

**IN THE COURT OF THE PRL. DISTRICT AND SESSIONS
JUDGE, AT:: CHIKKABALLAPURA.**

ID : 23/2016

MW: 1

Duly Sworn on 14.03.2025.

Examination in Chief by Sri. KNG Advocate for second party:

I have filed affidavit in lieu of my examination-in-chief. The contents of the affidavit are true and correct.

2). Now I see the report submitted by me in regard to the unauthorized absent of first party and the same is marked as Ex.M1 and my signature as Ex.M1(a). Call notice is marked as Ex.M2. Articles of charges is marked as Ex.M3. Acknowledgment addressed to the first party is marked as Ex.M4. Appointment of the enquiry officer is marked as Ex.M5.

(The enquiry notices issued to the first party, acknowledgment, the proceedings of the order sheet of the enquiry officer is not marked in view of the findings on the issue no.1 as negative and also the Honorable High Court of Karnataka, Bengaluru in its order as held that the domestic enquiry is not fair and proper).

Witness volunteers that, he is aware of the enquiry proceedings initiated against the first party and the documents pertaining to the enquiry proceedings.

3). Now the witness sees the first party letter for seeking permission to report to the duty along with the copy of the Medical certificate list consisting of two pages are collectively marked as Ex.M6.

(Similarly the findings of the enquiry officer is also not marked as the same is not relevant for adjudication of the matter in dispute in view of the findings of the Honorable High Court of Karnataka,

Bengaluru as referred above).

4). Now I see the 2nd show cause notice and the same is marked as Ex.M7. Reply to the second show cause notice is marked as Ex.M8. The order of dismissal along with copy of the Cheque bearing No.128036 dated 22-09-2015 for Rs.15,290/- consisting of four pages are collectively marked as Ex.M9. History sheet relating to unauthorized absent is marked as Ex.M10.

Now I see the order sheet of the enquiry officer along with two acknowledgments and the same is not marked as it is not necessary for the adjudication of the matter in dispute in view of the findings of the Honorable High Court of Karnataka, Bengaluru.

5). History sheet relating to Pilferage cases is marked as Ex.M11.

Cross examination: Deferred on request.

(Typed to my dictation in Open Court)

R.O.I. & A.C.

Sd/-

(N V BHAVANI)

Prl. District and Sessions Judge,
Chikballapura.