

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

Special Case: 113/2023

PW: 4

Witness recalled, present and Duly Sworn on: 10.12.2025

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

10. PW.5 is my son. He is auto driver. He is not doing real estate business. He parks auto-rickshaw in Poopady katte Auto stand. Except Auto driving, he is not doing any other work. Witness further states he is doing work in cyber center. I do not know from what time upto what time he works as auto-rickshaw driver and from what time to what time he works in cyber center.

11. I am working in cashew nut factory. I cannot say at what time my son returns to house after finishing work. The distance between our house and house of Rajesh is 20-25 feet. From their house if anybody speaks louder, we could hear the same.

12. I do not know measurement of land Rajesh and Gulabi own. There are areca nut plants in the land of Rajesh and Gulabi. I do not know who planted areca nut trees. I have seen Krishnappa and Jayanthi (Accused Nos.1 and 2) watering to the areca nut plants. There is no grudge or enmity between

me and Accused Nos.1 and 2. I have not enquired with Accused Nos.1 and 2 on what basis they were watering areca nut plants. Somebody cut areca nut trees. Gulabi told me Jayanthi cut areca plants. I do not know when areca nut trees were cut. On the day of present incident Gulabi told me Jayanthi had cut areca nut trees. Since one month there was dispute with respect to Kumki land. I do not know Sale transaction of land between Rajesha, Gulabi and Jayanthi.

13. Within short time I went to the house of Gulabi on hearing scream. Within one hour ambulance came. To reach Mangluru from our house, in vehicle time required is 1-1½ hour. After the incident the police did not come to spot.

14. I have not stated before the police Gulabi gave key of her house to my son. I have not visited police station. The police did not issue notice in writing to me. Police came at 12.00 noon. I go to work everyday at 7.30 a.m. and return to house at 6.00 p.m. The police did not call me before coming to spot to be present on the spot. When dogs barked, I came out of the house and noticed police came to house of Gulabi. On that day my son did not go to work on account of Deepavali festival. There was 1 week holiday for us during that time. I work in Lakshmi Venkatarama Cashew factory. I require 45 minutes to reach factory from our house. There are other houses near house of Rajesh and Gulabi. Police were on the

spot for 45 minutes. I and my son were only present when police came. The police read over the contents of document and took my signature. I cannot explain the said contents today. Police prepared document in the house of Gulabi. I do not know if police mentioned boundaries of the house.

15. After hearing scream, when I and my son went to the house of Gulabi, no other neighbors were present. Houses of Vishwanath and Hemanth are nearby our house. I do not know if police enquired Vishwanath and Hemanth about the incident.

16. The police again came, but I do not remember the date. When the police came second time, I was not present. The police did not inform about visit second time.

17. I do not remember after how many days Rajesh and Gulabi came to house. I did not visit hospital to see Rajesh and Gulabi. I do not know if police visited house of Rajesh and Gulabi after they came to the house from the hospital. I do not know if Rajesh and Gulabi were present when police came at the second time as I had been to work.

18. I do not know Jayanthi entered into Sale Agreement with Gulabi and Rajesh by paying Rs.2,50,000/- for purchase of land. I do not know Jayanthi took treatment on 24.10.2022

at 10.15 a.m. in Taluk Hospital, Bantwala and she was admitted till 27.10.2022. I do not know Jayanthi admitted to hospital on account of assault made by Gulabi and Rajesh. It is false to suggest that my son is doing real estate business. It is false to suggest that my son was the broker for the Sale transaction between Jayanthi and Rajesh, Gulabi.

19. It is false to suggest that no such incident as deposed by me took place.

20. It is false to suggest that the police did not come to house of Gulabi and did not conduct mahazar, did not seize MO.1 to 4.

21. It is false to suggest that Accused have no nexus to MO.1 to 4.

Cross-examination by Smt. NK for Accused Nos. 4 to 7, 9 and 10:-

Adopts aforesaid cross-examination.

Cross-examination by Smt. AUR Advocate for Accused No.8:

Adopts aforesaid cross-examination.

Cross-examination by Sri UKY 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.