

On Oath.

Further examination-in-chief by Ld. Adv. Shri. J.S. Salunke for applicant :

10) I have filed my affidavit of examination-in-chief on record at Exh. U-20. It bears my signature. Its contents are true and correct.

Now, disability certificate filed at Sr. No. 2 with list Exh. U-10 shown to me. It bears my signature. Contents thereof are true and correct. It is given exhibit No. **U-21**.

Chief examination completed.

Cross-examination by opponent No. 1:-

11) As matter proceeded ex-parte, therefore no cross-examination.

Cross-examination by Shri. Uday Shroff Adv. for opponent No.2 :-

12) It is true to say that, my specialization is orthopedics. It is true to say that, patient not suffered any bony injury. It is true to say that, patient sustained injury to abdomen only. It is true to say that, I never treated the patient. I have not taken and maintained clinical notes of examination. I have not conducted any special test for abdominal injury.

Question : Have you maintained any record regarding issue of disability certificate ?

Answer : I only keep copy of disability certificate as the record.

13) I never number the disability certificate. Whenever patients ask for receipt then only I issue receipts. There is no documentary evidence except disability certificate to establish that I examined patient. It is true to say that, there is no formula and bifurcation mentioned in my disability certificate. I cannot bifurcate the disability. It is true to say that, I have not referred book for issue of disability certificate. It is true to say that, I have not mentioned identification mark of the patient in disability certificate. It is not true to say that, I deviated from guidelines issued by Indian Medical Counsel while issuing the disability certificate. It is true to say that, I only clinically examined the patient.

14) I have not conducted radiological examination of patient. The word “radiologically” mentioned in my disability certificate as well as in my chief examination affidavit inadvertently. I have not taken driving test of the patient. I also not taken any other special test of the patient. It is not true to say that, whatever disability mentioned in disability certificate are only the complaints of the patient and not amounting to disabilities. It is true to say that, in my disability certificate no suggestion of future surgery and estimate thereof is written. In para No. 6 of my chief examination affidavit, contents of further treatment and cost thereof written by me inadvertently. Before signing the affidavit, I read over the contents of affidavit. It is not true to say that, applicant not suffered any

disability. It is not true to say that, just to help the applicant, I issued disability certificate without examining him. It is not true to say that, I am deposing falsely.

Cross examination completed.
Re-examination- Nil.

R.O.A.C.

Sd/-

Date : 26/03/2026
DSF/-

(A. P. Kulkarni)
Commissioner for Employee's
Compensation & Judge
Third Labour Court, Mumbai.