

Witness recalled and duly sworn on 17.03.2021.

Cross Examination by Sri M.N.S. Advocate:-

2. Since more than 7 years I am managing the affairs of R-1 Temple. All the records and resolutions are being written by the Secretary of our Temple. The witness volunteers that, in the absence of Secretary, the official who is available writes the same. We have furnished the resolution being passed by the management of the R-1 Temple dated 17.12.2017. Now I see Ex.R.1 shown to me. In the said Ex.R.1 I do not see the resolution dated 14.12.2017. Witness says that, it is available in another register.

3. It is true to suggest that, in our Temple, every 15th of each month we conduct the meeting of our management. It is true to suggest that, before such meeting our management sent notice as per Ex.P.3. The witness volunteers that, before I took charge, there was a custom of sending such notice. Thereafter once such notice was issued to the members of the committee. I do not know that, when issuance of such notice as per Ex.P.3 was stopped by the management. It is true to suggest that, on 01.01.2018 as per Ex.P5 we have displayed the board in the Temple. At that time all the members of the committee were present. Without seeing the resolution book, now I cannot say that, for displaying the said name board when the resolution was passed to that effect.

4. In our executive committee meeting we taken the decision with regard to the displaying of the names of the donors to the Temple and it is decided to display their names. We do not have any documents to show that, the petitioner Mr. Shankar has taken away the Minutes book from the office of our Temple and got them photocopied. The witness volunteers that, we have seen the same. We have not issued any notice to the Petitioner for taking away the records of our Temple and getting them photocopied.

5. The R-1 Temple authority has not given any authorisation empowering me to contest this petition and give evidence in this case. So also no resolution is

being passed authorising me to give evidence in this case. Without seeing the resolution book now I cannot say that, when the petitioner has removed from the post of Trustee. Without seeing the records of our Temple, I cannot say about the passing of resolution on 14.12.2017.

(At this stage, Counsel for petitioner submits that, let the witness produce the resolution book and thereafter he will continue the cross examination and prays time for the same). Heard. Witness prays time to produce the resolution book. Time granted.

TYPED TO MY DICTATION IN THE OPEN COURT.

R. O. I. & A. C.,

17.03.2021

[Ramachandra D. Huddar]

PRL. DISTRICT JUDGE, MYSURU.