

SCCH-13

Witness present and duly sworn on 05.10.2024

Cross examination by Sri.SNR Advocate for Respondent:-

I studied SSLC. My date of birth is 06.04.1995. My father has lodged the complaint before the police. I was admitted in the hospital for 15days. I was discharged on 20.04.2021. I took treatment in Gowribidanur Govt hospital as well as Sanjay Gandhi hospital. I took first aid treatment in Gowribidanur Govt hospital. The police have recorded my statement when I was in Gowribidanur Govt hospital. I can produce the said statement to the court.

2. My father was not an eye witness to the accident. I was alone traveling in the motorcycle. I was proceeding from Bommashettanahalli to Gowdasandra. It is true to suggest that except Ex.P-6 statement I have not given any other statement before the police. It is true to suggest that Ex.P-6 statement was recorded by the police on 20.06.2021. I never gone to the police station at any point of time.

3. It is true to suggest that since the police have not called me to identify the offending vehicle. My father came when I was in Gowribidanur Govt hospital. It is true to suggest that in Sanjay Gandhi hospital only one person would allow to attend the inpatient. We are four members in my family. One day my mother was attended me in Sanjay Gandhi hospital remaining days my father was attending me.

4. Injury vehicle belongs to my paternal uncle, Venkatesh. It is false to suggest that injured vehicle did not have insurance at the time of accident. I can produce the insurance copy of injured vehicle. I have DL. I have obtained DL in the year 2016. No one has instructed us to lodge the complaint against the offending vehicle my father on his own had lodged the complaint against auto rickshaw bearing no.KA-42-A-9880. It is true to suggest that there was no difficulty for me to lodge the complaint immediately against the auto rickshaw through my father. I am aware that my father was lodged the complaint after 19days of incident.

5. Since I have not shown the spot to the police. It is true to suggest that accident occurred at 6.10p.m. near bricks factory, Kadhalaveni village. At the time of accident no one was there. After 5 minutes the public who had seen the auto rickshaw had given information regarding auto rickshaw. The said auto rickshaw came on front of my vehicle. I had not seen the auto rickshaw number before and after I met accident. I was not knowing the auto rickshaw number till public informed me.

6. It is false to suggest that I fell down myself on the road as I was in an hurry to go to house. It is false to suggest that since injured vehicle did not have the insurance hence I falsely implicated the auto rickshaw in this case. It is false to suggest that since injured vehicle did not have insurance at the time of accident hence in active collusion with police I have lodged the complaint against the offending vehicle after 19 days of incident. It is false to suggest that neither I was admitted in the hospital nor I

underwent any surgery. It is false to suggest that I have deposed falsehood in my affidavit by saying that I was admitted to the hospital. It is false to suggest that I have not sustained any fracture. It is false to suggest that I have not spent amount of Rs.2,00,000/- for medical and other expenses.

7. I have taken follow up treatment for difficulties which are stated in my affidavit. I have taken follow up treatment in Sanjay Gandhi hospital. The name of doctor who has treated me is Pradeep. I can produce follow up treatment documents before the court.

8. I was doing avocation of painting. Now I am not doing any work. The doctor has not issued any certificate with regard to non doing of work however they orally instructed me to take rest for 1 ½ year. I can examine the doctor who instructed me to take a rest for 1 ½ year. It is false to suggest that I have not sustained fracture now I am normal as earlier. Injuries were recovered. The doctor suggested me to undergo further surgery. It is false to suggest that I have got created ExP-1 to 11 documents and I am deposing falsehood before this court by filing false affidavit.

Re-examination: Nil.

(Computerised to my dictation in the Open Court).

R.O.I. & A.C.

IIAddl. Judge