

IV ADDL. DISTRICT AND SESSIONS JUDGE HASSAN
(SIT AT CHANNARAYAPATNA)
Sessions Case: 236/2024

PW: 3 (CW: 2)

Witness present and duly sworn on : 01.08.2025

Deposition of : Raju
Father/husband name : Nataraju
Age : 14 years
Occupation : Student
Resident of : Udburu, Mysore Taluk

(The witness is a minor aged 14 years. Preliminary Questions are put to the witness to examine his understanding capacity. The witness has answered the questions properly. It is confirmed that the witness is fit to depose.)

Examination in chief by Public Prosecutor:

1) Deceased Kempadevamma is my mother. The name of the person present before the court is Nataraja. I do not know the relationship between myself and the accused. My father name is Nataraja. CW3 is my grandfather. I know CW7, 9, 10 and 11 and they belongs to my village. I have one brother by name Arjuna. He is studying in Navodaya School. Now I am studying at 9th standard.

2) Earlier my father and mother were working at lands situated in Thenginaghatta Village, Kikkeri Hobli.

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Thereafter we were shifted to the garden land belongs to CW1-Venkatesh at Belagihalli. Myself, my mother, my grandfather and another person were residing in the farm house situated in the lands of CW1. I was studying in govt school Belagihalli.

3) My grandfather has visited our house for the reason of dispute between my mother and another person. The reason for dispute is non giving money by my mother to the said another person. I do not know what happened thereafter.

4) Last year one Wednesday, I had been to school after finishing meals. When I returned from school found that dead body of my mother in the maize field. I have seen the dead body lying in prone position. At that time, there was nighty and jerkin on the body of my mother. There was ear studs, nose stud, Mangalya chain and anklet on the body of my mother. There was tied rope on the neck of the body. CW1 has called police. They have visited the spot and

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shifted the body of my mother to the hospital. I came to know that my mother was killed for money.

5) Next day afternoon 3.00 pm, I went to Police Station. In the station police have shown the ornaments of my mother namely neck chain, finger ring, ear stud and nose stud. I can identify the ornaments of my mother which were shown to me in the Police Station. At that time police have not shown any person. Witness identifies the finger ring containing one small green stone and red stone and states that said ring belongs to his mother. Said finger ring is marked as **MO.7**. Witness identifies the finger ring containing one small red stone in the center and states that said ring belongs to his mother. Said finger ring is marked as **MO.8**. Witness identifies one pair of golden earrings and states that said earrings belongs to his mother. Said earrings is marked as **MO.9**. Witness identifies the one silver chain with gold Mangalya along with two Lakshmi pendants and two gold balls and four corels (Havala) and two black beads belongs to his mother and collectively marked as **MO.10**. I came to know that the police have seized the articles at **MO.7**

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to 10 from accused who is now present before the court. I do not know the relationship between myself and the accused person.

6) I can identify the cloths worn by my mother at the time of incident. Witness identified the MO.3-blue colour jerkin, MO.4-nighty, MO.5-black colour blouse and MO.6-rope present before the court.

7) My father is alive. I do not know the mobile number of my mother.

Question: Whether your father was using mobile?

Answer: I do not know

8) Police have enquired me and recorded my statement.

(at this stage, on the request of Public Prosecutor this witness has been treated as partly hostile and permission is accorded for cross examination)

Cross-examination by Public Prosecutor:

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9) It is false to suggest that I have given statement to the police stating that since 20 days, my mother was in conversation with some other person over the phone. In that connection, my father under the influence of alcohol fought with my mother and assaulted her with hands on daily basis. After knowledge of the quarrel, my grandfather came to our house and resided therein and the owner of the lands CW1 has conducted panchayath and advised my father. The portion of the statement is marked as **Exp6**.

10) It is false to suggest that on 21.07.2024, Sunday, friend of my mother Manjunath came to our house and my mother prepared Chicken items and we had dinner at the night, said Manjunath was stayed in our house on that day, he was not in the house on the next day morning, my mother telephoned and called him to have breakfast, said Manjunath returned and had breakfast and left the home, thereafter my father picked quarrel with my mother in connection of visit of said Manjunath and quarrelled, abused and assaulted her. The said portion is marked as **Exp6(a)**.

