

IN THE COURT OF
THE III ADDITIONAL DISTRICT AND SESSIONS JUDGE
D.K. MANGALURU

SC 76/2023

Name :	Dr.Jagadish Rao PP	PW : 16
Fathers Name :	P.R.Prabhakar Rao	CW : 16
Age	49 Years	
Occupation	: Prof and Head of Dept of Forensic Medicine and Toxicology, KMC, Mangaluru.	Duly sworn on 11.03.2026
Residence	Mangaluru.	

Chief-Examination by Learned Public Prosecutor:

I am working as Prof and Head of Dept of Forensic Medicine and Toxicology, KMC, Mangaluru from 2004 till this date and also working as Medicolegal consultant, Govt.Wenlock Hospital, Mangalore since 2004.

2. On 28.11.2022, at 3.30 pm, I received a requisition from Bajpe P.S Mangaluru in Cr.No. 143/2022 by W.P.C 797 Chaitrashree to conduct autopsy on the dead body of Mrs.Saritha, aged 39 years, female brought from Tenkaekkaru Village, as per the requisition I have conducted the autopsy at Govt District Wenlock Hospital Mortuary on 28.11.2022 from 3.30 pm to 5.00pm.

3. On external examination, the condition, wound position, size and character are as follows:

1. Dead body of an adult female, wheatish in complexion, moderately built and nourished, weighing 52kg and measuring 149cm in length.

2. Body cold and flaccid all over expect stiffness present in both the feet. Postmortem lividity present over the back, fixed. (Time since death estimated was approximately 18-20 hours prior to the conduction of autopsy)
3. Personal effects: Yellow colour leggings with blood stains, Black colored Karimani chain, yellow colored metallic nose stud and yellow colored ear stud in the right ear.
4. Both eyes were pale.
5. External natural orifices were unremarkable.

4. On examination, I found the following external injuries:

1. Obliquely placed split laceration, 4x1.5cm x bone deep, over front of left forehead.
2. Pressure abrasion, 2x1cm, over right side of face, 2cm away from right eye.
3. Pressure abrasion, 1.5cm x 1cm, over right side of chin.
4. Abraded contusion with diffuse swelling, reddish-blue in color, 25x24cm, present over front, outer and back of right arm in its entire length. This injury is associated with underlying fracture-deformity of right humerus in its upper third.
5. Abraded contusion with diffuse swelling, reddish-blue in color, 38x24cm, present over front, outer and back of right thigh in its entire length. This injury is associated with underlying fracture-deformity of neck of right femur.
6. Patterned abraded contusion, reddish blue, 9x3cm, over front of right thigh in its middle third.
7. Abraded contusion with diffuse swelling, reddish-blue in color, 19x9cm, present over front, outer and inner aspect of right left in its entire length. This injury is associated with underlying fracture of

right tibia in its middle third.

8. Laceration, 2x1cmx bone deep, present over injury no.6, in its middle third.

9. Laceration, 1.5x1cmx bone deep, present over injury no.6, in its middle third.

10. Contusion, reddish-blue in color, 7x4 cm over front of left thigh in its upper third.

11. Abraded contusion, reddish-blue in color, 8x5 cm over front and inner aspect of left knee joint.

12. Contusion, reddish-blue in color, 7x4 cm over front of left leg in its middle third. This injury is associated with underlying fracture-deformity of tibia and fibula.

13. Multiple irregular gravel abrasions, 21x10 cm, over back of right forearm in its entire length.

14. Contusion with diffuse swelling, reddish-blue in color, 10x7 cm over back of left hand. This injury is associated with fracture-dislocation of left wrist joint and fracture of 1st Metacarpophalangeal Joint.

15. Fracture of left radius and ulna in its middle third.

16. Laceration, 2.5x0.5cm x bone deep, over back of left hand.

17. Contusion, reddish-blue, 23x8cm, over right upper back of trunk.

18. Multiple patterned linear abraded contusion, reddish-blue, 12x8cm over left upper back of trunk.

19. Contusion, reddish-blue, 19x11cm, over left lower back of trunk.

20. Multiple irregular gravel abrasions, 22x14cm, over right lower back of trunk.

21. Ant-bite marks (PM Abrasions), over left eye and cheek region.

22. Multiple ant-bite marks, 33x17cm, overlying injury no.5.

23. Multiple ant-bite marks, 20x14cm, overlying injury no.7

The injuries no.1 to 20 are antermortem in nature. Injuries no.21 to 23 are ant bite marks. Time since injury estimated was approximately less than 24 hours.

