

PW-1 recalled and duly Sworn on : 27.07.2016

Further cross examination by Sri. AHB adv., for accused no.1:-

From the year 1995 to 2006 and from 2009 to 2011 I was practicing as medical practitioner at Sakaleshapura. I am not the native of Sakaleshapura. I do not know when Abhaya Chits commenced its business at Sakaleshapura. I was paying the chit installment through cheques addressed to Abhaya Chits. Between 2006 and 2009 when I was doing MD at Mangalore, I used to visit clinic once in two months. I have appointed one Doctor Arjun to look after my clinic. Now Dr. Arjun is running a separate clinic at Sakaleshapura.

The name of my clinic was Shashi Clinic. In my absence of three years, my letterhead bears the name of Dr. Arjun. Dr. Arjun is from Shikaripur. Somebody else introduced me to Dr. Arjun. Prior to that, I was not knowing Dr. Arjun. There was no agreement between us.

After completion my MD I shifted my clinic from Hemavathi complex to Aravinda complex. In place on which I was running a clinic in Hemavathi complex has been taken over by some other doctor. The said doctor is running clinic in some other name. I did not had nor have any medical shops at Sakaleshapura. I was not storing any medicines. I had no occasion to do any business transaction with Raju Agency of Shivamogga.

From 08.05.2009 to 20.10.2009 I have not prescribed the injection by name Bupregesic to any patients. The contents of Bupregesic is Buprenorphine. It is true to suggest that, the said Bupregesic is pain killer. Witness volunteers that, it is a narcotic pain killer. It is pacified under narcotic drugs. It is mentioned in pharmacology text books.

Now I am aware about the NDPS Act. I do not know whether the said injection is declared as Narcotic drugs under NDPS Act. The addicts also use the corex, phensedyl or lintus, codeine as narcotics. All the above said drugs were available in all medical shops. Now all the above said drugs were banned.

The parcel which I received addressed as Shashi Clinic, Hemavathi Complex, Sakaleshapura. I do not remember whether the name of the doctor was mentioned in the parcel. I was knowing the person who delivered the parcel. I do not remember the vehicle number. I asked the Raju Agency, why he has sent the parcel to my clinic.

It may be true that, NS Medicals was established in the year 1895. I enquired the Raju Agency, why he has not mentioned the name of NS Medicals in the address portion. They informed me that, they are sending the said medicines to the NS Medicals through my clinic indents i.e. letterheads. I do not know the status of Raju Agency. NS Medicals also licensed medical stockiest or pharmacists. Any pharmacist can file indent to purchase the above said medicine with the stockiest. If NS Medicals wants to purchase the above said medicine, it can freely purchase.

(At this stage further cross examination is deferred)

(Typed to my dictation in open Court)

R.O.I & A.C

Prl. Sessions Judge,
Hassan.