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11) It is false to suggest that CW1-Venkatesh has lodged complaint with Hirisave police in connection with murder of my mother. This portion is marked as **ExP6(b)**.

12) It is true to suggest that police have shown my father in the Police Station and informed that they have seized the ornaments of my mother from MO.7 to 10 from the accused person.

13) It is false to suggest that I have given a statement to the police about my knowledge that my father started ill-treating my mother after visit of Manjunatha by alleging illicit relationship between my mother and said Manjunatha and abused and assaulted her and murdered her by tying rope to her neck. The said portion of the statement is marked as **ExP6(c)**.

14) It is false to suggest that the accused person now present before the court is my father. It is false to suggest that even though I have knowledge that accused person is my

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father and giving statement as per ExP6, 6(a) to P6(c), I am deposing falsely before this court.

Cross-examination by Sri. KSN-Deputy defence counsel for the accused :

15) Everyday I used to go to school at 8.30 am and returned at 5.30 pm. It is true to suggest that I was not aware of the things happened in my house between 8.30 am to 5.30 pm. I have not stated before the police regarding fight between my mother and another person in connection with money. It is true to suggest that my grandfather has not visited our house earlier before the incident. My mother and grandfather have filed complaint to the Police Station in respect of galata by the another unknown person. The complaint was lodged with Herur Police. I do not know the date of lodging of complaint.

16) It is true to suggest that MO.6-Rope is usually available in all houses in the village. It is false to suggest that I have not seen the articles at MO.3 to 6 at the spot. Police have not issued notice summoning me to the Police

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Station. I do not remember the date and time of visit to Police Station. It is false to suggest that police have not seized the ornaments at MO.7 to 10 from the accused. It is false to suggest that for the sake of this case myself and my grandfather have handed over the ornaments to the police. It is false to suggest that even though I do not have knowledge of the incident, I am deposing falsely as per the directions of CW1-Venkatesh. It is false to suggest that police have not conducted my enquiry. It is false to suggest that I have not given statement to the police. I do not know the date and time of giving statement before police. It is false to suggest that I am giving false evidence at the instance of police.

Re-examination: Nil.

(Computerized to my dictation in the open court)

ROI & AC

IV Addl. District and Sessions Judge
Hassan (Sit at Channarayapatna)

IV ADDL. DISTRICT AND SESSIONS JUDGE HASSAN
(SIT AT CHANNARAYAPATNA)
Sessions Case: 236/2024

PW: 4 (CW: 3)

Witness present and duly sworn on : 01.08.2025

Deposition of : Sidda Nayak
Father/husband name : Maramkaiah
Age : 85 years
Occupation : Agriculture
Resident of : Udburu Village, Mysore Taluk

Examination in chief by Public Prosecutor:

1) Deceased Kempadevamma is my daughter. Accused is husband of deceased Kempadevamma. Deceased Kempadevamma has two sons. The elder one is staying at hostel. Younger one CW2-Raju is studying at Udburu.

2) My daughter and accused were staying in farm house at garden land by working there. Now I forgot the name of the owner of land. I have visited my daughter's house before one week from the date of incident. My daughter has called me by informing that accused was not staying in the house during night hours.

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3) On the date of incident, the owner of the lands came near the farm house and enquired about accused and deceased Kempadevamma. Thereafter they again came and informed that body of my daughter lying in the maize land. I have seen the dead body of my daughter after police have visited the spot. My daughter's body was lying in prone position. Cloths were there on her body. At that time I do not know who has killed my daughter. Subsequently, police have shifted the body of my daughter.

4) Next day police have summoned me to the Police Station. In the Police Station police have shown the ornaments of my daughter. Police have not shown any person in the Police Station. I do not know about how the ornaments of my daughter reached the hands of police. I can identify the cloths and articles present on the dead body of my daughter. I can also identify the ornaments worn by my daughter. The witness identified the articles MO.3 to 6 now present before the court and shown to him. The witness also identified the ornaments at MO.7 to 10. Police have not enquired me and also not recorded my statement.

