

**IN THE COURT OF THE V ADDL. DISTRICT AND SESSIONS JUDGE, D.K.
MANGALURU, SITTING AT PUTTUR, D.K.**

S.C. No.5003/2020

CW-1 PW-1

Name of the witness : Vasanth Naik

Father name : Sundara Naik

Age : 38 years

Occupation : Coolie

Residence : Poonaccha, Bantwala Taluk.

Duly sworn on 15-07-2026.

Examination-in-Chief by the Public Prosecutor:

CW-2 is my wife. CW-3 is my mother in law. CW-3 is aged more than 85 years and she unable to come to court. Accused is my brother in law.

2. There are no galata between the accused and us. Accused has not assaulted me and CW-2. Accused has not scolded me and CW-2 in filthy language. The accused has not caused any life threat to us. Accused has not assaulted me with sickle with intent of killing me. Around 7 years ago, during rainy season, I had fell into

drainage and got injured. I have taken treatment at Puttur Government Hospital. Police came to the hospital and took my signature on some documents. Witness identifies his signature on the complaint. The complaint is marked as Ex.P1 for identification purpose. Signature of the witness is marked as Ex.P1(a).I do not know the contents of EX.P1. Police have not enquired me and I have not given any further statement to the police. One sealed sickle is shown to the witness. Witness submits that he cannot identify the same. The same is marked as M.O.1 for identification purpose.

(At this stage, Learned PP seeks permission of the court to treat this witness has hostile and seeks permission cross examine the witness. Learned PP is permitted to cross examine the witness.)

Cross Examination by Learned Public Prosecutor:

3. It is false to suggest that, in the year 2018, the accused had left the house of CW-3. It is false to suggest that, as there were no one to lookafter CW-3, I and CW-2 went to the house of CW-3 and we were staying with her. When I and CW-2 were residing with CW-3 at Nellitadka of Nidpalli Village, accused came there and asked me and CW-2 to leave the house. It is false to suggest that, on 15-08-2018, at about 8.30 p.m., accused came to the house of CW-3 and scolded us and gave a life threat to us by stating "ಬೋಳಿ ಮಕ್ಕಳೇ ನೀವು ಮನೆ ಬಿಟ್ಟು ಹೋಗದಿದ್ದರೆ ನಿಮ್ಮನ್ನು ಕೊಲ್ಲದೇ ಬಿಡುವುದಿಲ್ಲ ".It is false to suggest that, at that time, when I came out of the house, accused got angry with me and with intention of committing my murder, took a sickle and assaulted on my back of the neck. It is false to suggest that, when accused tried to assault on my front side of my neck, I have got escaped and got injured on right side of my forehead. It is false to suggest that, when the accused has again tried to assault me with a sickle, I have resisted the same with my hand and at that time, I got injured on my right thumb, forefinger and left side of cheek with simple injuries. It is false to suggest that, CW-2 and 3 have pacified the incident. It is false to

suggest that, with the grudge that I and CW-2 are residing along with family with CW-3, the accused with intention of killing me, he has assaulted me. It is false to suggest that, I have taken treatment at Puttur Government Hospital. It is false to suggest that, I have given complaint as per Ex.P1.

4.It is false to suggest that, on 17-08-2018, I have given statement to the police by submitting that “ನಿನ್ನ ದಿನಾಂಕ ಹೇಳಿಕೆಯಂತೆ ಇರುತ್ತದೆ.” The statement is marked as Ex.P2. It is false to suggest that, though I have given complaint as per Ex.P1 and further statement as per Ex.P2, as accused is my brother in law, I am deposing falsely before the court.

Cross Examination by Sri. M.P.K Advocate for accused :

The counsel for accused submits that he has no cross examination.

Re-Examination: Nil.

(Typed to my dictation in open Court as per the deposition of witness.)

R.O. I. & A.C.

V Addl. District & Sessions Judge,
D.K. Mangaluru sitting at Puttur, D.K.

