

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

Sessions Case: 88/2021

PW: 30 (CW: 38)

Witness present and Duly Sworn on: 18.02.2026

Deposition of	:	Prasanna M.S.
Father/Husband Name	:	Shankar
Age	:	39 years
Occupation	:	PSI, Karkala Rural P.S.
Resident Of	:	Karkala.

Examination in Chief by Public Prosecutor :-

1. From 11.10.2017 to 23.12.2021, I had worked in Bantwala Rural P.S.

2. On 02.02.2021, when I was SHO, PW.3 lodged complaint. I verified complaint and registered case in Crime No.22/2021. I now see Complaint Ex.P8, it bears my endorsement and signature. Signature of witness is marked as Ex.P8(b). I sent an FIR to Jurisdictional Court through PC-2451 and to my Higher Officers. I now see an FIR, it bears my signature. The same are marked as Ex.P53 and 53(a).

3. I handed over further investigation to CW.39-T.D.

Nagaraj. On the same day, the IO instructed me and my staffs for search of accused. When we were in search of accused, I got an information about accused, accordingly, we went to Area, Amtady Village. We apprehended Elma at 4.50 p.m., brought her to Circle Office and produced before CW.39 along with my report. I now see report, it bears my signature. The same are marked as Ex.P54 and 54(a).

4. I can identify Elma. Witness states Elma is not present. Counsel for Accused No.1-Elma files EP and submits no objection regarding identification.

5. When we were in search of other accused persons, on 03.02.2021, at 6.15 a.m. we went to Panemangalore bus stand on the information received and apprehended Charan and Sathish along with vehicle bearing Reg.No.KA-19-HF-0096 Hero company. We brought Charan and Sathish along with motorcycle to Circle Office and produced before IO at 6.45 a.m. along with my report. I now see Report, it bears my signature. The same are marked as Ex.P55 and 55(a). I can identify Sathish and Charan. Witness identifies Charan and Sathish.

6. On 13.02.2021, I collected viscera samples of deceased and provisional PME report from Medical Officer and handed over to IO.

7. On 08.04.2021, on the direction of IO and on the order passed by the Judicial Magistrate, I took PW.12 and CW.19 to District Jail, Mangaluru. I made a requisition to Superintendent of Jail to grant permission to take voice sample of Accused Elma and Sathish. Jail Superintendent granted permission and deputed staffs to assist us. Along with memo IO had given me transcript to be read over by Elma and Sathish. Accordingly, I handed over transcript to the Elma first to record her voice sample. I had taken Sony voice recorder along with 16GB SD card. I inserted SD card to Sony voice recorder. In the presence of panchaas I handed over transcript to Elma and asked her to read the transcript. She read transcript and the same was recorded by me in Sony Voice recorder. I recorded her voice three times. Same procedure was adopted to Sathish. I recorded voice of Sathish three times in the presence of panchaas. Accordingly, I prepared a mahazar in-detail and seized 16GB SanDisk SD card under the mahazar. I now see Mahazar Ex.P28, it bears my signature. Signature of witness is marked as Ex.P28(c). We returned to Circle office. I handed over mahazar and SD card to the IO. I can identify SD card. Witness identifies SD card Ex.P6.

Cross-examination by Sri. VRA Advocate for Accused Nos.1 and 2:-

8. Along with PW.3, his family members were present while lodging complaint. He brought complaint. It is true in

the complaint, the complainant states regarding information given by Violate and Jeevan Karlo. It is true in the complaint it is stated on 24.01.2021 evening, Violate saw Elma. In the complaint it is not forthcoming presence of Elma on 25.01.2021. In the complaint it is not forthcoming Jeevan Karlo did not state presence of Elma on 25.01.2021 and 26.01.2021. I have kept blank delay column in FIR.

9. It is false to suggest that on 02.02.2021, I and my staffs did not apprehend Elma. It is false to suggest that on 03.02.2021, we did not apprehend Charan and Sathish at Bus stand. My staff brought motorcycle from bus stand to Circle Office. It is false to suggest that CW.21 brought motorcycle to the police station.

10. It is false to suggest that I, panchaas and my staff did not visit Jail and did not take voice sample of Elma and Sathish. It is false to suggest that since I have not recorded voice sample, Jail Superintendent signature is not forthcoming in the mahazar. Witness states he has taken signature of staff of Jail on the mahazar.

Cross-examination by Smt. AN Advocate for Accused No.3:-

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.