

PW : 1

Witness present and duly Sworn on 08.01.2026.

Cross examination by Sri. KVB Advocate for respondent:

1. Myself is not the director or trustee of respondent Vidya Kalabivruddi trust. It is true to suggest that my father has filed suit before this court vide OS No.3/2022 against the respondents. It is true to suggest that during the pendency of OS No.3/2022 my father was died. It is true to suggest that thereafter I have filed application to come on record and to represent the said suit. It is true to suggest that I am aware of Bylaw of the trust. To the suggestion that in case of death of any trustee, his Lrs shall give representation to the trust within six months to become the trustees, witness deposed that others have become the trustees even after the said period. It is true to suggest that on 30-01-2024 I have filed application before this court to come on record. My father was died on 15-08-2023. To the question that, when you have filed the application before the trust witness deposed that he has filed after one year.

2. It is true to suggest that since, I have filed the application after laps of six months, the trust had issued endorsement stating that, it is not possible to consider the your application. It is false to suggest that since, I have not filed application as pe Bylaw, I am not entitled to institute the suit against the trust. Witness volunteers that trust deed was amended against to the Bylaw. During his life time my father was working as secretary of trust. It is false to suggest that during his tenure my father was taken away the trust documents. To the suggestion that, since my father was committed fraud on the trust he was moved from the trust and trust deed was

*amended, witness deposed that, when he was fell ill, without his knowledge trust was amended by the respondents. It is true to suggest that my father was attending the case before the court till his death in OS no. 03/2022. To the question that while you have filing application before this court you are aware that, you have to file application before the trust within six months, witness deposed that, it was not stated by the respondents. In this respect I came to know in the year-2024 and thereafter I have filed application. Now I am unable to say the date of filing of application before the trust. It is false to suggest that in order to harass the respondents I have filed this petition.*

***R-2 and his counsel are absent. Hence, cross of PW-1 by R-2 is taken as nil.***

**Re-examination: Nil.**

*(Typed to my dictation in the Open Court)*

R.O.I. & A.C.

**Sd/-**

**(T. P. Ramalinge Gowda)**  
Prl. District and Sessions Judge,  
Chikballapura.