

**IN THE COURT OF THE PRL. DISTRICT AND
SESSIONS JUDGE, BENGALURU RURAL DISTRICT,
BENGALURU.**

SC.No.138/2021

CW.10 IS EXAMINED AS PW.4

WITNESS DULY SWORN ON 09-07-2025.

Deposition of	Pavan
Father's Name	Krishnamurthy
Age	25 Years
Occupation	Auto Driver
Residence	Ashraya Layout near BEL, Bengaluru

EXAMINATION-IN-CHIEF BY LEARNED PP:

The signature now shown to me in panch notice is my signature. As witness admitted it, said panch notice is marked as Ex.P.10 and signature of the witness is marked as Ex.P.10(a). I put signature to it in the afternoon about 3 years prior to my deposition in Byadarahalli Police Station. At the same time, I put signatures to each pages of two panchanamas as per Ex.P.5 and 6 now shown to

me. Signatures of witness in last page of Ex.P.5 and 6 are marked as Ex.P.5(b) and 6(b). At that time, PW.3 was also present. At that time, I have not seen A1 to A7 who are present before Court. At that time, nothing was seized in our presence. In this regard, I have not given any statement. I do not know the contents of Ex.P.5, 6 and 10.

(At this stage, learned PP prays to treat the witness as hostile. On perusal of records and the submission of learned PP, learned PP is permitted to treat the witness as hostile).

CROSS-EXAMINATION BY LEARNED PP:

2. It is true to suggest that myself and PW.3 were called to Byadarahalli Police Station on 23-01-2021 at about 11:00 am. I do not know that initially, Byadarahalli police have issued notice to us as per Ex.P.10 to become panch witnesses. I do not know that at the time of I putting signature to Ex.P.10, A2 to A7 who are present before Court were in the Police Station. It is false to suggest that CW.23 has introduced A2 to A7 to me and PW.3.

3. It is false to suggest that at that time, CW.23 in our presence has made search of A2 to A7 and totally obtained Rs.1,30,000/- i.e., Rs.20,000/- from A3, Rs.13,000/- from A4; Rs.25,000/- from A5; Rs.23,000/- from A7; Rs.23,000/- from A6 and Rs.30,000/- from A2. I do not know that at that time, two helmets were shown, A4 told that one of those helmets was being used by him and another helmet was being used by another accused. I do not know that A4 had shown a key and told that said key was being used by him pertaining to Deo Bike bearing Reg.No.KA-02-KB-5755. I do not know that A3 had shown a key and told that said key was being used by him pertaining to Deo Bike bearing Reg.No.KA-04-JZ-1523. I do not know that A2 had shown a key and told that said key was being used by him pertaining to TVS Entrag Bike bearing Reg.No.KA-02-KC-2357.

4. I do not know that A4 had shown the bike and told that he was using said bike with model Deo bearing Reg.No.KA-02-KB-5755. I do not know that A3 had shown the bike and told that he was using said bike with model

Deo bearing Reg.No.KA-04-JZ-1523. I do not know that A2 had shown the bike and told that he was using said bike with model TVS Entrag Bike bearing Reg.No.KA-02-KC-2357. I do not know that all the above said cash, three vehicles and keys were seized by CW.23 under panchanama as per Ex.P.5. I do not know that the panchanama was drafted in Laptop and photographs were taken and then those photographs were inserted in the panchanama and then, its printout was taken. It is false to suggest that all the above acts were done in my presence and by knowing the contents of Ex.P.5, I had put signature to it.

5. It is false to suggest that in this regard, I have given statement as now read over to me before IO. Said statement is marked as Ex.P.11 for convenience.

6. It is false to suggest that on 24-01-2021, again myself and PW.3 were called to the Police Station. It is false to suggest that at that time, A2 to A7 have taken me, PW.3, I.O and Police Escorts in Police vehicle and A2 to

A7 have told to stop the vehicle at KLE College, Muddanapalya road near BMTC workshop at Challaghatta NICE road underpass Hosabhyranahalli Kommaghatta at Vishveshwaraiah Layout and they get down from the vehicle and took us to a mud road and they entered a drainage and took out two longs, a sickle and a knife and then A6 has identified the knife as by using it, he assaulted the worker at Ninjacart; A3 had shown the long and A4 had shown the sickle and they told that they used those weapons for commission of offence and they have also shown another long and stated that it was being used by A1 for commission of the offence. I do not know that all the above articles were put in separate white cloth bags and tied them and sealed them with English letter 'B' and also pasted the chits containing our signatures. The signatures now shown to me on the chits pasted on white bags of the weapons produced in this case are not my signatures.

7. I do not know that accused persons have made search in the bush on northern side of the said drainage

and produced a bag and three mobile phones and stated that those articles were snatched by them at Ninjacart and those mobiles were of VIVO Company of blue colour mobile; Redmi Company's blue colour mobile and POCO Company's android mobile and there were 30 bills in handwriting in the bag. I do not know that the photographs now shown to me are the photographs of seized vehicles taken at the time of seizure. I do not know that the mobile phones and bills now shown to me were seized under panchanama as per Ex.P.6. I do not know that said panchanama was drafted in Laptop from 04:00 pm to 05:30 pm., and inserted the photographs taken at the time of seizure of weapons, mobiles, bag and bills in said panchanama and then its printout was taken. It is false to suggest that at that time, I was present at that spot and put signature to panchanama as per Ex.P.6.

8. It is false to suggest that myself and PW.3 are visible in the photograph as per Ex.P.8 now shown to me. It is false to suggest that in this regard, I have given statement as now read over to me before IO. Said

statement is marked as Ex.P.12 for convenience.

9. It is false to suggest that A1 to A7 are my friends and only to safeguard them, I am deposing falsely.

**CROSS-EXAMINATION BY LEARNED COUNSELS FOR
A1 AND A3:**

Nil

**CROSS EXAMINATION: LEARNED COUNSELS FOR A2
AND A4 TO A7 ABSENT. HENCE, BY A2 AND A4 TO
A7 THEMSELVES:**

Nil

(The deposition of the witness is typed to my dictation in
the open court)

R.O.I. & A.C.

(Smt.Geetha K.B)
Prl. District and Sessions Judge,
Bengaluru Rural District,
Bengaluru.