

Witness duly sworn on 11.02.2026

Further Cross Examination by Sri.BSR, Advocate for defendant:

10. Cube test is done to ascertain the reinforcement strength of concrete. Cube test is done for minimum two times, first after 7 days and second one after 28 days respectively from the date of casting. In this project of Shakthi Heights, cube test was done by us. We have done 3 cube tests in the instant case. Core test is done only when cube test fails. In this case core test was done. Core test was done by an external agency engaged by defendants, in the presence of plaintiff and defendants.

11. The witness now admits a test report wherein samples were obtained in their presence from the building site. He also admits the test results mentioned in the report dated 10.01.2025, 11.01.2025 and 01.02.2025 respectively issued by Bureau Veritas (India) Pvt. Ltd., Hence, the same are now marked as Ex.D.1 to 3.

12. In the case on hand we have independently carried out cube test. Core test is done only when cube test fails. The witness now admits 3 cube test report wherein samples were obtained in their presence from the building site. He also admits the test results mentioned in the report dated 10.01.2025 issued by Bureau Veritas (India) Pvt. Ltd., Hence, the same are now marked as Ex.D.4 to 6.

13. It is false to suggest that, due to the substandard quality RMC supplied by us, the defendant had suffered irreparable damage and loss. It is false to suggest that, because of the substandard quality, the defendant has incurred additional cost to cure our defects. I am aware that as per RERA requirements, the

developer is supposed to complete the project within prescribed deadlines. I am not aware if penalty is leviable or delay in project completion. It is false to suggest that, because of our delay in supply of RMC and time consumed by the defendant for rectifying the defects, the defendant has suffered delay in execution. It is false to suggest that, knowing well that we don't have a case, this suit is falsely instituted. It is false to suggest that, we have adduced false documents in support of our false suit/claim.

Re-examination: Nil.

(Typed to my dictation in the open court.)

R.O.I. & A.C.,

**I Addl. District & Sessions Judge,
Mangaluru, D.K.**