

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

Sessions Case: 71/2021

PW: 1 (CW: 1)

Witness present and Duly Sworn on: 22.12.2025

Deposition of	:	Rajendra B
Father/Husband Name	:	Vittala B
Age	:	54 years
Occupation	:	PI, CCRB, Mangaluru.
Resident Of	:	Mangaluru.

Examination in Chief by Public Prosecutor :-

1. From September 2014 to November 2017, I had worked as PSI in Ullala P.S.

2. On 13.03.2015, at 8.00 p.m. when I was on rounds, I received a call from police station and told so many youth gathered at Ullala-Thokkottu Junction with respect to sexual assault made to a nursery child who is studying in Mangaluru-1 School by driver of Omini car. Immediately I and my staffs CW.2 and 3 went to Ullala-Thokkottu Junction. So many Muslim youth were protesting and raising slogans by obstructing vehicles on the road. I made an announcement through vehicle speaker asking them to leave the place as they

had assembled un-lawfully and creating nuisance to the public. Despite my announcement, they continued to do the same. Further they started to pelt stones to the public, vehicles and also to us. I sustained injury to head and back on accounting pelting stone on me. CW.2-Mohan sustained injury over shoulder and waist. CW.3-Kamalaksha sustained injury over hand and leg. To avoid further consequences, I and my staffs made lathicharge against the said persons. In the said assembly the persons known to me Zulfikar, Jabbar, Rafeeq, Hakeem @ Manafarooq and other unknown persons were present. On account of injuries received, I and my staff went to Netaji Hospital and took treatment and continued bandobasth duty as communal violence took place.

3. On 14.03.2015, after completing bandobasth work, went to police station, prepared report and registered case in Crime No.91/2015. I now see my complaint, it bears my signature. The same are marked as Ex.P1 and 1(a). I now see FIR, it bears my signature. The same are marked as Ex.P2 and 2(a). I sent an FIR to Jurisdictional Court through HC-1988 and to my Higher Officers. Since I was in bandobasth duty with respect to communal violence, there was delay in lodging the complaint.

4. I can identify the persons who were pelted stones and created nuisance on that day both known and unknown

persons. Today 8 accused persons present before the court. Witness states the names of persons known to him are not present today. All other 8 present before the court were on that day in the incident.

5. On 15.03.2015, I showed spot to CW.8-P.I. A mahazar was conducted between 12.30 and 1.15 noon by securing panchaas. From the spot four stones and glass pieces were seized. I now see Mahazar, it bears my signature. The same are marked as Ex.P3 and 3(a). I can identify stones and glass pieces. Five sealed cloth packets are produced, the same are permitted to be opened. Witness identifies Four stones and glass pieces. Four stones are marked as MO.1 to MO.4. Glass pieces together marked as MO.5.

6. On the same day, IO recorded my further statement.

Cross-examination by Sri. NB Advocate for Accused Nos.1 to 4, 10, 11 and 12:-

7. I have not stated the names of assailants before the doctor in the hospital. I gave information about the incident to the station at the time of incident. On the spot street light facility was available. On the spot 50-60 people gathered at that time. Vehicles were not permitted to move. After I visited spot, for about 10 minutes vehicles were stopped. I did not take permission from Higher Officers to make lathi charge. I,

CW.2 and 3 and police personnel who came in PCR vehicle were present at that time. We made lathi charge for 4-5 minutes till dispersing the mob. 2-3 persons received lathi blows. Now I cannot say who received lathi blows on that day. It is false to suggest that no such incident had taken place on that day. Our Government vehicle did not receive damages.

8. It is false to suggest that on the direction of Higher Officer, I am deposing the accused present today were also present in the mob. It is false to suggest that Zulfikar, Jabbar, Rafeeq, Hakeem @ Manafarooq were not present on that day. It is false to suggest that since others who are present before the Court, I am deposing they were present on that day. It is false to suggest that Zulfikar was admitted in Sahara Hospital, Thokkottu at 6.30 p.m. on that day. It is false to suggest that on 15.03.2015, at the instructions and directions on Higher Officers, I prepared false report and registered false case. It is true my signature is not forthcoming on the MO.Nos.1 to 5. It is false to suggest that MO.1 to 5 were created for this case in police station. It is false to suggest that I have created an artificial case and deposing false.

Cross-examination by Sri. BAB Advocate for Accused Nos.5 and 7:-

9. I have stated before the doctor in the hospital I sustained injury on account of stone pelting in mob. On the

same day PSI-Bharathi lodged complaint in relation to child abused. On that day sexual assault on minor child had taken place. In my complaint I have not named Harris and Arfan. During investigation, IO found out names of Harris and Arfan. I do not know how many days after the incident their names were found out. It is true a case was registered with respect to child abuse on 13.03.2015 in Crime No.86/2015. There were 50-60 persons involved in the mob. I have not given physical feature of all the persons involved in the mob. It is false to suggest that I have not received any injuries.

10. Case was registered at 4.35 p.m. on 14.03.2015. I gave information to police station about the incident over phone at the time of incident. I gave information to SHO and Inspector. To disperse the mob, we made lathi charge. I have not taken permission from Higher Officer for lathi charge. TIP was not conducted to identify 40-50 persons who were present at the time of incident. It is false to suggest that to protect myself from the lathi charge to the innocent people, I lodged complaint only on 15.03.2025. It is false to suggest that with respect to same incident and place, other cases are registered. Since the incident was taken place in a sudden movement, we have not taken necessary staff to record the incident in camera.

11. Bharathi was also PSI at that time in Ullala P.S. I

have good co-ordination with her. I do not know where Bharathi was present when I received information. I have mentioned about the information received in the dairy. May be I have mentioned complete details of my visit on the said date in Dairy. It is false to suggest that on that day I did not go to Thokkottu Junction.

12. It is false to suggest that whatever stated by me in chief examination is false.

Cross-examination by Sri. MK Advocate for Accused No.8:-

Adopts 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.