

Scch-20

IN THE COURT OF THE V ADDL. MEMBER MACT COURT
OF SMALL CAUSES, MAYO HALL UNIT, BENGALURU.

MVC No:1460/2018

RW 1

WITNESS DULY SWORN ON 11/03/2019

Witness Name : Manjunatha
Father Name : Late Muniswamy
Age : 45 Years
Occupation : PSI, Karnataka Lokayukta
Residency : , Bengaluru.

Chief Examination By Sri advocate for Respondent no.1.

I have investigated crime no:13/18, and I was station officer from 08.03.2018 to 22.06.2018 at Hoskote circle police station. I have received the case file from my predecessor in officer Mr.Ashwathanaraya, CPI. I have recorded the further statement of the Complainant because at the time of first information, the deceased name and address was unknown, at the time of further statement Complainant stated before me he identified the deceased as Madhu@Madhuchari S/O Siddachari, 36 years, Tirtham village, Krishnagiri Taluk, Tamilnadu. I have completed the investigation and I file charge sheet against driver Y.H.Pradeep for committing an offence punishable u/s 304(a) of c.p.c.

At the time of filing charge sheet I have studied the case dairy and referred the case documents such as FIR, vehicle documents , spot mahazar, accused arrest memo, seizure mahazar , IMV report and PM report etc. Since the deceased

identification was unknown, his photos were telecasted in social media. I don't have documents on my file in that respect. On basis of social media one Mr.Venugopal , appeared before me. He introduced deceased as his villager. Likewise I collected the address of the deceased. Thereafter I have contacted , his wife and she was summoned to police station. The deceased wife identified the deceased as her husband at MVJ hospital, Hoskote. My predecessor had recorded her statement at the time of inquest. (Inquest is already marked as Ex.P.8) After PM , the deceased body was handed over to Munirathna. It is true to suggest that , place of accident is private land.

Question: Sleeping under lorry is irresponsibility of the deceased.?

Answer: It is negligence, but the driver had a duty to check.

Cross examination by petitioner: Nil

(TYPED TO MY DICTATION IN THE OPEN COURT)

R O I & A C

V Addl. Court of Small Causes
Judge,
Member MACT & 24th ACMM.