5. Cranium and Spinal canal – Scalp and skull are unremarkable, no evidence of fracture. Brain matter weight was 1196gm and no evidence of intracranial hemorrhages. Pale and edematous on cut section and spinal canal was unremarkable.

6. Thorax – Walls, ribs and cartilage: fracture of right 2nd to 6th ribs along posterior vertebral plane associated with intercostal muscle contusions. Fracture of left 4th-6th ribs along midclavicular plane. Pleurae was unremarkable. Larynx and Trachea was Mucosal pale. Right lung weighed 146gm, parenchyma pale and spongy on cut section. Left lung weighed 176gm, parenchyma pale and spongy on cut section. Heart weighed 168gm, Walls and valves unremarkable. Coronaries patent on serial cut section. Large vessels - Intima showed atheromatous streaks.

7. Abdomen: Walls, Peritoneum, small intestine and its contents, large intestine and its contents are unremarkable. Mouth, Pharynx and Oesophagus were mucosa pale. Stomach and its contents weighed 304gms and contained 250gm of partially digested food particles with no abnormal odour, mucosa was pale. Liver weighed 786 gms, parenchyma pale on cut section. Spleen weighed 78 gms, parenchyma pale on cut section and Pancreas was pale.

8. Genito – urinary organs – Right kidney weighed 66 gms, parenchyma pale on cut section. Left kidney weighed 70 gms, parenchyma pale on cut section. Bladder was empty and organs of generation, external and internal were unremarkable.

9. Muscles, bones and joints – The fractures /dislocations are described under description of external injury.

10. The following viscera was sent to RFSL Mangaluru for chemical analysis:

1. Entire stomach with contents and proximal 30cms of small intestine with contents.
2. Half of each kidney with 500gms of liver along with gall bladder,
3. 50ml of blood with 10gm of Sodium fluoride as preservative.
4. 50ml of sample preservative
5. two filter paper soiled with blood, air and dried for blood grouping

11. Portion of kidney was subjected to histopathological examination.

12. Based on the autopsy findings, I am of the preliminary opinion that the deceased died due to internal hemorrhage due to multiple corporal injuries (Contusions and fractures) sustained secondary to blunt force trauma. Final opinion as to the cause of death shall be furnished after the perusal of chemical examiner's and histopathological report.

13 Witness identifies the signature on the PM report dated 28.11.2022 as to preliminary opinion and the same is marked as **Ex.P14** and the witness signature is marked as **Ex.P14(a)**.

14. On 08.02.2023, I have received requisition from Bajpe PS. To examine the alleged articles and to give opinion as to the causation of the injuries. Hence, on 08.02.2023, I have examined 4 articles received by the Department of Forensic Medicine, KMC Mangalore

from Mr.Parasappa M of Bajpe P.S said to contain two wooden planks and two wooden reaper used by the accused in committing crime which were seized by the I.O labelled as Article, 1, 2, 3 and 10. All the articles were wrapped with white cotton cloth and sealed with wax embossed as RFSL Mangalore. All the seals were intact. Sample seal was sent along with the articles. The white cloth which was used for packing the articles had a paper label pasted with QR code and seal of RFSL, Mangalore. All the articles were marked as FLMS/BS/406/22 and signed by the Inspector of Police, Bajpe PS, Mangalore.

15. The article No.1 was Broad wooden Plank weighed 2.436 kgs, article no.2 was also the Broad wooden plank weighed 2.145kgs and article no.3 was the Flat Wooden reaper weighed 370gms and article no.10 was the flat wooden reaper weighed 341gms. The dimensions and the other features and the descriptions has been mentioned in detail in my report given. The properties of these weapons and its probability of causing injuries similar to the injuries described in the PM report is co-related and the opinion furnished as explained.

16. After the detailed examination weapons were marked as “J rao” on one surface and the articles were packed, sealed, labelled as article 1, 2, 3 and 10 and handed over to the I.O as per request. My report has the photo of the weapons and the scale and it has the sample seal.

17. I am of the opinion that the external injuries no.4, 5, 7, 14, 15, 17 to 10 mentioned in page no.3 of the PM report of Mrs.Saritha could be caused by the above examined article 1 and 2, when used as weapon of offence and the external injuries no. 1 to 3,6, 8 to 12 and

16 mentioned in page no.1 and 3 of the PM report of Mrs.Saritha could be caused by the above examined article 3 and 10, when used as weapon of offence.

18. The opinion is marked as **Ex.P15** and witness signature is marked as **Ex.P15(a)**. Witness identifies the weapons which are already marked as MO-1 to 3 and 11, which has his seal and signatures and witness signatures are marked as **MO1(b) to 3(b) and 11(b) respectively**.

