

IN THE COURT OF THE I ADDL CHIEF
METROPOLITAN MAGISTRATE BANGALORE

CC No.3599-2012

Deposition of	:	Gowrishankar Barghava Dharmapuri	CW:102
Father's Name	:	Krishna Rao	PW:16
Age	:	42 years	
Occupation	:	Software Engineer	
Residence	:	K.R.Pura, Blore	

Duly Sworn on 30.11.2021

Examination in Chief by Sr. APP:

I know A1 through my friend. I was informed that A1 is developing sites in Global City of Manoor Village. I approached said office of A1 and spoke to sales executive. Thereafter I agreed to purchase two sites bearing no. 28 and 29 measuring 30x40 for Rs. 9 Lakh each. I paid advance amount of Rs. 3 Lakh each towards both sites on 07.06.2007. in that regard the office of A1 executed two sale agreements with cheque details. Despite following up of matter for long, accused persons did not allot and sell any sites to me. Thereafter I lodged complaint against accused before CCB. Now I see said complaint it is marked as Ex.P33, signature of witness is marked as Ex.P33(a). two agreements copies are marked as Ex.P34 and 35. I can identify A1 if shown to me. Counsel for A1 submits that there is no dispute with regard to identification of A1.

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Cross Examination by Sri SH for BS Advocate for accused:-

I had seen the land with sales executive. During my visit to land, no development process was going on. It is false to suggest that A1 had assured to allot site after development and NA Process. I was in due of Rs. 12 Lakh towards balance consideration. I did not issue any notice stating my readiness with balance amount. Witness volunteers office itself was closed and A1 never told us that NA Process is stopped. It is false to suggest that A1 has not caused any delay in performing his part of agreement. It is false to suggest that due to our CCB complaint, the police seized relevant documents and as such accused could not develop above land. Witness volunteers we lodged complaint after two and a half years. It is false to suggest that I have given false requisition and deposing falsely to suppress my own negligence. It is false to suggest that A1 is innocent.

Sri NJ for A2 submits no cross-examination.

Re-Examination : Nil

(Typed to my dictation in open Court).

R O I & A C**I ACMM, Bengaluru.**

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