

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

Special Case: 157/2020

PW: 19 (CW: 30)

Witness present and Duly Sworn on: 19.11.2025

Deposition of	:	Guruprasad
Father/Husband Name	:	Gurumallappa
Age	:	62 years
Occupation	:	Retired KAS Officer.
Resident Of	:	Karkala.

Examination in Chief by Public Prosecutor :-

1. From 15.06.2018 to 14.01.2022, I had worked as Tahsildar, Mangaluru.

2. On 03.08.2020, I received requisition from ACP, North to furnish caste details of Six persons namely Suhash Shetty S/o. Mohan Shetty, Prashanth @ Pappu S/o. Yadav Sanil, Deepesh @ Deepu @ Pint S/o. Rukmaiah Poojary, Mokshith S/o. Rukmaiah Bangera, Dhanraj S/o. Vamana Devadiga and Megharaj @ Megha S/o. Ganesh Acharya. I called for report from R.I. Surathkal Hobli. I received report along with caste certificates from R.I. on 24.08.2020. As per the report and caste certificates of R.I. Suhash Shetty S/o. Mohan Shetty belongs to Bhants caste, Prashanth @ Pappu S/o. Yadav Sanil

belongs to Billava caste, Deepesh @ Deepu @ Pint S/o. Rukmaiah Poojary belongs to Poojary caste, Mokshith S/o. Rukmaiah Bangera belongs to Billava caste, Dhanraj S/o. Vamana Devadiga belongs to Devadiga caste and Megharaj @ Megha S/o. Ganesh Acharya belongs to Vishvakarma caste. I now see my report, it bears my signature. The same are marked as Ex.P38 and 38(a). I now see caste certificate of Suhash Shety, the same is marked as Ex.P39. I now see caste certificate of Prashanth, the same is marked as Ex.P40. I now see caste certificate of Deepesh, the same is marked as Ex.P41. I now see caste certificate of Mokshith, the same is marked as Ex.P42. I now see caste certificate of Dhanraj, the same is marked as Ex.P43. I now see caste certificate of Megharaj, the same is marked as Ex.P44.

3. In the same requisition the police have sought to furnish caste details of Keerthi. I called for report from Surathkal R.I. The R.I. sent copy of caste certificate of Keerthi. As per caste certificate Godda which comes under Schedule Caste. I sent the caste certificate along with my report. I now see report, it bears my signature. The same are marked as Ex.P45 and 45(a). Caste certificate of Keerthi is marked as Ex.P46.

4. On 09.08.2020, I received requisition from ACP, North to furnish caste details of Rathnakara Acharya. I called for

report from R.I. Surathkal Hobli. I received report along with caste certificates from R.I. on 01.10.2020. As per the report and caste certificate Rathnakara Acharya, he belongs to Vishvakarma. Accordingly I sent report along with caste certificate on 02.11.2020. I now see my report, it bears my signature. The same are marked as Ex.P47 and 47(a). I now see caste certificate of Rathnakara Acharya, the same is marked as Ex.P48.

5. On 27.07.2020, PI of Bajpe P.S. sent a requisition to furnish details of Survey number and village of spot. The police have furnished spot details. I called report from R.I. Surathkal. R.I. Surathkal visited spot along with police and secured details. He sent report to me. As per the report, the spot is at late Kumari Kavya Smaraka Circle, Badaga-Yekkaru Village, Sy.No.138/P1 belongs to government. Accordingly I sent report on 09.09.2020. I now see the same, it bears my signature. The same are marked as Ex.P49 and 49(a).

6. On 20.08.2020, I received a requisition from ACP, Mangaluru North Sub-Division to conduct Test Identification Parade in Crime No.78/2020.

7. On 24.08.2020, I issued notices to two witnesses Manish Jogi and Nithin Poojary through police fixing the date of identification parade as 31.08.2020 at 3.30 p.m. in District

Jail, Mangaluru. The concerned police served notice on the said witnesses. I now see notice, it bears my signature. The same are marked as Ex.P50 and 50(a). I have instructed the police not to disclose identity of the accused persons to the witnesses and the police should not enter inside the District Jail along with witnesses.

8. On the same day I also sent a communication to Superintend, District Jail, Mangaluru to make preparation of TIP fixing the date of TIP as 31.08.2020 at 3.30 p.m. I now see communication, it bears my signature. The same are marked as Ex.P51 and 51(a).

9. On 31.08.2020, I went to District Jail, Mangaluru at 3.30 p.m. Witnesses were present out of the District Jail. I secured them through Jail staff inside Jail. I made them to sit in a room and explained case details and also obtained information from them whether they are going to identify the suspect persons and whether they were present when the incident took place. After taking information from them, I asked Superintendent, District Jail to bring Suhas Shetty, the suspect and other non-suspect persons.

10. Accordingly Suhas Shetty was brought along with nine non-suspect persons. In the Superintendent room, I asked them to stand, they stood. I assigned serial numbers to

them. I noted down their names, age, hight, colour of dress. Then I called first witness Manish Jogi, asked him general questions including his details. I asked him to identify suspect person. He identified Suhas Shetty who was standing at Sl.No.3. I noted the same in the format, took signature of witness. Then I sent witness back to his room. I shuffled serial numbers of ten persons including suspect. I also changed dress of Suhas Shetty. Then I called second witness Nithin from another room. I enquired his details and posed general questions. Then I asked him to identify suspect. He identified Suhas Shetty who was standing at Sl.No.8. I noted down the same, took his signature. I sent back the witness and Suhas Shetty.

