

WITNESS CALLED AND DULY SWORN ON 02.12.2024.**CROSS EXAMINATION BY SRI.L.D., ADVOCATE FOR THE DEFENDANT:-**

1. I am B.A. Graduate. I am doing civil related works since 15 years. During this 15 years, I have completed 100 projects. I can say the names of project which ever I remembered. It is false to suggest that, I have not carried out any projects personally. It is false to suggest that, I do not have any knowledge about civil work which is described in my affidavit evidence.

2. Prior to suit project, I have worked at BBMP works and other Private works. In this regard I possessed the documents in my custody and I do not have any impediment to produce the said documents before this Court.

3. I know personally Mr.Moorthy in RBI Swarna Layout project since 2009. The Plaintiff society not called for Tender for development works. It is true to suggest that, the Moorthy directly has called Me for development work at RBI project site. Witness volunteers earlier also I was working at RBI project site under Ganesh Shanbhog – Defendant, due to payment clashes, I have stopped the work. It is true to suggest that, I have carried out the work under Ganesh Shanbhog related to work for Tanks, Raising of Walls, Water proofing, Plastering, Painting and other Electrical works.

Question: When the work was assigned to you, over head Tanks

and Pillars work were completed ?

Answer: It is false. The over head Tanks and Pillars work was not completed, we have finished the work.

It is false to suggest that, over head Tanks and Pillars work was already completed by the Defendant. Moorthy had issued work order to us. According to the work order, we have carried out the work at suit project. Total 03 work orders have issued by the Plaintiff.

4. I have registered GST number. It is false to suggest that, GST amount is not paid towards Ex.P.68 to 75. It is false to suggest that, though I have not carried out any work in Swarna Project site, I am deposing falsely due to old enmity with Ganesh Shanbhog. I have received total Rs.2,00,000/- from Ganesh Shanbhog for work carried out by Me. The cheque amount of Rs.5,00,000/- which was issued by Ganesh Shanbhog was dishonored. I do not have any impediment to produce the documents relating the dishonor of cheque. It is false to suggest that, there is no such documents pertaining to payment received and cheques dishonored, so I have not produced the documents.

5. I can produce the purchase bills related to the Electro mechanical equipment's / Machinery, which was related to RBI Swarna Layout project. It is false to suggest that, I am alone cannot do the works mentioned in para no.3(a) to (c). The Plaintiff had issued the completion certificate. It is false to suggest that, since there was no completion certificate, so I have not produced. It is false to suggest that, I am deposing falsely with instance of

Moorthy.

RE-EXAMINATION : NIL
(Typed to my dictation in open court.)

R.O.I & A.C.,

sd/-
(SUMANGALA S. BASAVANNOUR)
LXXXII ADDL. CITY CIVIL & SESSIONS JUDGE,
BENGALURU.