

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

Special Case: 153/2020

PW: 7 (CW: 16)

Witness present and Duly Sworn on: 24.12.2025

Deposition of	:	Nandeesh Kumar
Father/Husband Name	:	Ravindra
Age	:	46 years
Occupation	:	HC-501 of ACP Office, Mangaluru South Division.
Resident Of	:	Mangaluru.

Examination in Chief by Public Prosecutor :-

1. Since September 2016, I have been working in ACP Office, Mangaluru South Sub-Division.

2. I assisted IO in this case.

3. On 21.02.2020, I went along with CW.22-Kodandaram- IO to spot. IO secured PW.2 and CW.3 as panchaas. PW.1 showed spot. Spot is at house door no.3/91. PW.1 showed bathroom on the right side of the house. The said bathroom was constructed by using Mangaluru tiles. There was 2 ½ feet open to the said bathroom. IO dictated mahazar contents, I computerized mahazar in laptop between

9.00 and 10.00 a.m. I now see Mahazar Ex.P2, it bears my signature. Signature of witness is marked as Ex.P2(c). I prepared sketch as per the direction of IO. I now see Sketch Ex.P3, it bears my signature. Signature of witness is marked as Ex.P3(c). On the spot itself printout of mahazar and sketch were taken. Signature of witnesses were taken on the mahazar and sketch.

4. On the same day, I went along with IO to Konaje P.S. CW.21-Madhusudhan Rao produced accused Abdul Aziz before IO with Yamaha motorcycle bearing Reg.No.KA-19-EQ-3756. IO secured PW.2 and CW.3 as panchaas. As per the dictation of IO, I computerized mahazar between 12.00 and 12.30 noon in laptop. The IO seized motorcycle. I now see Mahazar Ex.P9, it bears my signature. Signature of witness is marked as Ex.P9(b). I can identify motorcycle. Witness identifies motorcycle in Ex.P4 to 7.

5. I can identify accused (case against Abdul Aziz - Accused no.2 is split-up).

Cross-examination by Sri. MAM Advocate for Accused:-

6. The distance between ACP Office and spot is 7kms. We left office at 8.30 a.m. We Five police personal including IO went to spot in police jeep. In our Jeep we were Three persons.

I do not remember name of another person. I do not remember in another vehicle who came and their names. We left from ACP Office. I do not remember another vehicle came from ACP Office. I do not remember whether both the vehicle went together. We reached spot at 9.00 a.m. We were there till 10.00 a.m. On the spot complainant, panchaas and we were present. House is surrounded by forest. Bathroom is having open window on the right side towards East. I have not inspected spot. IO inspected the spot. I prepared mahazar as per direction of IO. I have read mahazar contents. Surrounding the house, the property of complainant is situated. I do not know houses of Hameed, Sharif, Ismail, Gangadhar and Narayan are situated near the house of PW.1. When we went to spot public were not present. In the mahazar my name is not mentioned. Witness states his signature and metal number are forthcoming. I have been trained how to prepare draft sketch.

7. It is false to suggest that Ex.P2 and 3 were prepared in police station and signature of witnesses were taken in police station. It is false to suggest that we did not go to spot and did not prepare mahazar on the spot. I took power supply from the house of PW.1.

8. It is false to suggest that motorcycle bearing Reg.No.KA-19-EQ-3756 was brought by the people to the

police station on the day of incident. CW.21 and staffs brought motorcycle and Abdul Aziz (Accused No.2) to Konaje police station. It is false to suggest that IO did not seize motorcycle with the assistance of panchaas on that day. My name is not mentioned in mahazar, but my signature and metal number are mentioned. It is false to suggest that Ex.P9 was created.

Re-examination: Nil.

(Computerized to my dictation in the open court)

ROI & AC

II Addl District and Sessions Judge,
Mangaluru, D.K.