed by the petitioner before this court. It is false to suggest that in order to help the petitioner, I have got created the documents and I am deposing falsehood before this court by filing this false affidavit.

SCCH-13  
MVC- 5042/2022  
C/w MVC 5043/2022  
PW- 3

**Learned counsel for the Respondent no.1 prays to adopt the cross examination of R2 as his cross examination. Accordingly the cross examination by R2 is adopted as cross examination by R1.**

**Re-examination: Nil.**

**(Computerised to my dictation in the Open Court).**

**R.O.I. & A.C.**

**II Addl. Judge**