

**IN THE COURT OF III ADDL. CHIEF METROPOLITAN
MAGISTRATE COURT, BENGALURU**

P.C.R. 4969/2017

Witness Name	Rajeev Kumar
Father Name	Rajendra Prasad
Age	42 years,
Occupation	Private service
Resident address	Marathahalli, Bengaluru.
Duly sworn on	26/10/2023

Sworn Statement of witness recorded u/s. 200 of Cr.P.C.

I have approached Prabhavathi Builders for buying the apartment in 2013, so at that time of buying apartment he represented a investment plan to us. The investment plan state that, 2.5 % you will be going to get the investment, whatever the investment amount it will be here. The same plan has been set to my father.

2. In the year 2014 my father has entered into an agreement with accused by paying Rs.10.00 lakhs of amount through 3 different cheques of ICICI , PNB and SBI Banks. The accused issued 12 PDC cheque for 2.5% i.e., Rs.25,000/- each has been issued by accused for the period of one year. Initially he has paid the entire amount of Rs.25,000/- through cheque. The same plan has been renewed 11th May 2015 and at the

same the accused has issued the 12 PDC cheques of Rs.25,000/- each of Andhra Bank. I have also state that, initially the accused has kept all the promises but last few from February 2016 onwards the accused stopped the making the payment.

3. In this regard I have sent many mails as well as legal notices through my counsel. After receiving the legal notices the accused has released the Rs.1,00,000/- i.e., from March-2016 to May-2016. I have also state that, my father is not getting the regular basis of the interest which he promised, he requested to surrender the agreement to the accused. In this regard we have sent the mails for conciliation. But, the accused has not reverted as well as not even bothered to reply and call. I approached the accused in the month of August-2016 were I met one of his employee Mr. Somanath who promises me to make the payment with interest in the first week of September, because the company is running in the financial crisis.

4. We went to first week of September, but at the same time once again the fake promises has been made and asked me to come on the September last week. I have also state that, in the month of October since the accused lot of criminal cases so the officer has been closed and the accused arrest in the Mico Layout Police Station. Finally accused has not paid

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even multiple approaches. Thereby the accused committed criminal breach of trust and cheating.

(the statement of the witness is records in the open court)

ROI & AC.

III ACMM