11. Then I secured Prashanth @ Pacchu. I included him with other nine non-suspect persons. I assigned serial numbers to them. I noted down their names, age, hight, colour of dress. Then I called first witness Manish Jogi, asked him general questions including his details. I asked him to identify suspect person. He identified Prashanth who was standing at Sl.No.6. I noted the same in the format, took signature of witness. Then I sent witness back to his room. I shuffled serial numbers of ten persons including suspect. I also changed dress of Prashanth. Then I called second witness Nithin from another room. I enquired his details and posed general questions. Then I asked him to identify suspect. He identified

Prashanth who was standing at Sl.No.3. I noted down the same, took his signature. I sent back the witness and Prashanth.

12. Then I secured Deepesh @ Deepu. I included him with other nine non-suspect persons. I assigned serial numbers to them. I noted down their names, age, height, colour of dress. Then I called first witness Manish Jogi, asked him general questions including his details. I asked him to identify suspect person. He identified Deepesh who was standing at Sl.No.7. I noted the same in the format, took signature of witness. Then I sent witness back to his room. I shuffled serial numbers of ten persons including suspect. I also changed dress of Deepesh. Then I called second witness Nithin from another room. I enquired his details and posed general questions. Then I asked him to identify suspect. He identified suspect person as Deepesh at Sl.No.4. But as per the serial numbers Deepesh was standing at Sl.No.5. I noted down the same, took his signature. I sent back the witness and Deepesh and nine non-suspect.

13. Then I secured Mokshith. I secured nine other non-suspect. I included him with other nine non-suspect persons. I assigned serial numbers to them. I noted down their names, age, height, colour of dress. Then I called first witness Manish Jogi, asked him general questions including his details. I

asked him to identify suspect person. He identified Mokshith who was standing at Sl.No.6. I noted the same in the format, took signature of witness. Then I sent witness back to his room. I shuffled serial numbers of ten persons including suspect. I also changed dress of Mokshith. Then I called second witness Nithin from another room. I enquired his details and posed general questions. Then I asked him to identify suspect. He did not identify the suspect. I noted down the same, took his signature. I sent back the witness and Mokshith.

14. Then I secured Dhanraj. I included him with other nine non-suspect persons. I assigned serial numbers to them. I noted down their names, age, hight, colour of dress. Then I called first witness Manish Jogi, asked him general questions including his details. I asked him to identify suspect person. He identified Dhanraj who was standing at Sl.No.9. I noted the same in the format, took signature of witness. Then I sent witness back to his room. I shuffled serial numbers of ten persons including suspect. I also changed dress of Dhanraj. Then I called second witness Nithin from another room. I enquired his details and posed general questions. Then I asked him to identify suspect. He identified Dhanraj who was standing at Sl.No.7. I noted down the same, took his signature. I sent back the witness and Dhanraj.

15. Then I secured Megharaj. I included him with other nine non-suspect persons. I assigned serial numbers to them. I noted down their names, age, height, colour of dress. Then I called first witness Manish Jogi, asked him general questions including his details. I asked him to identify suspect person. He identified Megharaj who was standing at Sl.No.5. I noted the same in the format, took signature of witness. Then I sent witness back to his room. I shuffled serial numbers of ten persons including suspect. I also changed dress of Megharaj. Then I called second witness Nithin from another room. I enquired his details and posed general questions. Then I asked him to identify suspect. He identified Megharaj who was standing at Sl.No.8. I noted down the same, took his signature. I sent back the witness and Megharaj and non-suspect persons. I prepared report.

16. I sent report along with TIP forms to ACP, Mangaluru North on 01.09.2020 along with my covering letter. I now see report and TIP forms, they bear my signature. The covering letter and report are together marked Ex.P52. Signature of witness on the report is marked as Ex.P52(a). I now see TIP form of Manish Jogi first witness with respect to Suhas Shetty, it bears my signature. The same are marked as Ex.P53 and 53(a). I now see TIP form of Nithin second witness with respect to Suhas Shetty, it bears my signature. The same are marked as Ex.P54 and 54(a). I now see TIP form of Manish Jogi first

witness with respect to Prashanth, it bears my signature. The same are marked as Ex.P55 and 55(a). I now see TIP form of Nithin second witness with respect to Prashanth, it bears my signature. The same are marked as Ex.P56 and 56(a). I now see TIP form of Manish Jogi first witness with respect to Deepesh, it bears my signature. The same are marked as Ex.P57 and 57(a). I now see TIP form of Nithin second witness with respect to Deepesh, it bears my signature. The same are marked as Ex.P58 and 58(a). I now see TIP form of Manish Jogi first witness with respect to Mokshith, it bears my signature. The same are marked as Ex.P59 and 59(a). I now see TIP form of Nithin second witness with respect to Mokshith, it bears my signature. The same are marked as Ex.P60 and 60(a). I now see TIP form of Manish Jogi first witness with respect to Dhanraj, it bears my signature. The same are marked as Ex.P61 and 61(a). I now see TIP form of Nithin second witness with respect to Dhanraj, it bears my signature. The same are marked as Ex.P62 and 62(a). I now see TIP form of Manish Jogi first witness with respect to Megharaj, it bears my signature. The same are marked as Ex.P63 and 63(a). I now see TIP form of Nithin second witness with respect to Megharaj, it bears my signature. The same are marked as Ex.P64 and 64(a).

**Cross-examination by Smt. SA Advocate for Accused
Nos.1, 3 to 5 and 7:-**

Deferred at request.

(Computerized to my dictation in the open court)

ROI & AC

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