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(at this stage, on the request of Public Prosecutor this witness has been treated as partly hostile and permission is accorded for cross examination)

Cross-examination by Public Prosecutor:

5) It is true to suggest that I came to know that since 20 days from the date of incident my son in law Nataraja Naika was picking up quarrel with my daughter for no reason, hence I had been to their house and started staying therein.

6) It is false to suggest that during my stay in the house of my daughter, accused used to fight with my daughter on daily basis in connection with her conversation with some person over the phone and abused as well as assaulted her under the influence of alcohol. The relevant portion of the statement is marked as **ExP7**.

7) It is true to suggest that the name of the owner of the lands is Venkatesh. It is false to suggest that I have given statement to the police that in connection with dispute between accused and deceased Kempadevamma, the land owner CW1-

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Venkatesh has convened panchayath and advised my son-in-law, on 21.07.2024, Sunday, friend of my daughter Manjunath came to our house and my daughter prepared Chicken items and we had dinner at the night, said Manjunath was stayed in our house on that day, he was not in the house on the next day morning, my daughter telephoned and called him to have breakfast, said Manjunath returned and had breakfast and left the home, thereafter my son in law accused picked quarrel with my daughter in connection of visit of said Manjunath and quarrelled, abused and assaulted her. The said portion is marked as **ExP7(a)**.

8) It is true to suggest that on 24.07.2024, at 12.30 pm, the accused has taken my daughter on the guise of removal of weed in the lands.

9) It is false to suggest that after half-an-hour my son-in-law alone returned to house and called me to meet the land owner, when I got out side, the land owner was not visible, I enquired my son in law, he said that at the time of me going

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out, the owner might have returned and went out of the house, at about 3.15 pm, the land owner Venkatesh came near our house and enquired about accused and Kempadevamma, I have informed that they have gone for weed removal. This relevant portion of the statement is marked as **ExP7(b)**.

10) It is false to suggest that I have given statement to the police that land owner Venkatesh has filed the complaint in connection with the murder of my daughter. This relevant portion of the statement is marked as **ExP7(c)**.

11) It is true to suggest that I have given statement to the police that at the time of identification of ornaments of my daughter, police have also shown accused in the Police Station, It is true to suggest that in the statement I have stated that gold ornaments at MO.7 to 10 were seized from the accused person.

12) It is false to suggest that I have given statement to the police that later I came to know that after return of

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Manjunatha from our home, accused started picking up quarrel with my daughter, abused and assaulted her on the suspicion that my daughter Kempadevamma had illicit relationship with Manjunath and killed her by tying rope around her neck and fled from the spot of incident. This said portion of the statement is marked as **ExP7(d)**.

13) It is false to suggest that even though I have given statement to the police as per ExP7, 7(a) to (d), now I am deposing falsely in order to help my son in law.

Cross-examination by Sri. KSN-Deputy defence counsel for the accused :

14) It is true to suggest that my daughter has been married to accused for 18 years. It is true to suggest that after marriage accused and deceased Kempadevamma were leading happy married life. It is true to suggest that I have not given visit to Belagihalli before this incident. I have low vision of my both eyes. I do not know that on the date of incident accused has gone to Bookanabetta Market for sale of coconuts, witness volunteers that accused has gone to Market

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3 days back from the date of incident. It is true to suggest that I have not seen the articles at MO.3 to 10 before this day.

Question: Have you given any statement to the police in connection with death of my daughter?

Answer: I do not remember.

15) It is true to suggest that I do not have knowledge about the incident. It is false to suggest that I am giving false evidence at the instance of police. I do not know that accused is not responsible for death of my daughter.

Re-examination: Nil.

(Computerized to my dictation in the open court)

ROI & AC

IV Addl. District and Sessions Judge
Hassan (Sit at Channarayapatna)