

Government of Karnataka
[C.R.P.67] – Form No.4(Civil) Deposition Sheets (R.P.No.57)

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

M.V.C. No.431/2023

Duly sworn on: 12.09.2025

Cross-Examination by Sri DRK adv for Respondent
No.1 and 2:

No representation. Hence, cross-examination is taken as nil.

Cross-Examination by Sri SNM adv for Respondent
No.3:

1. I am the native of Kurudagi village of Ron Taluk and Gadag District. On 15.03.2023, my father met with an accident. The accident has happened at Ron waste disposal unit. The same is situated out side the Ron city. It is true to suggest that, I have not seen the accident. At the time of the accident, I had gone to distribute the marriage investigation cards of my elder sister. One Aralayya informed me about the accident. The accident has happened due to negligence by the Lorry driver. My father was on the way to Abbigeri from Ron in his Motorcycle at the time of the accident. The said Motorcycle belongs to our relatives. I cannot name the name of relative.

2. My father riding the Motorcycle bearing registration No.KA-29/K-2098 at the time of the accident. It is true to suggest that, my father was alone at the time of accident. I have not made the owner and insurance company of the Motorcycle as a parties to the present petition. It is false to suggest that, Respondent No.3 is not liable to pay the compensation as owner and insurance company of the Motorcycle are not impleaded. The accident has been caused by Tipper Lorry. The Tipper Lorry was on the way to Ron from Abbigeri. The Tipper Lorry is bearing registration No.KA-26/B-3058. One Hullappa was owner of the Tipper Lorry. One Manjunath Hugar / Respondent No.1 was driving the Tipper Lorry at the time of the accident. I have not visited the spot in this case. Witness volunteers that, he has visited there at later stage. By the time I reached the spot, the Tipper Lorry was already left from the spot. I have seen the break mark of the Tipper Lorry on the road at the spot. I have found my father with Motorcycle at the spot. My father was having valid Driving Licence at the time of the accident. I have not produced the same before the Court. It is false to suggest that, the accident has happened due to negligence of my father as my father was not having Driving Licence. I did not know the registration number of the Tipper Lorry on the date of the accident. But I knew that the accident was caused by Tipper Lorry as one Aralayya informed me the same. On the date of 30th of the month of the accident, as complaint was filed before Ron Taluk, I came to know the registration number, the owner and driver of the Tipper Lorry. When I have visited the Police

Station, there was a Tipper Lorry. Police asked me come to the Police Station by stating that, Tipper Lorry has been traced. After 2 days of the accident, Police have recorded my statement when I have visited the Police Station. Police have also recorded my statement on the date of 30th . Police have taken my signatures on both statements. I have not seen the Respondent No.1 at the Police Station when I have visited there. While over taking Bolero vehicle, Tipper Lorry has caused accident to the Motorcycle of my father. It is false to suggest that, the Tipper Lorry has not caused the accident from the front side of the vehicle. It is false to suggest that, my father was not riding the Motorcycle properly at the time of the accident. It is false to suggest that, my father was riding the Motorcycle in a zig-zag manner at the time of the accident. It is false to suggest that, my father was met with an accident while crossing the road with the Motorcycle. It is false to suggest that, Respondent No.3 is not liable to pay the compensation as the accident has happened due to negligence of my father. My brother has filed a complaint in this case on the same day of the accident at the night. The accident has happened in between 07.30 to 08.00 pm. It is false to suggest that, due to heavy focus light from the opposite vehicle, my father has caused accident to Tipper Lorry.

3. My father had sustained injuries on eyebrow, knee and at the feet in the accident. There was also head injury. My father has died at the spot. Postmortem of my father was conducted at Government Hospital of Ron. It is false to

suggest that, my father has not died due to injuries stated by me. It is false to suggest that, the driver of the Tipper Lorry was not having valid Driving Licence at the time of the accident. It is false to suggest that, Respondent No.3 is not liable to pay the compensation as Respondent No.1 was not having valid Driving Licence at the time of the accident. It is false to suggest that, there was no valid Registration Certificate, FC and Permit for the Tipper Lorry at the time of the accident. It is false to suggest that, Respondent No.3 is not liable to pay the compensation as there was no RC, FC and the permit. It is false to suggest that, we have not spent Rs.1,00,000/- towards funeral expenses.

4. My father was an Agriculturist and doing Mason work at the time of the accident. My father was aged 54 years at the time of the accident. It is false to suggest that, my father was not earning Rs.40,000/- per month. It is true to suggest that, I have not produced the documents on the income of my father. It is false to suggest that, my father was not an Agriculturist and he was not doing Mason work. It is false to suggest that, I have not seen the Tipper Lorry at the Police Station. It is false to suggest that, we have falsely implanted the Tipper Lorry of Respondent No.2 in this case in order to claim compensation. It is false to suggest that, we have filed a false complaint on the accident. It is false to suggest that, I have colluded with Respondent No.1 and 2 and filed a false claim petition. It is false to suggest that, I am not aware about the complaint. It is false to suggest that, I do not know the contents of the

complaint.

5. My father is having 5 children i.e., 3 are female and 2 are male. My two sisters are married. My one of sister is unmarried. It is false to suggest that, we are not depending upon the income of our father. I am having younger brother. It is false to suggest that, though there is no fault from the Tipper Lorry, the Tipper Lorry is implanted and false complaint is filed. It is false to suggest that, I have filed false affidavit and deposing falsely before the Court.

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).