

Witness duly sworn on 27.03.2026

Cross examination: Sri.MMK Advocate for Respondent

1) It is true that I have not assessed the age of the petitioner. It is true that the petitioner has treated other hospital before coming our hospital. The petitioner has treated at Hongal hospital Mudalagi. It is true that I have not treated the petitioner. It is true that I have issued only disability certificate. The petitioner has admitted at Hongal hospital on 15.02.2024. It is true that the petitioner has admitted Hongal hospital Mudalagi on 04.06.2024 in my examination in chief and disability certificate. Witness voluntarily stated that it was typical error. The petitioner has come to our hospital on 07.11.2025 for assess the disability certificate.

2) It is true that I have not collected the case sheet and other documents from Hongal hospital Mudalagi when I have issued disability certificate and not verified the same. It is true that I have not mentioned the which kind of fracture patella of knee joint in the disability certificate. It is true that wound certificate and other medical documents issued by the Hongal

hospital Mudalagi have not mentioned the which kind of fracture patella of knee joint was suffering from petitioner.

3) It is true that myself and doctor of Hongal hospital Mudalagi have not notice anywhere about date of followup treatment and date of physiotherapy treatment. It is true that I have made complaints of the petitioner in the disability certificate as well as examination in chief on the statement of petitioner. Further, witness voluntarily stated not only on the statement of petitioner and I have go through the medical documents furnished by the petitioner.

4) The petitioner cannot stand more than 10 minutes. On the same, I have noted in the office file. I have not produced the same file before the Court. It is not true to suggest that I have not specifically mentioned about knee movements in the disability certificate. The fracture of the petitioner is may be united. It is true that there is not fixed the screw to the petitioner on right knee. Witness voluntarily stated there is fixed wire on the right knee of the petitioner.

5) It is not true to suggest that even though patella remove or replaced, there would be 10% of the disability. It is true that

I have not consent with the earlier doctor when I have issued disability certificate. It is true that I have issued 35% of the disability on particular limb. It is not true to suggest that compare to whole body 35% of the disability will be 1/4th or less. It is true that disability certificate can issue after the calculation of mobility, stability and wasting of muscles. I have issued disability certificate on the basis of ALIMCO guidelines.

6) It is true that there is no specific percentage on the injury ALIMCO guidelines and WHO. The petitioner has not taken physiotherapy treatment in our hospital. It is true that if the petitioner continually taken physiotherapy some percentage of the movements restrictions will be reduced some extent. It is not true to suggest that the best competent issue disability certificate, who has given treatment to the petitioner. It is not true to suggest that the disability certificate can be issued on the basis of avocation of the petitioner. I do not know what is working by the petitioner.

7) I have not followed the Govt. Gazattee notification for assessing the disability of the petitioner. It is not true to suggest that in order to help the petitioner in getting more

compensation, I have falsely assessed the disability of the petitioner. It is not true to suggest that the facts stated in my affidavit are false and I am falsely deposing before the court. It is not true suggest that in order to help the petitioner I have issued the disability certificate in grievous in nature, though the petitioner's injuries is simple in nature. It is not true suggest that I have issued bill on higher side, though have I have less money from the petitioner.

Re examination : Nil

(Recorded the statement of witness in the open court hall)

R. O. A. C.

(Shantamma Mallikarjungoud P.)
Senior Civil Judge & JMFC, Mudalagi.

Witness sign.