

Witness present and duly sworn on 06.02.2023

Cross Examination by Sri.SAH Advocate for Defendant/s:-

I filed this suit in respect of 51/2, measuring 3 acres 27 guntas, situated at Surahalli village. I do not know about boundary of above property. I do not instructed to my counsel about measurement of property to extent 3 acres 27 guntas. The boundaries towards east by Govt. property and Municipality constructed houses, west by Gurureddy property, North by road and south by Papireddy now sold to somebody. I filed this suit for want of property back from Gurureddy. Said Gurureddy died on dated 05.02.2018. I knows the legal heirs of deceased Gurureddy. Myself and legal heirs of Gurureddy are in possession of suit property. It is false that since 1965 to till death of Gurureddy the column of 12(2) of RTC extract pertains to suit property stands in his name.

2. I filed this suit against Gurureddy, after death against his children. The children of defendant No.2 are in possession of 1 acre 20 guntas in the suit property. I do not intimated to my counsel about the defendant No.2 and children are occupied to 1 acre 20 guntas at the time of filing of the suit. Present suit filed on dated 28.04.2018 before the court. At the time of filing the present suit the defendant No.2 was died. It is true that the defendant No.2 with children are in possession of sy. no. 42/2 and 42/3 apart from suit property measuring 1 acre 20 guntas. It is false that sy. no. 42/2, 42/3 and suit property are one alignment, witness deposed that sy. no. 42/2 and 42/3 are straight in nature but suit property is in the deep/down.

3. I am not aware of the market value of 1 acre in Surahalli Village. I have all the revenue documents since 1965 to 2013. From the RTC extract in column 12(2) find in the place of defendant No.1. I am not produced any revenue documents before the court. Defendant No.1 did not sell the suit property to anyone. I made the defendants No. 3 to 8 in the suit because of they have purchased the suit property in the year of 2013. I am not claimed any relief in respect of sale deed.

4. It is true that dated 02.05.2013 sale deed the defendant No.3 to 8 got changed katha in their names vide M.R. No.8/2013-14, witness volunteers that said documents is fake. I did not challenge the mutation before the AC of Kolar, but I have filed complaint before Police. I am not produced the copy of police complaint before the court. It is false that the dead body of defendant No.2, his grand daughter Ravathi and wife Ammaiahmma were burried in suit property, but it is in the sy. no. 42/2. It is false that all the above dead bodies were burried in suit property. I do not know about what are all the documents issued by revenue authorities in favour of defendant No.2 and his Lrs. I do not know about who are paying tax paid receipt. The defendant No.2 did not give any produces from the suit property in favour of my mother/defendant No.1.

5. Myself, my mother/Defendant No.1 and father are not agriculturist. It is false that defendant No.2 was not working in my house but he visited to house accationally as a neighbor. It is false that the defendant No.2 has maintaining agriculture operations in suit property. The name of defendant No.2 seems in Pattabook and tax paid receipt from the 2013 onwards but not before. I am not stating to my counsel about 2013 onwards documents stands in the name of defendant No.2.

I do not know about defendant no.2 had dug up bore well includes obtained electricity connection in suit property. I do not know about bore well dug up on southern side. It is true that defendants No.3 to 8 are raising seasonal crops in part of suit property. I am not seeking recovery of possession to extent 1 acre 20 guntas through my counsel in present suit. I brought the Ex.P1 on dated 21.12.2016. I am not obtained any document from revenue authorities before Ex.P1 and 2. Myself and plaintiff No.2 are resides in Surahallalli village, but the plaintiff No.1 resides at Bengaluru since 13 years. I am not produced any documents to show that myself and plaintiff No.2 residing in Surahalli village but I have filed Aadhar Card. Ex.P3 and 4 original sale deeds kept in my home. I do not have any hurdles to produce the Ex. P3 and 4 original sale deed. I am not produced the original sale deed before the court.

6. It is false that defendant No.1 had sold the suit property in favour of defendant No.2. I born on dated 29.05.1956. Ex.P3 and 4 sale deeds were prior to my born. I produced death certificate of my mother as Per Ex.P16, but written as MRS Henry Johns instead of my mother name. I am not sought for rectification in ex.P16 before any authority. I applied the survey to measurement of suit property before one month ago but they have not survey for want of police of protection. The boundary shown in Ex.P5 is correct. It is false that I do not have right, title are possession over the suit property, which belongs to property of defendant No. 1 and purchased by defendant No.2. It is false that I filed false affidavit to deposing falsely.

(Re-examination nil)

(Typed to my dictation in the open court, corrected and then signed by me)

R. O. I & A. C

Sd/-

(Vinod Kumar.M)

I-Addl. Civil Judge & JMFC

KGF