

Witness recalled as per the order dated 21.01.2026 on 311 Cr.P.C R/W 348 of BNSS and duly sworn on 05.03.2026.

Cross Examination: Sri.HA, Advocate for accused:

1. I am residing at Aruvathoklu, my estate is situated at Beguru Village. PW.3 to 7 and CW.7, 8, 9 are residents of Begur Village and they are neighbours of our estate. PW.5 Sachin Ponnappa working probably at Mysuru, exactly I do not know. I am home maker.

2. In Aruvathoklu Village, I have only one village. My father was worked in Police Department. It is not true to suggest that I am acquainted with the police as my father worked in Police Department. I say, my father had retired about 35-40 years back and he died about 10 years back.

3. Nanjappa is my father-in-law. He died in the year 2010. The said Nanjappa had executed a will in respect of properties except house at Aruvathoklu. As per the will, the children of Nanjappa are in possession of properties

situated at Beguru/Chinivada. The house situated at Aruvathoklu was constructed by my father-in-law. In the said house, my mother-in-law, myself, my husband and son residing. It is not true to suggest that in the said house, my mother-in-law residing separately and we are residing in the separately in the said house.

4. It is not true to suggest that my mother-in-law had executed the will in respect of house and adjacent land. I say except house, other property was bequeathed.

Que: Your husband and brothers are having share in the Aruvathoklu house as well as property?

Ans: Except in the house, in adjacent property my husband and his brothers are having right.

5. It is not true to suggest that my husband alone was enjoying Aruvathoklu property without giving to his brothers. It is not true to suggest that my husband brothers are also having right over the house property. It is not true to suggest that whenever accused No.1 demanding share in

the house property with my husband, he was threatening him.

6. Accused No.1 at the time of my marriage, was working in Bengaluru. It is true that accused No.1 and his family members initially were staying at Bengaluru. I say, after death of my father-in-law after partition of property, accused No.1 and his family moved to Beguru Village. It is not true to suggest that accused No.1 and his family were stayed in Bengaluru till Covid period.

Que: Accused No.1 has given his estate house to home stay?

Ans: Yes, he has given house to home stay, but he has retained portion of house for his stay.

7. It is not true to suggest that until Covid period, accused No.1 visiting Beguru once in fortnight.
8. I do not know against my husband, there were many Criminal cases registered. I do not know that in the year 1989, the case was registered against my husband for

having set fire to car of K B Shanthappa. I do not know in the year 1991, the case was registered against my husband for having stabbed BJP worker, B S Subhash. It is not true to suggest that the Tahsildar, Virajpet Taluk has initiated under section 107 Cr.P.C proceedings against my husband in MAG.209/2016-17.

9. It is not true to suggest that the police have opened rowdy sheeter against my husband. My husband had owned two jeeps. He had also owned tipper lorry bearing No.KL-21-F-4111. It is not true suggest that my husband was illegally transporting sand in the said lorry. I had seen Beguru estate.

Que: In the estate of accused No.1 and late Kiran estate stream his passing?

Ans: The said stream also passes in our estate.

10. It is not true to suggest that from the said stream, my husband illegally lifting the sand. I do not remember, that Crime No.41/2019 was registered against my husband for

illegally lifting and transporting the sand. I do not remember, that Crime No.48/2020 was also registered against my husband for illegally transportation of sand. I do not know before this court also Special.Case No.5019/2023 and Spl.C.No.5049/2023 cases were registered against my husband.

11. I do not know in the year 2016, the case was registered against my husband for having assaulted Ponnanna and M V Fasar in CC No.453/2016 on the file Ponnampet JMFC Court. I do not know CC No.197/2022 case is pending before the Ponnampet Court against my husband.

12. It is not true to suggest that Crime No.26/2016 was registered against my husband for having assaulted Kiran the brother of my husband. It is not true to suggest that accused No.1 and late Kiran were giving information to the Police against my husband in respect of illegal transporting

sand. It is not true to suggest that since accused No.1 and Kiran were giving information to the Police, we have enmity with those persons. It is not true to suggest that my husband was also stocking urea fertilizer illegally, repacking it and selling. I do not know in respect of said illegal activities, Crime No.59/2021 case was registered against my husband.

13. I do not know Crime No.99/2021 case was registered on 23.12.2021 against my husband for illegal transportation of sand. It is not true to suggest that since police have raided our house for allegedly illegal storing of urea, for which my mother-in-law has suffered humiliation and insult and died. I cannot identify the signature of my husband in the copy of document confronted to me. It is not true to suggest that even though the signature appearing in the document belongs to my husband deposing falsely.

14. I do not remember that on 10.10.2022, accused No.1 has filed a complaint against my husband. I do not know in respect of said complaint, accused No.1 and his wife Geetha have visited the police station. It is not true to suggest that accused No.1 after attending the police enquiry, when he has come out from the police station, my husband threatened accused No.1 and instructed one Subbu to give the information about movements of accused No.1 to him, for which the complaint was registered against my husband.

