

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

**SC.No.273/2023**

**CW.1 IS EXAMINED AS PW.1**

**WITNESS DULY SWORN ON 23-10-2024.**

Deposition of	Bharathi V
Husband's Name	Manjunath C
Age	34 Years
Occupation	House wife
Residence	Konadasapura, Bengaluru

**EXAMINATION-IN-CHIEF BY LEARNED PP:**

I know A1 to A5 present before Court. A3 is elder sister of my mother-in-law. A1, A3 and A5 are children of A4. A2 is daughter of A4. CW.2-Narayanamma is my mother-in-law. CW.7 is my husband. CW.3 is resident of the house which is situated opposite to my house. CW.4 to 6 came to work for construction of our house. A1 to A5 are residing near our house.

2. On 03-01-2022 in between 05:00 and 06:00 pm,

my mother-in-law had been to bring water from Public Water Tank. At that time, there was quarrel between CW.2 and A1 to A5. Hence, I had been to said place to bring back my mother-in-law. At that time, A1 and A4 abused me in filthy language by using the words 'ನಿಮ್ಮಪ್ಪ ನಿನ್ನನ್ನ ಇಚ್ಛೆಂಜು ಏನಾದರು ಮನೆ ಕಟ್ಟಿಸ್ತಾಯಿದ್ದಾರಾ' and the same abusing words are used even against my mother-in-law. A3 had repeated the same words to my mother-in-law. At that time, A2 caught hold my mother-in-law and assaulted my mother-in-law with hands and because of that the spectacles of my mother-in-law was broken. At that time, I pushed A2 to prevent the quarrel. At that time, A1 and A4 caught hold me. A3 assaulted on my back (backside of the neck) from backside. I cannot say from which weapon she assaulted me. Hence, I fall down. At that time, A2 kicked on right side of my abdomen. Villagers gathered at that spot and rescued us. Afterwards we had been to our house. Afterwards, on the same day at about 07:30-08:00 pm, I lodged the complaint. However, Police told us that they require medical documents. Hence, case was registered on the next day.

3. We were constructing 1<sup>st</sup> floor building on our house. At that time, we had put our Water Tank on the wall of our house and also on the wall of neighboring house, which belongs to A3. Because of that, already quarrel had taken place twice before this incident. 3<sup>rd</sup> time this incident had taken place.

4. Now I have seen the complaint lodged by me. It is written by my husband. I put my signature to it. Said complaint is marked as Ex.P.1 and my signature on it is marked as Ex.P.1(a). Because of the kick by A2, I am taking treatment even now. After assault, I lost consciousness for one second then I regained the consciousness. A1, A3 and A4 together pushed my mother-in-law to the wall and because of that, spectacles of my mother-in-law was broken and she sustained injury on her head. My mother-in-law was got admitted to the Hospital by my husband. Hence, I do not know the name of the Hospital. My mother-in-law had sustained bleeding injury on her head.

5. Firstly, I had taken treatment at Government

Hospital, K.R.Puram and then at Deepa Nursing Home, K.R.Puram and presently I am taking treatment at Sparsha Hospital, Yashwanthpura.

6. On 05-01-2022, Police came to our place and enquired the neighborers. On 05-01-2022 in the afternoon, Police came near the spot of incident and took my signature to panchanama now shown to me. Said panchanama is marked as Ex.P.2 and signature of the witness is marked as Ex.P.2(a). I have shown the spot of incident to Police. I do not know what Police did afterwards.

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

**CROSS-EXAMINATION BY LEARNED PP:**

7. It is true to suggest that A1 and A2 abused my mother-in-law in filthy language and assaulted on her head with iron rod. Said iron rod is the iron rod now shown to me. As witness admitted it, said iron rod is marked as MO.1. It is true to suggest that afterwards, A3 and A4

together pressed the neck of my mother-in-law. It is false to suggest that at that time my mother-in-law had lost her consciousness. It is true to suggest that at that time I became afraid and screamed loudly. It is true to suggest that at that time my neck was pressed and assaulted on me.

8. I do not know that at that time, accused persons have taken Mangalyam chain weighing 150 grams and another chain weighing 50 grams but, they were lost in that incident. It is true to suggest that to murder my mother-in-law, accused persons have assaulted with iron rod on my mother-in-law. It is true to suggest that in this regard I have given further statement on 06-01-2022. I do not remember that panchanama was drawn on 04-01-2022 and not on 05-01-2022. It is true to suggest that I have shown the iron rod which was lying on the spot of incident to the Police that it was used for assaulting my mother-in-law. It is true to suggest that A5 instigated A1 to A4 to commit the offence. It is true to suggest that the photograph now shown to me was taken at the spot of incident at the time of drawing up of panchanama.

9. Said photograph is marked as Ex.P.3 subject to production of CD and Certificate U/s 65-B of Evidence Act. It is false to suggest that I have stated before my husband to note down in the complaint that there is ill-will between us and accused since 15 years, because I do not know about it. My husband knew it and he might have written it voluntarily.

10. It is true to suggest that about 10 days prior to lodging up of complaint, accused persons came near our house and threatened on the life of my mother-in-law and my husband. I do not know that when my mother-in-law and husband were going on the way, accused persons were threatening on their life with dire consequences. It is true to suggest that after the incident I called my husband through phone. It is true to suggest that my husband had taken me and my mother-in-law to K.R.Hospital. It is true to suggest that the Doctor at K.R.Hospital advised to take treatment at higher Hospital to my mother-in-law and hence, she was shifted to Arogya Hospital. It is true to suggest that the Doctor at Arogya Hospital told that the blood clotted in the

head and she sustained grievous injury. It is true to suggest that by narrating all the above facts, I have lodged the complaint.

11. It is true to suggest that because of assault to the head of my mother-in-law, her clothes were bloodstained. On that day, my mother-in-law had worn saree. It is true to suggest that it was given by my husband to the Police. I can identify the saree, which was worn by my mother-in-law on that day.

(As per request of learned P.P., the intact sealed bag is opened in presence of accused and learned counsel for accused)

12. The saree now shown to me was worn by my mother-in-law on that day. As witness identified it, it is marked as MO.2.

13. It is true to suggest that on that day the blouse worn by my mother-in-law was also bloodstained and it was also handed over to the Police.

(As per request of learned P.P., the intact sealed bag is opened in presence of accused and learned counsel for accused)

14. The blouse now shown to me was worn by my mother-in-law on that day. As witness identified it, it is marked as MO.3.

**CROSS-EXAMINATION BY ADVOCATE FOR ACCUSED:**

Cross examination deferred to afternoon session, as Court time over.

(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.

WITNESS RECALLED IN THE AFTERNOON SESSION AND  
DULY SWORN ON 23-10-2024.

**CROSS-EXAMINATION BY SRI.YNR ADVOCATE FOR  
ACCUSED:**

Advocate prays time without reason. Hence, prayer is rejected and cross examination is taken as 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.