

Witness is called and duly sworn on 30.07.2026.

Cross Examination by Sri. M M H, Advocate For D3:

1. I am a B E mechanical graduate. It is true to suggest that, my father was managing the affairs of the plaintiff till his death. It is true to suggest that, my father died on 30.03.2020. It is true to suggest that, whatever the transactions shown in the suit were all conducted by my father and I have not done those transactions. It is true to suggest that, I am not having the knowledge of each and every transaction as mentioned in the suit.

2. It is true to suggest that, I have not produced any purchase orders pertaining to the period after March 2017. It is also true to suggest that, I have not produced any written documents sent by the defendants for placing purchase orders after March 2017. Witness volunteers that, they have not sent any written communication. It is true to suggest that, I have not produced any delivery challan bearing the signature of the defendant no. 3 after the period from March 2017. It is false to suggest that, I have not produced any documents pertaining to the transactions held with defendants after March 2017. It is false to suggest that, the defendants have stopped purchasing the goods from the plaintiff after March 2017. It is true to suggest that, the invoices pertaining to the transactions are not having the signatures of any of the partner of the defendant and also the seal of the defendant no. 1. I have not produced any acknowledgment showing the acceptance of the invoices by the defendants. It is true to suggest that, the EXP30 was printed on 27.07.2023. towards the suggestion that, The said EXP 30 was not printed

during the year 2017-18, the witness disposed that, it was maintained in the system of plaintiff and it was printed on 27.07.2023. It is not true to suggest that, EXP30 has been created by me for the purpose of suiting my claim. It is true to suggest that, I have not produced transport receipts. It is true to suggest that, I have not produced E way bills. Witness volunteers that, he has mentioned the E way bill numbers in the invoices. I do not having any problem to produce those E way bills. It is true to suggest that, all the invoices produced by me are prior to 2019 and further he volunteers that, the said invoices are up to 2019 are produced. It is true to suggest that, each and every invoice has a due date for payment. It is true to suggest that, the defendants have not acknowledged the liability. It is true to suggest that, whatever the payment said to be made by the defendant will be adjusted towards the first invoice. As regards to the suggestion that, the payment of Rs. 1,50,000/- made on 20.03.2019 was not accompanied by any written instruction made by defendants, the witness admits and further deposed that, it was adjusted to the liability of the defendants.

As per the request of the defendant Cross examination deferred.

(Typed to my dictation in the Open Court)

R.O.I.&A.C.

10th Addl. Dist & Sessions Judge,
Belagavi. (30.07.2026)