

IN THE COURT OF II ADDL. DISTRICT AND SESSIONS
(SPECIAL) JUDGE MANGALURU, D.K.

Sessions Case: 93/2014

C/w

Sessions Case: 99/2014

PW: 4 (CW: 6)

Witness present and Duly Sworn on: 24.09.2025

Deposition of	:	Harishchandra
Father/Husband Name	:	Lokayya Karkera
Age	:	54years
Occupation	:	Fishing
Resident Of	:	Meenakali, Baikampady, Mangaluru.

Examination in Chief by Public Prosecutor:-

1. I knew deceased Gangadhara Pangal. I know PW.1 to PW.3, CW.5, CW.7 to CW.14. I know Accused Nos.1 to 4 who present before the court.

2. I know case details. I know Gangadhar Pangal as he used to pray Madhu before Daiva. The police have enquired me in this case.

3. On 13.05.2014 and 14.05.2014, Gangadhar Pangal came to Mooluru to attend Kola and Thambila. On 14.05.2014, while Thambila was going on, at 10.15 p.m. I

came out, at that time Harish Baikampady and Sathish Baikampady came in car bearing Reg.No.KA-19-MD-9146 and made an enquiry with me if Gangadhar Pangal came to attend Thambila function, I told them Gangadhar Pangal was in function. By that time Sathish received a call, hence they proceeded towards car, thereafter I went to the function. The Thambila function was concluded around 11.30 p.m. After the function, deceased Gangadhar Pangal, PW.2-Yadhava Puthran and PW.3-Nayana went in car. After some time, the car of Sathish Baikampady and Harish Baikampady proceeded.

4. At 6.00 a.m. on 15.05.2014, I received a call from PW.1-Naveen Shriyan who told Gangadhar Pangal met with an accident near Beverage center on Meenakali road. I went to spot along with our community (Mogaveera Samaja) people at 7.00 a.m. Police were present and protected the spot by erecting barricades. I noticed Scooter bearing Reg.No.KA-19-EH-8393 belongs to Gangadhar lying on the spot. I also noticed blood traces, damaged parts of vehicle. I noticed scooter was dragged for about 200 meters and Scooter was lying under a tree.

5. On 16.01.2014, villagers have filed complaint. Sathish Baikampady and Harish Baikampady have expressed in the village they would do something to Gangadhar Pangal. They were telling the above as their membership was removed from

Mogaveera Samaja. There was some financial embezzlement done by Sathish Baikampady in Mogaveera School of the village. Sathish Baikampady and Harish Baikampady also expressed their opinion before Rohith Kunder – CW.9 that they would do something to Gangadhar Pangal one day.

6. I can identify car in which Sathish Baikampady and Harish Baikampady came to Mooluru. Witness identifies car in Ex.P25-Photograph. I can identify Scooter of Gangadhar Pangal. Witness identifies Scooter in Ex.P12-Photograph.

Cross-examination by Sri. RKG Advocate for accused Nos.1, 3 and 4:-

7. I am brother-in-law of Yadhav Puthran sister.

8. In the year 2014, I was working as a supervisor in MCF. I was working under PW.2-Yadhava Puthran. CW.9-Rohith Kunder was also working along with me under PW.2-Yadhava Puthran.

9. I am residing at Meenakali Baikampady. The distance between our house and house of Gangadhar Pangal is around 200 meters. I was not committee member in Mogaveera Mahasabha, Gopalakrishna Bhajana Mandali and School building committee. I had no knowledge over affairs of aforesaid committees. Since One year before the incident, I

had knowledge that financial embezzlement was done in aforesaid committee. I came to know before Five months of the incident that Sathish Baikampady and Harish Baikampady expressed in the village to do something to Gangadhar Pangal. I have not stated before the police, from whom I came to know about the aforesaid fact. I have not disclosed the aforesaid fact before Gangadhar Pangal, PW.2-Yadhava Puthran or to our Samaja. I did not think after hearing aforesaid fact there was threat to the life of Gangadhar Pangal. I did not come to know any development with respect to statement of Sathish Baikampady and Harish Baikampady in the village.

10. On 16.05.2014, CW.9-Rohith Kunder told that Sathish Baikampady and Harish Baikampady expressed before him they would do something to Gangadhar Pangal. I have not stated this fact before the police. It is false to suggest that on the instigation made by Yadhav Puthran to give trouble to the accused, I am deposing Rohit Kunder told me Sathish Baikampady and Harish Baikampady expressed before Rohit Kunder they would do something to Gangadhar Pangal.

