

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

**S.C. No.11/2022**

Duly sworn on: 17.10.2023

Deposition of : Chandpasha  
Father Name : Sharif Nayak  
Age : 43 Years  
Occupation : Gangman  
Residence : Balaganur, Maski Taluk.

**Examination in Chief by Learned Public Prosecutor:**

1. I know CW2. CW1 is working as work inspector in the Irrigation Department.

2. On 24.10.2020, at about 01.45 pm, Police had called me to left bank Canal at distributor 55, chain-age No.196 of Udbal area, Maski Taluk. Upon visiting the spot, I found one dead body of male child aged around 10-12 years beside the left bank Canal. The hand and legs of the dead body was tied with the rope. Stomach was swollen. There were injuries on the face of the dead body. I have seen wrist thread in the hand of deceased. The dead body was found with T-shirt, Banion, inner-wear and waist thread. Police have collected sample water. Witness identifies T-shirt, Banion, Pant, Underwear (ಐಒಗ), waist thread, wrist thread, rope and sample water. The same are already marked as M.O.-1 to 9. Police have drawn the panchanama at the spot. Witness identifies his signature on the panchanama. The

same is marked as Ex.P.-7 and signature of witness is marked as Ex.P.-7(a). Police have taken at the time of photographs at the time of panchanama. The same are already marked as Ex.P.-2 to 6.

3. I have written Ex.P.-1 complaint as per the instructions of CW1. Ex.P.-1 complaint is in my handwriting. Witness identifies his signature on Ex.P.-1. Signature of witness is marked as Ex.P.-1(b).

**Cross-Examination by Sri KAR, Advocate for Accused No.1 and 3:**

4. Ex.P.-1 complaint is written at left bank Canal. It is false to suggest that, CW1 has not instructed me to write the Ex.P.-1 complaint. Ex.P.-1 complaint is written after the Police came to the spot. Ex.P.-1 complaint is written at after 02.00 pm. I was not present at the spot prior to the Police informed to come to the spot. Police called me to the spot at around 01.45 pm. CW2 Mallanagouda was already present at the spot. Ex.P.-1 complaint is not written under my instructions. Police have written the panchanama. One Revana Siddappa has written the Panchanama. All the persons who were present at the spot have given instructions for drawing panchanama. The alleged spot is bounded on East by- Hulluru, West by- Maski, North by- Udbal and South by- Deenasamudra. Police have not taken photograph at the spot. Left bank Canal at the spot is having 2½ to 3 feet depth of water. The left bank Canal at

the spot connected from Maski Canal. It is false to suggest that, if the water is having depth of 2½ to 3 feet, there are no chances of floating the dead body. It is false to suggest that, panchanama is not conducted in my presence and in the presence of Mallanagouda. Panchanama is conducted around 02.00 to 03.00 pm. It is false to suggest that, I do not have information on the contents of panchanama. It is false to suggest that, left bank Canal water will be reddish during October month. It is false to suggest that, Police have not collected sample water from the spot. It is false to suggest that, M.O.-9 water looks like Bisleri water. Witness volunteers that, M.O.-9 is the Canal water. It is false to suggest that, M.O.-9 water is available every where. It is false to suggest that, I have not seen the dead body at the spot. It is true to suggest that, CW1 is my superior officer. It is false to suggest that, I am deposing falsely upon listening to CW1.

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

Counsel for Accused No.2 adopt the cross-examination of 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).