

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:7 (CW: 9)

Witness present and Duly Sworn on: 25.09.2025

Deposition of	:	Rohith Kunder
Father/Husband Name	:	Veerappa Kunder
Age	:	54 years
Occupation	:	Supervisor, MCF.
Resident Of	:	Meenakaliya, Baikampady, Mangaluru.

Examination in Chief by Public Prosecutor :-

1. I knew deceased Gangadhar Pangal. I know PW.1 to PW.6, CW.5, CW.10 to CW.14. I know Accused Nos.1 to 4 who present before court.

2. Sathish Baikampady was president of Baikampady Mogaveera Mahasabaha in the year 2013, working Secretary of Gopalakrishna Bhajana Mandali and President of High School Building Committee.

3. On 15.05.2014, around 5.30-6.00 a.m. I came to know about death of Gangadhara Panal who met with an

accident. Around 6.00 a.m. I went to spot. Shawl of Pangal, blood traces, vehicle was dragged for some distance, radiator guard, indicator pieces and in a distance of 200 meters scooter bearing Reg.No.KA-19-EH-8393 of Gangadhar Pangal were lying. On seeing the above, I thought Gangadhar did not die on account of real accident, he died for some other reason.

4. With respect to misuse of funds of School building, Sathish Baikampady, Harish Baikampady and Bhaskar Baikampady were suspended from the membership of Baikampady Mogaveera Mahasabha. All the three persons used to tell before me they would see the fate of Gangadhar Pangal as Gangadhar Pangal was reason for expelling them from the Mahasabha.

5. For the aforesaid reasons, we thought the aforesaid three persons might be the reason for death of Gangadhar Pangal.

6. I can identify Scooter, shawl, indicator pieces, radiator guard. Witness identifies Scooter in Ex.P12-Photograph. Witness identifies MO.1, 3 and 6.

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

7. PW.6, our President gave information about death of

Gangadhar Pangal. I was member of committee at that time. I was also member of committee when Gangadhar Pangal was President. Gangadhar Pangal was President for the period 2008 to 2012. After the term of Gangadhar Pangal, Sathish Baikampady was President. I was not member in the committee when Sathish Baikampady was President. After the term of Sathish Baikampady, I was included as member of the committee and I was in the committee till 2019.

8. When Gangadhar Pangal and Sathish Baikampady were Presidents of Baikampady Mogaveera Mahasabha, Vasudeva Salian PW.6 was Secretary of Sub-committee of Gopalakrishna Bhajana Mandali. He was not in sub-committees of School Building.

Que:- I put it to you various institutions have felicitated Sathish Baikampady considering his social work?

Ans:- As per my knowledge one institution felicitated him.

9. Gangadhar Pangal was only Honorary President of Gopalakrishna Bhaja Mandali and not in School Building Committee. When I was in committee, accounts of Gopalakrishna Bhaja Mandali was submitted to Baikampady Mogaveera Mahasabha. Account of School Building Committee was not submitted. Every year Audit will be conducted in Baikampady Mogaveera Mahasabha.

10. Gopalakrishna Bhaja Mandali building construction expenditure was above 1 crore. School Building construction expenditure was around 1 crore. Both the funds were collected from Samaja and Public by issuing receipts. In all the three committees, Treasurers were present. The accounts papers will be with Treasurer.

11. Gopalakrishna Bhaja Mandira building was inaugurated in January 2011. During said function Gangadhar Pangal and Sathish Baikampady were felicitated.

12. In 2012, ground floor of school building was inaugurated. During inauguration of ground floor school building, I was not in committee.

13. In 2012-13, I came to know about misuse of funds of School Building Committee. I came to know the said fact in Mahasabha. Fund pertaining to Gopalakrishna Bhaja Mandira building was not misused. With respect to misuse of funds of School Building, allegation was not against all the committee members. In the Mahasabha, total amount of misuse was not discussed. Members of the Samaja have raised about misuse of fund.

14. The accounts pertaining to ground floor of school building was not submitted. 1st and 2nd floor of school building

was completed and inaugurated in the term of Vasudeva Salian. I was in the committee during that time. So for as ground floor of school building, account was not cleared. So for as first and second floor of the school building account was completed. With respect to misuse of fund of School building, no action was taken except suspending Sathish Baikampady. No written complaint was filed by any of the members/donors of the Samaja about misuse of fund of the school building committee.

15. Apart from suspension, a complaint was lodged to the police. Quantum of amount of misuse is not mentioned in the complaint. Committee lodged complaint. President, Secretary and Treasurer lodged complaint in Panamburu Police Station. I do not know what action was taken on the complaint and stage of the complaint.

16. Shri. Rmanjaneya Temple Building inauguration was held when Sathish Baikampady was President. Along with said building, community hall of Gopalakrishna Mandali was also inaugurated. I do not know what was amount spent for community hall.

17. Sathish Baikampady was suspended for misuse of fund. I was president in the Mahasabha on that day. It is false to suggest that Sathish Baikampady was not suspended as

stated by me. It is false to suggest that likewise Bhaskar Baikampady and Harish Baikampady were not suspended as stated by me. It is false to suggest that no fund was misused when Sathish Baikampady was President or Member of the committees. It is false to suggest that there was no animosity between Gangadhar Pangal and Sathish Baikampady, Harish Baikampady and Bhaskar Baikampady. It is false to suggest that to help PW.6-Vasudeva Salian, I am deposing false.

18. I, PW.2, PW.6, PW.5 and others are working in MCF since 2005.

19. Sathish Baikampady, Harish Baikampady and Bhaskar Baikampady told before me they would see the fate of Gangadhar Pangal. 4-5 months prior to the death of Gangadhar Pangal they told before me. I disclosed the said fact with PW.2 and PW.6. I did not come to know if PW.2 and 6 disclosed the said fact to Gangadhar Pangal. PW.2 told its common and asked me to neglect it. We have not taken any initiation with respect to this matter. Since these matters happening regularly in village, I did not think to lodge complaint personally. It is false to suggest that Sathish Baikampady, Harish Baikampady and Bhaskar Baikampady did not express they would see the fate of Gangadhar Pangal in my presence.

20. I alone went to spot at 6.00 a.m. Police and others were present. By the time I went to the spot, President had already left to the police station. 4-5 police personnel were present. Lady police officer was not present. Scooter was half lying under a tree. Key of the scooter was kept in dicky of the scooter. It is false to suggest that I did not see Scooter bearing Reg.No.KA-19-EH-8393. It is false to suggest that I also did not see other articles as stated by me. It is false to suggest that on 20.05.2014, PW.6-Vasanth Salian took me to police station, created my statement.

21. It is false to suggest that first time I am deposing before the court the offence was committed by accused person. It is false to suggest that accused persons have no nexus to the incident.

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.