19. I had received requisition dated 04.02.2023 to furnish final opinion as to the cause of death by Bajpe PS in Crime No: 143/2022 along with Original copy of the PM report of Mrs. Saritha, female, aged 39 years, PM No: 767/2022, dated 28.11.2022 and Original RFSL report No: RFSLMNG/TS/1067/2022, dated 17/12/2022 and Chemical analysis findings mentioned in the RFSL report No: RFSLMNG/TS/1067/2022, dated 17/12/2022 - The colour tests, TLC chromatographic methods of analysis have responded negative for volatile poisons, alcohol, Pesticides Barbiturates, Benzodiazepine group of drug. Toxic metal ions and anions in the viscera sent to chemical examiners lab.

20. Histopathological examination report: Section from the kidney showed presence of renal calculi.

21. Final Opinion: Based on the autopsy findings, Histopathological and chemical examiners report, I am of the opinion that the deceased died due to Internal Hemorrhage due to multiple corporal injuries (Contusions and fractures) sustained secondary to blunt force trauma.

22. Witness identifies the signature on the final opinion as to cause of death dated 11.02.2023 and the same is marked as **Ex.P16** and the witness signature is marked as **Ex.P16(a)**.

Cross-Examination by Sri.K.D.S advocate for Accused:

23. I am a Forensic expert. I have conducted around 6,000 autopsy's in my career of 20 years. I have gone through the inquest report at the time of handing over of the dead body. We do not mention in our PM report that how many injuries were noted in the inquest report. Inquest Report was prepared in the mortuary at the wenlock hospital.

Question: Do you agree with the Modi's book on Criminal Jurisprudence and toxicology about the Mandatory aspects which has to be followed?

Ans: I do not agree with that.

24. There is no mandate by the State Govt to take the photographs of the body prior to conducting the PM. I have not checked the photographs of the dead body was taken by the police but we have taken the photographs of the dead body and the same is not submitted to the police. Based on Rigor mortis and PM lividity, I opined the time since death.

25. It is false to suggest that some of the fractures shown in Page no. 3 of Ex.P14 might be caused at the time of PM examination or at the time of handing over the body. Witness volunteers that, all the fractures were antemortem in nature.

Question: Whether it is personal opinion or based on the scientific opinion?

Ans: It is based on my expertize and the scientific opinion.

Question: have you enquired with the police where did they find the dead body and whether they have made the list of injuries?

Ans: The inquest report reflects the place where the dead body was found and they have given list of injuries enclosed with the inquest report. I am not aware of the separate list of injuries noted at the place where the body was found.

26. I have not been provided inquest mahazar but was provided inquest report. I have furnished with Form no.146(i) and form no.146(ii) which mentions the details of the injuries and the same was countersigned by P.I Prakash.

27. There is possibility of abrasion on the body while transporting the dead body, such abrasions will be having pale base but there cannot be any bruises. There is possibility of Injuries no.4, 13 to 15 in page no.3 of Ex.P14 if a person falls from a height, as to injuries no.8 and 9, there is a possibility if a person falls from bicycle and hits any projecting surface/sharp surface.

28. At the time of conducting PM examination we have combination of both natural light and tube lights.

Question: When there are injuries due to any blunt force and because of the clotting of blood if unattended, there is possibility of death?

Ans: There is possibility of death due to internal haemorrhage.

29. I had taken the chain of custody report at the time of receiving of MO1 to 3 and 11. Witness volunteers that the sample seal is the chain of custody as per their format and he has not received any separate document as to the custody. The said articles were in our custody for about one week. While handing over the articles, along with my report, I had handed over the sample seal as to return of custody of the articles but I have not given separate chain of custody report.

30. It is false to suggest that, MO1 to 3 and 11 were not handed over to me for examination. Seizure mahazar of the items were not given by the police prior to conducting PM examination. I have the knowledge as to the seizure of the articles as per the requisition given. I have not asked the I.O to provide the seizure mahazar.

31. It is false to suggest that the injuries noted in the PM report are exaggerated injuries and does not tally with the injuries mentioned in inquest report. It is false to suggest that the stated external injuries were not present, hence photographs of the dead body were not furnished to the police. It is false to suggest that, I have given my preliminary and final opinion at the behest of the police without conducting any examination. It is false to suggest since I have been requested by the police to conduct the autopsy at their behest, I have given Ex.P15.

Re- examination: NIL

(Typed to my dictation in the open court)

R. O. I. & A. C.

III Addl. District & Sessions Judge,
D.K., Mangaluru.