

**IN THE COURT OF IX ADDL. DISTRICT AND SESSION
JUDGE, BANGALORE RURAL DISTRICT BANGALORE**

SC NO. 123/2018

C.W 1 Examined as P.W 1

WITNESS DULY SWORN ON 06-12-2018

DEPOSITION OF	Lingaraju
FATHER/ HUSBAND NAME	Late Krishnappa
AGE	26
OCCUPATION	Lorry Driver
RESIDENCE	Gondihalli

EXAMINATION IN CHIEF BY P.P :

For the last 4 years I have been doing lorry driving work. From 2 year prior to the incident I have been doing driving work in a lorry bearing Rg No. KA-16-B-7703 belonged to one Ningaraju. On 09-01-2017 I left nice road at Gollarahatti through my said lorry at about 6.00pm with empty lorry. I reached Attibele loaded sand, left the said place at 9.00pm and reached nice road at 10.30 to 11.00pm. I parked my lorry near Electronic city toll junction after taking meals I slept in the said lorry. At about 12.00 to 1.00am in the mid night one person came to my lorry knocked door of said lorry. I woke up to the said sound thought that said person might have been the person belonged to toll junction and asked the purpose of his knocking of door. The said person asked me to remove the lorry from the said place. Accordingly, I started the said lorry, immediately one person boarded the said lorry from driver side into the cabin and

kicked me. Due to this I fell down towards cleaner seat. Immediately 3 persons boarded and attacked me. One person picked rod in the cabin and assaulted with said rod on my head and left hand. I had scared about said attack and they covered my face with bed sheet of my cabin. One person started the lorry and moved they took lorry towards Bangalore side at a distance of about 1 ½ km. Out of 4 persons one person through phone made to bring the car through some person and accordingly car came near to lorry. Two persons shifted me from the lorry to the car and took me in the said car and they roated through said car for about 1 hour in the said car. The other 4 persons took over the lorry from the said place. Thereafter the car reached to one petrol bunk near Bannerghatta they got loaded the petrol to the said car for Rs 500/-. At about 3.15am they took the car near Attibele check post and in the said place the said two persons pushing from the car. They took over my mobile phone, two ATM cards, original DL, and silver bracelet (Kadaga) and cash of Rs. 1500/- belonged to me and Rs. 50,000/- belonged to my vehicle owner. The said two persons gave me Rs. 100/- in the said place for my expense. Thereafter by taking mobile phone of somebody near Attibele check post I called my uncle, Gangadhar, and informed about the incident. Intern CW3 informed the same to the owner of my lorry, Ningaraju, CW2. Thereafter CW2, 3 and other visited near Attibele check post and took me to the police station. In this regard I had given complaint to the police in this regard I had given statement to the police it is marked as Ex P1, signature is marked as Ex P1 (a). The witness identified one accused and stated that

said accused by boarding the lorry from driver side cabin and kicked me. On enquiry of said accused about his name he stated his name as Ajay the A1 of this case. The witness identified two more accused persons and stated that the said accused persons subsequently boarded the lorry after A1 and assaulted me with rod and covered my face with bed sheet. On enquiry of name of said accused person to whom the witness identified as the person who hit with iron rod and stated his name as Shankar who is A3. On further enquiry of name of another accused to whom this witness identified as the person who along with others covered with my face bed sheet and he stated his name a Thimmaraju A5 of this case. The witness further stated that I had not seen other persons who covered my face with bed sheet. The witness further identified two more accused persons as the persons who took me in a car and on enquiry of said persons about their names they stated their names as Suresh and Mahesh A4 and A2. I was taken in Ominy car.

2. After the lodging of the complaint the police visited place where the lorry was stolen and place where I was thrown from the car, prepared mahazar and obtained my signature . Now I see the mahazar it is marked as Exp2, signature is marked as Ex P2 (a).

3. I came to know that the police arrested accused persons on the same day after lodging of the complaint and accordingly I was called to the Electronic city police station and I identified 4 accused persons who are present before the court. The witness identified photograph of his lorry. Subsequently none of my properties and cash traced by the

police and I was told by the police that DL, ATM Card and also my mobile phone destroyed by accused persons. The witness identified one photograph and stated that the seen of said photograph is the place where accused persons got filled petrol for Rs. 500/- to the car. The said photograph is marked as Exp3.

For want of production of properties and photographs at request of learned PP further examination deferred.

(Certify that deposition is dictated to typist in open court on computer directly)

R.O.I & A.C

IX Addl. District and Sessions Judge,
Bangalore Rural District, Bengaluru.

**IN THE COURT OF IX ADDL. DISTRICT AND SESSION
JUDGE, BANGALORE RURAL DISTRICT BANGALORE**

SC NO. 123/2018

C.W 2 Examined as P.W 2

WITNESS DULY SWORN ON 06-12-2018

DEPOSITION OF	Ningaraju
FATHER/ HUSBAND NAME	Late Ramaiah
AGE	25
OCCUPATION	Agriculture
RESIDENCE	Yadawani

EXAMINATION IN CHIEF BY P.P :

I had owned lorry bearing Rg No. KA-16-B-7703. CW1 was the driver of said lorry and he was doing driving work in the said lorry for the last 2 years. About 1 year back CW1 took me the said lorry for transporting the sand. After loading sand from Sarjapura CW1 parked the said lorry near Electronic city toll and he was sleeping the said lorry. CW1 at about 3 to 4 am in the morning informed me that some persons by hitting him and by showing knife took over the lorry. Thereafter I visited near Electronic city toll, where PW1 at that time and taken him to the Electronic city police station for the purpose of lodging complaint. Myself and CW3 together visited said place.

2. I came to know that said persons robbed Rs. 45,000/- belonged to me, DL, ATM card and mobile phone from PW1. After 3 to 4 days of the incident Electronic city police informed me about tracing of my lorry near the village of A1 at poultry form. The sand was unloaded near eucalyptus forest. My lorry registration number name of the board and colour has been changed by that time. I

had seen A1 in the police station. I have given statement to this effect. Subsequently I got released my lorry through court order.

For want of production of properties and photographs at request of learned PP further examination deferred.

(Certify that deposition is dictated to typist in open court on computer directly)

R.O.I & A.C

IX Addl. District and Sessions Judge,
Bangalore Rural District, Bengaluru.