

Witness present and duly sworn on 29.07.2026.

Cross Examination of PW-1 by Shri DGP Learned advocate for Defendant No.1.

1. I have given information to institute this suit. I have read the plaint and signed it after reading. I have information about the documents produced in relation to this suit. I have seen the written statement submitted by defendant No.1.

2. Ningappa Masnu Saple is my grandfather. He is deceased. I have obtained Warsa Certificate after the demise of my grandfather. The Warsa Certificate consists of information of all the legal heirs of Ningappa Masnu Saple. When witness was asked whether he has impediment to produce the Warsa Certificate before the Court, witness deposed he does not possess the same with him. It is true to suggest that I have no documents to substantiate the genealogy mentioned at para No.2 of the plaint. Ningappa had five children, out of whom Baburao Ningappa Saple, Arjun Ningappa Saple are deceased and Tara Ningappa Saple had died issueless. The Death Certificates of Tara Ningappa Saple and Baburao Ningappa Saple are produced. I had no impediment to show the details of legal heirs of Baburao Ningappa Saple. I have Warsa Certificate of

deceased Baburao Ningappa Saple. The certificate is not with me and I'm not in contact with legal heirs of Baburao Ningappa Saple. I have not applied for surviving family members certificate of deceased Tara Ningappa Saple. I have no documents to show that Tara Ningappa Saple died issueless. I had no impediment to take paper publication in relation to this suit. I had no impediment in arraying all the legal heirs as parties to this suit. It is false to suggest that I have not arrayed them as parties as they would object my claim.

3. CTS number of the suit property is CTS 1141 to 11420. entire extent of the suit property measures up to 4195 Sq. Ft. The said property is devolved from my grandparents. It is true to suggest that during the life time of my grandparents the said property was not sold. It is true to suggest that five children have got equal share in respect of the suit property. It is true to suggest that previously the property was standing in the name of my grandparents. It is true to suggest that after the demise of my grandparents the names of the legal heirs were entered in CTS extract of the suit property. It is true to suggest that the said entries are continued till this date. It is true to suggest that the suit property is standing jointly in the name of legal heirs of my grandparents. When witness was asked there is no partition

effected between the members of the family, witness deposed oral partition was effected between the members of the family after the demise of my grandparents. I have not applied to the concerned authority seeking to enter the names as per the oral partition. It is false to suggest that as there was no partition effected no application was filed.

4. It is true to suggest that I have purchased portion of the suit property from Jayanti Saple and Manasi on 04.12.2015. I have purchased portion of the suit property from Shanta Gopal Masekar on 25.03.2021. It is true to suggest that CTS extract contained the name of our family members. It is true to suggest that as on the date of purchase of portion of the suit property CTS extract did not contain the name of Jayanti Baburao Saple and Manasi Mohandas Kunkalkar. It is true to suggest that the portion of the suit property which was purchased from Jayanti and Manasi was not partitioned. It is true to suggest that another portion of the property which was purchased from Shanta Gopal Masekar was also not partitioned. I had no impediment to obtain the signatures of other persons whose names was appearing in the CTS extract. It is true to suggest that I have not purchased the suit property after it was specifically demarcated specifying the name of vendors. I had given application to defendant No.1 to enter the names

in the CTS records as per the sale deeds. It is true to suggest that defendant No.1 has given endorsement as per Ex.P21. It is true to suggest that as per Ex.P21 the endorsement is given stating that the vendors name is not appearing in the records. Hence, the same cannot be entered as per my request. It is true to suggest that the endorsement mentioned at Ex.P21 contains true information. It is true to suggest that defendant No.1 authority has not disputed the title of the suit property and have not given any endorsement in this regard. I had no impediment to get the names of vendors entered in the CTS records. It is true to suggest that I have not challenged the endorsement given at Ex.P21. It is true to suggest that though there is no fault attributable to defendant No.1 they are made as party. It is false to suggest that I have instituted false suit as against defendant No.1 due to which I have to compensate them with costs.

(Typed to my dictation in the open court)

R.O.I. & A.C.

**IV Addl. Civil Judge & JMFC,
Belagavi.**