11. On 16.05.2014, I and our villagers, CW.8, CW.10, CW.9, CW.13, CW.14 and CW.11 lodged complaint before the police. Gangadhar Hosabettu was not present in police station along with me on 16.05.2014. It is false to suggest that after 20.05.2014, PW.2, CW.8 and CW.10 took me and others and

created our statements and made us as witnesses in the case.

12. On 13.05.2014, I stayed in Mooluru after attending Kola function to attend Thambilu function on 14.05.2014. So many family people attended both the functions. Other than family members, neighboring villagers also attended those functions. No invitation was printed to invite people for the function. No extra lighting arrangement was made. Food arrangement was made in the house. A particular family had made aforesaid arrangements. The said family spent money towards to the function. No separate account was maintained, after spending money the expenses was collected from the family members.

13. Gangadhar Pangal attended function on 13.05.2014, on that day he went to house, again on 14.05.2014, came to attend the function. On 14.05.2014, in the evening around 7.00 p.m. he came. The Thambilu function commence at 8-8.30 p.m. No extra wearing for the said function.

14. At 10.15 p.m. I alone came out of the house wherein function was conducted. I came around 100mtrs. Along with Sathish Baikampady and Harish Baikampady, no one was present. I had no mobile with me at that time. I was there for about 5 minutes. I did not reveal about enquiry made by Sathish Baikampady and Harish Baikampady with Gangadhar

Pangal or Yadhava Puthran.

15. Around 12.00 midnight, Gangadhar Pangal, Yadhava Puthran and Nayana left Mooluru. After 10 minutes Gangadhar Pangal left, the car of Sathish Baikampady and Harish Baikampady proceeded. Some family members were present when Gangadhar Pangal left the village. Around 20 people were present. Vinod, Rakesh, Gayathri, Niladhar, Ashwini, Ashoka, Rajesh Puthran-CW.7, Kamalakshi etc,. At that time I did not suspect, hence I did not tell to anybody about following car by Sathish Baikampady and Harish Baikampady. On that day CW.7-Rajesh Puthran stayed in the village. Rajesh Puthran did not discuss anything with me on that day. It is false to suggest that on 13.05.2014 and 14.05.2014, no function was celebrated in Mooluru.

16. **Que:-** Since you had no phone with you, to which phone PW.1 called in the morning on 15.05.2014?

Ans:- On 15.05.2014, in the morning PW.1 called to mobile of Leeladhar (my brother's son-in-law).

17. It is false to suggest that first time I am deposing Leeladhar was present in Mooluru and to his phone PW.1 called. It is false to suggest that I have deposed all the aforesaid facts to help PW.2-Yadhava Puthran and harass the accused.

18. It is false to suggest that on 14.05.2014, Sathish Baikampady and Harish Baikampady did not come near function place, did not make enquiry with me about presence of Gangadhar Pangal in the function. It is false to suggest that after Gangadhar Pangal left the village in the car, Sathish Baikampady and Harish Baikampady did not follow Gangadhar Pangal in their car. It is false to suggest that Yadhava Puthran had no car with him at that time.

19. I came to spot around 6.30 a.m. on 15.05.2014. I, CW.8-Vasudeva Salian, CW.10-Vasanth Amin, CW.9-Rohith Kunder, CW.7-Rajesh Puthran, CW.14-Anand Kukyan, CW.13, Anand Poojary, PW.1-Naveen Shriyan came to the spot. We all joined at Gopalakrishna Bhajana Mandali in Baikampady and came to spot. The distance between spot and Gopalakrishna Bhajana Mandali is around 400mtrs. At that time Yadhva Puthran was in the hospital. 3-5 police personnel were present. Bharati-PSI was also present. We were on the spot for about 10-15 minutes. At that time police did not prepare any document in our presence. No one was permitted to enter seen of spot. Scooter was lying. Now I do not remember direction in which scooter was lying. Back number plate of scooter was on the scooter. It is false to suggest that I did not see Scooter bearing Reg.No.KA-19-EH-8393 on the spot.

20. Thereafter I did not visit spot. I visited police station

twice. I went along with villagers.

21. It is false to suggest that Sathish Baikampady and Harish Baikampady did not misuse fund of Mogaveera Samaja, School building Committee. It is false to suggest that they were not removed from the membership of Mogaveera Samaja. It is false to suggest that I am deposing this fact on the instigation of PW.2, CW.8 and CW.10.

22. It is false to suggest that, Sathish Baikampady did not receive call when I came out from the function.

23. It is false to suggest that, Sathish Baikampady and Harish Baikampady had no grudge against Gangadhar Pangal.

Cross-examination by Sri SPAM for Advocate for Accused No.2:-

Adopts the aforesaid cross-examination.

Re-examination: Nil.

(Computerized to my dictation in the open court)

ROI & AC

II Addl District and Sessions Judge,
Mangaluru, D.K.