

Witness present and duly sworn on 13.08.2024.

**Further cross examination by Sri.AKA for defendant:-**

15. I do not remember whether I have produced the documents pertaining to the mutually agreed terms for revenue sharing. I have not produced the said document but mentioned in my affidavit. Now, the witness is shown Ex.P10. It is true to suggest that the amount mentioned in Ex.P10 not only pertains to CAM – Common Area Maintenance but also electricity bills and water bills etc. I have not produced any documents pertaining to Prasanna Kumar as deposed at the time of earlier evidence.

16. **Question:** The proposal of calculation given by the defendant were you aware on what basis?

**Ans:** I knew the calculation, but, it was not correct.

17. I have not given any recalculation to the defendant but I have sent an email. I have not produced the copy of the email. Now, the witness is shown Ex.P9. I have produced the full and final statement and it is in Ex.P4 at page No.19 of the said document. This is marked at **Ex.P4(a)**.

18. **Question:** What prevented you to issue the notice of termination immediately after 17.02.2021?

**Ans:** They are frequently penalizing me with penalties but no one accessible to answer me.

19. The penalizing statements are also produced at Ex.P10 and P13. These are pertaining to December 2020 and January 2021. In the month of February end or March 2021, I have received revised penalizing statement. It is in Ex.P4(a). It is false to suggest that the penalized statement as per Ex.P4(a) is reduced.

20. I have not produced the RPAD acknowledgment pertaining to Ex.P2 i.e. notice dated 19.03.2021. It is false to suggest that I had not issued the legal notice in the month of March but it was in the month of April or May 2021. It is false to suggest that the defendant has replied the Ex.P2 in the month of September 2021. Witness volunteers that, I have not received any reply. It is false to suggest that I am not liable to pay the amount claimed in the plaint by the plaintiff. It is false to suggest that I am deposing falsely and contents

of my affidavit are false. It is false to suggest that I myself has to pay Rs.27.00 Lakhs to the defendant. It is false to suggest that the documents produced on my behalf created and concocted for the purpose of this case.

**Re-examination:** Nil.

(Typed to my dictation in the open court)

R.O.I & A.C.,

**LXXXIV ADDL. City Civil & Sessions Judge,  
(CCH-85) Commercial Court, Bengaluru**