

**Witness present and duly sworn on 28.06.2025.**

**Further cross examination by Sri.CGV advocate for defendants:-**

18. Defendant Nos.2 to 5 have made transactions with our concern. They have been entering into transaction since 2015-16. They used to make transactions through phone and also by appearing personally. Defendant Nos.2 to 5 are residing in Delhi, but they have their office in Bengaluru. They used to meet us at site and at our office. I cannot say exact dates. They used to meet us in between 2017 to 2023. They used to come alone. Majority of time Agarwal used to visit along with his son and daughter-in-law. It is false to suggest that defendant Nos.2 to 5 have not entered into any such transactions with us personally.

19. Witness is confronted with page No.4 of Ex.P19 and on seeing PDC and he states long form of said word as Post dated cheque. It is false to suggest that we used to collect such post dated cheques from them. Some person from their office had handed over cheque to us by coming to our office during mid of April 2022. I do not remember exact date of handing over said cheque, but it was after 20<sup>th</sup> of April 2022. They have given only one cheque for Rs.67 lakh, 97 thousand and odd to us. It is false to suggest that I do not know who has signed the said cheque. Witness volunteers, I know that it is signed

by them only as they had intimated us over phone. They had intimated the same through phone of Agarwal on the date of handing over the above cheque. It is false to suggest that they had intimated us over phone that they have signed it on the date of handing over the cheque itself. It is false to suggest that generally we will not supply goods to others without taking security. It is false to suggest that without taking a security cheque, we do not supply goods to defendant and other customers. Witness volunteers, in regular credit supply, we do not receive such security documents. It is false to suggest that though we have received above cheque as security from defendants, I am deposing falsely. It is false to suggest that we have filed cheque case against defendants by misusing above cheque. Now, I do not remember the number of cheque case filed by us. It is false to suggest that said cheque case is stayed before Hon'ble High Court of Karnataka. It is false to suggest that though I am aware about Criminal Petition No.2978/2023 before Hon'ble High Court of Karnataka, I am intentionally deposing false.

20. It is false to suggest that on 03.11.2021 defendant company have transferred an amount of Rs.2.00 lakhs to our concern. It is false to suggest that defendant company had transferred sum of Rs.1.00 lakh to our concern on 05.02.2022. Our Accountant maintains account of our concern. It is false to suggest that only

said Accountant knows about receipt of amount from our concern and I have no personal knowledge about it. It is false to suggest that Ex.P26 ledger book is not upto date. It is true to suggest that the said ledger ends on 15.03.2022. Witness volunteers, that was last transaction for the year end. It is false to suggest that defendants have paid entire amount to our concern as per invoices raised by us. It is false to suggest that there is difference between invoice raised by us and purchase orders issued by defendants. It is false to suggest that the above cheque was not handed over by defendant No.2 through his office employee and said cheque was given to us as security. It is false to suggest that though defendant No.1 company has paid entire outstanding amount to plaintiff proprietary concern, I am not having personal knowledge about that. It is false to suggest that despite repayment of entire dues by defendants, we have filed this false case against them for unlawful enrichment. It is false to suggest that we have created documents produced in this case for above purpose.

**Re-examination: Nil.**

(Typed to my dictation in the open court)

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

**(ANAND T. CHAVAN)**  
**LXXXIV Addl. City Civil & Sessions Judge,**  
**(CCH-85) Commercial Court, Bengaluru**