

IN THE COURT OF THE
ADDL. DISTRICT AND SESSIONS JUDGE, KOPPAL
(SITTING AT GANGAVATHI)

S.C. No.11/2022

Duly sworn on: 28.05.2024

Deposition of : Veeresh
Father Name : Veerabhadrappa
Age : 40 Years
Occupation : Gangman at Irrigation Dept., Maski
Residence : Udbal village of Maski Taluk

Examination in Chief by Learned Public Prosecutor:

1. I know CW-8, 9 and 11. They are working as Gangman along with me. CW-1 is working as Mason in our Department. For the last 10 years, I am working as Gangman at Irrigation Department at Maski. I am working at distributor No.55 of Udbal seema, Chainage No.196.

2. Around 4 years ago, one day, I reported to duty at 08.00 am. When I was working at distributor No.55 of Udbal seema, Chainage No.196, other persons were working at other Chainage. At the time of working at Chainage No.196, I saw one dead body floating on the Canal water coming from Durgacamp towards us. The dead body was of a boy, aged around 11-12 years. I have stopped the dead body by wooden club and informed the same to CW-8, 9 and 11. CW-8, 9 and 11 came to the spot. We brought the body from Canal to the bank of the Canal.

3. The hands and legs of dead body were tied with the ropes. There was injury on the left side of the head of the body. I have found blue colour shirt and white colour pant on the dead body. I have also found white colour banion and brown colour underwear. There was a thread tied on the wrist of the dead body. Upon seeing the dead body, I came to know that, someone have murdered him. Thereafter, I called CW-1. CW-1 came to the spot. CW-1 informed incident to the Police. Police came to the spot. Police have enquired me and I have given statement to them.

4. Later, the dead body was taken to Sindhanur Government Hospital. We have also gone to Sindhanur Government Hospital. Upon visiting the Sindhanur Government Hospital, I came to know the name of the deceased as Mallikarjuna of Karatagi Taluk. Police have enquired me and I have given statement to them.

5. After 4 days of the finding of the dead body, Police asked me to come to Sindhanur Police Station. One Muslim boy was present at the Police Station. Muslim boy informed myself and Police that, he was playing with deceased Mallikarjuna, at that time, 2 persons came in a Motorcycle and took the deceased Mallikarjuna. Police have enquired me and I have given statement to them in that regard. Witness identifies himself along with the dead body in Ex.P.-2 and 3 Photographs. Witness identifies the dead body

in Ex.P.-4 to 6 Photographs. Witness identifies M.O.-1 to 9.

(At this stage Public Prosecutor prays for permission to treat this witness partly hostile. Permission granted.)

Cross-Examination by Learned Public Prosecutor:

6. It is true to suggest that, I have found the dead body at Tungabhadra left bank Canal.

Cross-Examination by Sri KAR, Advocate for Accused

No.1 and 3:

7. It is true to suggest that, the Irrigation Department of Maski has not issued me appointment order to work as Gangman. It is true to suggest that, myself, CW8 and 11 are from the same village of Udbal. It is true to suggest that, distributor No.55 of Udbal seema, Chainage No.196 of Tungabhadra left bank Canal is 15 km away from Udbal village. It is true to suggest that, whenever there is Canal work and there is order from CW-1 work inspector, we visit the Canal. It is false to suggest that, whenever we go to work, we work from 10.00 am to 05.00 pm. Witness volunteers that, they work from 08.00 am to 05.00 pm. It is false to suggest that, I have not gone to distributor No.55 of Udbal seema, Chainage No.196 and I have not seen the

dead body. It is false to suggest that, water level at distributor No.55 of Udbal seema, Chainage No.196 will be of 2-3 feet level. Witness volunteers that, it will be 6 feet of level. The water in the Canal at distributor No.55 of Udbal seema, Chainage No.196 is flowing from West to East. It is false to suggest that, I have not stated before the Police by stating that, I have stopped the dead body with the help of wooden club. I have lifted the body to left bank of Tungabhadra Canal of distributor No.55 of Udbal seema, Chainage No.196. It is false to suggest that, I was not present at distributor No.55 of Udbal seema, Chainage No.196. Ramanna was working at Chainage No.250. Veeresh was working at Chainage No.30 and Gundesh was working at Chainage No.240. It is true to suggest that, there is a distance of 1½ furlong from one Chainage to other Chainage. It is true to suggest that, it will 10-15 minutes to reach one Chainage to another Chainage by walk. Witness volunteers that, they will take Motorcycle to reach the Chainage. It is false to suggest that, Police have not recorded my statement. It is true to suggest that, CW-1 has got written our statements through Police. It is true to

suggest that, CW-1 has got written the statements of CW-8, 9 and 11. It is false to suggest that, I have not seen M.O.-1 to 9. It is false to suggest that, Muslim boy has not stated before us that, 2 persons have taken the deceased Mallikarjuna in their Motorcycle. It is false to suggest that, I do not know anything about the case. It is false to suggest that, I am deposing falsely before the Court.

Cross-Examination by Sri ADH, Advocate for Accused No.2:

8. Counsel for Accused No.2 submits that, he will adopts the cross-examination of Counsel for Accused No.1 and 3.

Re-examination: Nil.

(Typed to my dictation in open Court)

R.O.I. & A.C.

(Sadananda Nagappa Naik)
Addl. District and Sessions Judge,
Koppal (Sitting at Gangavathi).