

IN THE COURT OF THE II ADDL.DISTRICT & SESSIONS JUDGE,
KODAGU-MADIKERI (SITTING AT VIRAJPET)

S.C.No.5028/2024

PW:3

CW:3

Duly sworn on 18.12.2025

Name of the witness	Chethan M
Father Name	Vishwanath
Age	31 years
Occupation	Plumming
Residence & Mobile Number	Begur

Examination-in-chief by Public Prosecutor:

1. PW.1, 2 and accused No.1 are my family members. I am resident of Begur. My house is situated at a distance of 1 1/2 km from the house of accused No.1. I am electrician and plumber by profession. I am aware of misunderstanding between Prakash family and accused No.1 family in respect of property dispute.

2. On 30.03.2024 I had been to house of accused No.1 to attend electric and plumbing work repair on request of accused No.1. Myself and accused No.1 after purchasing the materials, we were proceeding in accused No.1 Brezza car towards his house.

3. Around 100 feet distance from accused No.1 gate, PW.2 and accused No.1 came in a vehicles in a opposite directions. Accused No.1 instructed PW.2 to clear the road, whereas PW.2 has also asked accused No.1 to remove the vehicle from the road. There was a scuffle between PW.2 and accused No.1 in this regard. At that time, accused No.1 stated that ನಾನು ತೋರಿಸುತ್ತೇನೆ ಎಂದು ಹೇಳಿ ನನ್ನನ್ನು ಕರೆದುಕೊಂಡು ಅವರ ಮನೆಗೆ ಹೋದರು. Accused No.1 has asked me to attend the work outside the house.

4. The accused No.1 entered inside the house. I was working by facing my bag towards road. CW.10 was enquiring me about the car, I had narrated her about the incident, stating that there is no place to move the car and it was left there on road. CW.10 told me that accused No.1, he has taking gun from house. Accused No.1 was at a distance of 100 feet from me, when I followed him, he fired one round, due to fear I slow down, again accused No.1 has fired second round. We went to the spot immediately, PW.2 was lying on ground and asking water. When I entered the gate the dead body of Prakash was lying by the side of the gate.

5. CW.10 has asked her labour to bring the water, the labour has gave water to Pw.2. The Prakash by that time has dead. PW.2 was shifted to accused No.1 car. CW.9 has drove the vehicle at the distance of 100 feet, CW.4 came and he took PW.2 to Gonikoppa hospital for treatment. From there he was shifted to the Mysuru.

6. The spot is appearing in Ex.P.2, 3 and 6. The distance between accused No.1 gate to his house is around 400 feet. Accused No.2 was also present with accused No.1 at the time of incident. Accused No.2's wife had brought the water and gave to the PW.2. Now I see the gun used by accused No.1, which is already marked as MO.5. The dead body of Prakash is appearing in Ex.P.7, 8 and 9. I was working outside the house of accused No.1 as appearing in Ex.P.17 photo. The said portion is marked as **Ex.P.17(a)**. I was working in the place by the side of Banana plant appearing in the photo shown to me. The said photo is marked as **Ex.P.19, 19(a)** is the place where I was working at the time of incident. The incident was happened around 11.20 -11.35 am.

(At the stage, learned PP seeks to declare witness as partly hostile, permitted)

Cross Examination: Learned Public Prosecutor:

7. It is not true that I had seen accused No.1 fired at a Prakash, he fell down on cement floor. It is not true that I

had seen accused No.1 fired a second round at PW.2 and accused No.2 held PW.2. It is not true that I have given statement in this regard. The said portion is marked as

Ex.P.20.

Cross Examination: Advocate for accused Sri.VSP submitted that accused No.1 has hospitalized, no instruction for cross examination. Prayer is rejected (for the reasons stated separately in the order sheet).

(Typed to my dictation in the open court)

ROI & AC

Sd/-

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