

**IN THE COURT OF THE PRL. DISTRICT &
SESSIONS JUDGE, BANGALORE RURAL
DISTRICT, BANGALORE.**

S.C. NO.109/2016

C.W.19 EXAMINED AS P.W.9

Witness duly sworn on 27.11.2020

Deposition of	P.S.Ashok
Father's name	B.K.Srinivasaiah
Age	40 Years
Occupation	Security, JPMC, Marathalli
Residence	Madigeri, Varthur

**Examination-in-chief by Learned Public
Prosecutor:**

1. I know C.W.18.
2. During 2016, I was working as Security Guard at Forum Value Mall. At that time, the accused present before the Court came to Arrow Readymade Shop situated in Forum Value Mall. I saw him in the custody of police after two days of his first visit to Forum Value Mall. He came to Forum Value Mall and changed his cloth.

3. Police conducted panchanama in my presence in Arrow Readymade Shop. Now I see said panchanama, it bears my signature, hence, Mahazar is marked as Ex.P.14. and signature of witness is marked as Ex.P.14(a).

(At this juncture, further chief examination is deferred for want of property).

[The deposition of the witness is typed to my dictation in the open court]

R.O.I. & A.C.

(VENKATESH NAIK T.)
Prl. Dist. & Sessions Judge
Bangalore Rural District,
Bangalore.

WITNESS PRESENT, DULY SWORN ON 15.01.2021**Further Examination-in-chief by Learned Public Prosecutor :-**

4. I cannot identify clothes of accused, as I was outside the Mall as security. Now I see a sealed white cloth packet, It bears my signature on a chit affixed on a sealed cloth packet. Hence, said cloth packet is marked as M.O.6 and signature of witness is marked as M.O.6(a). At this stage, packed and sealed white cloth packet is opened in the open Court, it contains black jeans pant and shown to witness. Witness fail to identify the cloth.

(At this stage the learned Public Prosecutor seeks permission to treat the witness as partly hostile. Heard. Perused. Permission granted.)

Cross-examination by Public Prosecutor:-

5. It is true that, on 24.01.2016, accused of this case Sri.Sukabeer Singh lead Police to Forum Value Mall i.e., Arrow Showroom near Varthur Kodi. It is true that accused disclosed us that, he came to Arrow Showroom, changed his clothes in trial room and he wore newly purchased black colour pant in the trial room and thrown his blood stained pant in

the dustbin of said Showroom. I do not know, whether accused furnished black colour jeans pant to us on 24.01.2016 from dustbin of Arrow Showroom.

6. Question: Police have seized black colour jeans pant in my presence and put it in white cloth packet and sealed with seal and obtained my signature on a chit and affixed to said sealed cover. What do you say ?

Ans: Police have seized pant, but, I cannot say its colour.

7. The black colour pant now shown to me is jeans pant.

8. It is true that, as efflux of time, I cannot remember the colour of jeans pant.

Cross-examination by Sri.AJ, Adv. for Accused:

9. I cannot say the date of visit of Accused in our shop.

10. I am working as Security guard in front of gate of Forum Value Mall.

11. Accused entered the Mall, but, I cannot say that, in which Mall he entered. Now I cannot say the clothes worn by Accused on 24.01.2016.

12. Accused never disclosed me that, he went to Arrow shop and changed his cloth.

13. Police did not shown jeans pant to me, but, they shown sealed white cloth packet.

14. I do not know the contents of Ex.P.14 panchanama. I affixed my signature on Ex.P.14 at the instance of Police.

15. It is true that, Police have not conducted any panchanama in my presence.

16. It is true that, as I was working in front of the gate, what happened in Arrow showroom, now I cannot say.

17. It is false to suggest that, Accused never lead to Police and he never shown any pant in Arrow Shop and they never conducted any panchanama as per

Ex.P.14. It is false to suggest that, I am deposing false evidence.

Re-examination: NIL

[The deposition of the witness is typed to my dictation in the open court]

R.O.I. & A.C.

(VENKATESH NAIK T.)
Prl. Dist. & Sessions Judge
Bangalore Rural District,
Bangalore.