15. It is not true to suggest that in respect of said complaint, the police have recorded the statement of my husband now confronted to me. It is not true to suggest that my husband has threatened accused No.1 and his wife when they came to my house and asked us to leave the house. It is not true to suggest that myself and my husband threatened accused No.1 and his wife and there is video

recording. It is not true to suggest that the said video is in the phone, seized by the police.

16. My husband was in Politics. It is true that my husband was running club in partnership. I do not know my husband illegally allowing Kerala persons to play cards in the said club. It is not true to suggest that my husband because of Criminal background always carrying hockey stick, single barrel gun in his vehicle.

Que: You did not witness the incident, how your husband has died?

Ans: I was in Aruvathoklu, the incident was happened in Beguru.

17. PW.3 Chethan, PW.4 Kaverappa Vinay, PW.6 Subramani and PW.5 Sachin who had witnessed the incident have narrated the incident to me. It is not true to suggest that the above said persons have not witnessed the incident and they have not informed to me. It is not true to suggest that for the first time, I am deposing falsely that the

above said persons have witnessed the incident and narrated to me.

18. Ex.P.1 complaint was written by my villager as per my instruction. Now I do not remember his name. It is not true to suggest that my neighbour has not written Ex.P.1 and deposing falsely. It is not true to suggest that Ex.P.1 complaint was prepared by PW.6 Subramani, CW.7 Prathaf and police.

19. It is not true to suggest that I am falsely deposing that on my instruction Ex.P.1 complaint was prepared. After two days, physically I met my son at Mysuru Apollo Hospital. I do not remember first day, my son was in ICU or not. I had talked with my son, but only seen him and came back. I had discussed with my son after his after discharge from the hospital.

20. There is no road in front of gate appearing in Ex.P.2 photograph.

Que: In front of Ex.P.2 gate on adjacent to road on either side your properties are situated?

Ans: Road is exist to reach our property.

21. The gate appearing in Ex.P.2, is accused No.1 house gate.

Que: In front of Ex.P.2 gate there is a road leading from East-West?

Ans: On all sides road exists.

22. It may be true that towards Northern side of road leading from East-West on Northern side accused No.1 house gate, Southern side the road and either side of the said road, the properties are belongs to us. I do not know my properties are connected to Hudikeri main road.

23. Presently, Aruvathoklu house is name in the house of accused No.1. After death of my mother-in-law, I came to know that accused No.1 has obtained Katha in the year 2020 in his name. It is not true to suggest that the accused

No.1 taken Katha lawfully in his name. In respect of change of Katha in the name of accused No.1, the same was not challenged though it was intended, but incident was happened.

24. It is not true to suggest that for the first time in my evidence, I had stated that *'on 30.03.2024 at 8.30-9.00 am, my husband asked CW.2 my son to handover the diesel to the workers in the estate'*. It is not true to suggest that for the first time, I am stated before the Court stating that *'At 10.30 am my husband left the house, stating that he has to visit temple, situated by the side of our estate'*. At 10.30 am, my husband left the house, stating that he is visiting temple situated by the side of my estate. Within 15-20 minutes we can reach the said temple from Aruvathoklu house by vehicle.

25. PW.4 Vinay has informed me about the incident. I went to the spot, along with PW.4 the car in which he

came. I do not know PW.4 came to the my house with accused No.1 car. It is true that accused No.1 car my son was shifted to the hospital. When I had visited the scene of occurrence, the body of my husband was inside the jeep belongs to us. The said jeep was taken by my husband to the said place.

26. I was stayed in the scene of occurrence at about 40 minutes. I had reached the spot at 1.00 pm. I was not present, when my husband dead body was shifted to the hospital. I was not present at the time of taking Ex.P.2 to 6 photographs. So also I was not present, when Ex.P.7 to 11 photos were taken. It is not true to suggest that after the incident, I did not visit the spot and hospital. It is not true to suggest that without knowing the incident at the instance of PW.6 and CW.7 as well as Police complaint was given. It is not true to suggest that I am deposing falsely before the Court.

27. 5-8 minutes is required to reach the house of accused No.1 from gate by walk. It is true that accused No.2 is staying in the line house of accused No.1. I do not know accused No.2 was passing the information about movements of lorry to accused No.1 in respect of illegal transportation of sand by my husband.

28. It is not true to suggest that on 30.03.2024 in the morning, accused No.1 has cautioned the driver of lorry that he would inform the police about illegal transportation of sand. It is not true to suggest that my husband has received phone call, stating that the lorry driver stating that accused No.1 has cautioned to informed the police. it is not true to suggest that at that point of time, on receipt of information my husband and son reached the spot.

29. It is not true to suggest that I had filed false complaint against accused No.1 and 2 on the ground that they were passing information of illegal transportation of

sand my husband. It is not true to suggest that accused No.1 and 2 have not committed any offence as stated in the complaint and before the Court.

Re-examination:Nil

(Typed to my dictation in the open court)

ROI & AC

Sd/-

II Addl.District & Sessions Judge,
Kodagu-Madikeri(Sitting at Virajpet)