

WITNESS RECALLED AND DULY SWORN ON 09.08.2019

Further Cross Examination by Sri.S.G.H advocate :

It is true that the mobile provided to the accused was with the accused on 18.08.2008. It is true that the mobile was with the accused for 3 months after 18.08.2008. It is true that the mobile bill payments made by the complainant. It is false to suggest that the after 3 months the mobile was surrendered by the accused witness voluntaries that the service to the mobile was stopped. It is true that we have punching system for our employees. The punching details pertaining the accused can be produce if available. It is false to suggest that the accused used to come to the office and use the punching system even after 18.08.2008 for almost 3 months. It is false to suggest that the accused was not absconding after 18.08.2008.

It is true that report was prepared by the accused at Moradabad with respect to the Mint Project. Since the said document shown to the witnesses is a Xerox copy the same is not marked. It is true that along with the accused one Satyanath and Udyia Krishna also went to Moradabad on 27.11.2007. It is true that the to and fro tickets were booked by our company. It is false to suggest that the accused had given resignation on 17.07.2007. It is false to suggest that when the resignation letter was given by the accused I did not accept it. It is false to suggest that the on 01.09.2008 accused resigned from the post. It is false to

suggest that the I have accepted the resignation of the accused and relieved him. In all 5 cheques have been mis-used by the accused. The original cheques are not produced. The original cheques might be in the bank. I do not remember how many of cheques I requested the bank to produce. It is true that in reply given by the bank they are stated that there are 3 cheques. in Ex.P. 49 the affidavit is given by Devaki nandan Pathak and it is sworn at Bangalore. The Ex.P.49 mentions his native place. I do not know whether any documents is produce to show that the affidavit is sworn at Bangalore. The affidavit of Nihal Singh Ex.P.50 is also sworn at Bangalore. It is true that there is no documents to show that Ex.P.50 is sworn at Bangalore. It is false to suggest that Ex.P.49 and Ex.P.50 are created documents. I have not written any letter to the bank that 5 cheques have been mis-used and asking about other 2 cheques.

Further Cross examination : Deferred on request.

(Typed to my dictation in the open Court)

ROI&AC

IV ACMM