

**IN THE COURT OF THE XLVII ADDITIONAL CITY CIVIL
AND SESSIONS JUDGE AND SPECIAL JUDGE FOR CBI
CASES AT BANGALORE CITY**

Spl.C.C. No. 55/2020

NAME	Prakash	CW-85
FATHERs NAME	Shivanna	PW-51
AGE	58 years,	Duly sworn on 17-02-2022
OCCUPATION	Dy.S.P., I.G.P. Office,	
RESIDENCE	Bengaluru.	

**EXAMINATION IN CHIEF BY THE LEARNED
PROSECUTOR:**

(1) During April 2008 to June-2011, I worked as Police Inspector at Bengaluru Rural Lokayuktha. On 7-7-2009, the S.P., Lokayutha has deputed me to make search and handed over the Search warrant in Cr. No.16/2009. Accordingly, on next day morning at about 6:20 am., myself and Panchas had been to the house of accused situated at Door No.1, Lake View Apartment, Bengaluru. We have shown the Search warrant to the lady who opened the door. The accused came and we introduced ourselves. I informed the accused that, a case was registered against him and asked him to cooperate to conduct search. I shown search

warrant to the accused and obtained his signature. Myself, my staff and Panchas ourselves conducted personal search.

(2) Thereafter, we started to search the house. We prepared list of articles such as ornaments, documents, silver articles, cloths and other things belong to accused and others. I questioned about the ownership of the house. The accused informed that, he leased out the house for Rs.32,00,000-00 in the name of his daughter Ureka. Then I called Goldsmith to test, weigh and value the gold and silver ornaments. I conducted the search as per the procedure without violating any rules. I furnished the copy of search list to the accused. Thereafter I returned to the Office along with Panchas. The search warrant is marked as Ex.P-414. The search list with Mahazar is marked as Ex.P-415. The signature of witness is marked as Ex.P-415(a). I returned the Search warrant with list to the Court. I submitted the report to S.P.

(3) The S.P. has given direction to make investigation in the case. The letter is marked as Ex.P-416.

I submitted P.F. regarding seizure of articles from the house of accused during search. The PF is marked as Ex.P-417. The P.I., Mandya CW-84 submitted Seizure Mahazar regarding search of house and other properties of accused at Haddinakallu village, Mandya district.

(4) I made letter correspondence to various departments to obtain certificates regarding income, expenditure of accused family. On 10-7-1999, I recorded the statements of CW-2 to 7. The Manager of The Club has furnished the information regarding the membership of accused in the Club. The said document is marked as Ex.P-418. The signature of witness is marked as Ex.P-418(a). The letter written to Secretary, Basavanagudi Union and Service Club, Bengaluru seeking information of accused membership of the Club. The said letter is marked as Ex.P-419. Signature of witness is marked as Ex.P-419(a) and information furnished by Basavanagudi Union and Service Club, Bengaluru is marked as Ex.P-420 and signature of witness is marked as Ex.P-420(a).

(5) On 9-7-2009, I conducted search in the office of accused situated at 3rd floor, Market area, J.C.Road, Bengaluru. At that time of search the accused was not present in the office. I have not seized any document in the office. In this regard I have drawn the Mahazar in the presence of Panchas as per Ex.P-2. The witness identifies his signature in Ex.P-2 and the same is marked as Ex.P-2(b).

(6) On 15-2-2010, I wrote a letter to Excise Commissioner, Bengaluru seeking information regarding the salary details of accused. As per Ex.P-44, the Commissioner, Excise department had furnished the salary details of the accused for the year 2000-01 to 2008-09. The signature of the witness is marked as Ex.P-44(b). As per Ex.P-45, the details of accused are furnished.

(7) On 28-3-2011, I wrote a letter to Assistant Executive Engineer, PWD seeking valuation of building of the accused house situated at Vijayanagar, Bengaluru. On 12-4-2011, the PWD has furnished the Valuation certificate

of the building. The letter is marked as Ex.P-421, signature of witness is marked as Ex.P-421(a). Report submitted by PWD marked as Ex.P-422, signature of witness marked as Ex.P-422(a).

(8) On 9-5-2011, I wrote a letter to Assistant Executive Engineer, Electrical seeking information regrading electric connection given to the house of accused. The BESCOM has given information. The letter is marked as Ex.P-423. The information furnished by BESCOM is marked as Ex.P-424, signature of witness is marked as Ex.P-424(a).

(9) On 9-5-2011, I wrote a letter to Assistant Executive Engineer, BWSSB, Bengaluru seeking information regarding the water connection given to the house of accused. The BWSSB has given information. The letter is marked as Ex.P-425. Information along with annexures marked as Ex.P-426. Signature of witness is marked as Ex.P-426(a).

(10) On 8-10-2010, I wrote a letter to BBMP seeking tax details of accused house. The BBMP has furnished the Tax details of the year 2010-11, Tax paid receipts and past property tax payments of the year 2001-02 to 2005-06. Letter is marked as Ex.P-427. Signature of the witness is marked as Ex.P-427(a). The information and its enclosures are marked as Ex.P-428. Signature of witness is marked as Ex.P-428(a).

(11) On 7-5-2011, I wrote a letter to BBMP seeking information of the accused old house situated at Vijayanagar, Bengaluru. The BBMP had furnished the details of the site, tax paid receipts. The letter is marked as Ex.P-429. The information and its annexures are marked as Ex.P-430, signature of witness is marked as Ex.P-430(a).

(12) On 7-5-2011, I wrote a letter to Sub-registrar, Kengeri seeking information of the site, V.P. katha No.179 situated at Halagevaderahalli village, Kengeri belonged to accused. The Sub-registrar has given information. The letter already marked as Ex.P-73. The reply furnished by the

concerned alongwith copy of E.C. and Sale deed, which were already marked as Ex.P-74 to 76. The signature of witness is marked as Ex.P-74(a).

(13) On 15-9-2010, I wrote a letter to Sub-registrar, Kengeri seeking information of the property site, V.P. katha No.179 situated at Halagevaderahalli, Kengeri belonged to accused regarding of payment of stamp duty, registration charges. The Sub-registrar has given information. The letter already marked as Ex.P-81. The reply furnished by the concerned along with certified copy of the of the sale deeds, which were already marked as Ex.P-82 to 84.

(14) On 15-9-2010, I wrote a letter to BBMP seeking information of the property standing in the name of Sharada, the wife of accused. The concerned authority has given information along with Tax paid receipt. The letter already marked as Ex.P-371. The reply furnished by the concerned alongwith copy property tax, which were already marked as Ex.P-372 to 374. The signature of witness is marked as Ex.P-374(a).

(At this stage witness pleaded inability to give evidence as he has deputed to other work. Hence, adjourned)

(Typed to my dictation by the Typist directly on Computer as deposed by the witness in the open Court.)

R.O.I & A.C.

(E.CHANDRAKALA)

XLVII A.C.C. & S.J.,
& Special Judge for CBI Cases,
(CCH-48), Bengaluru.