

**IN THE COURT OF THE III ADDL. DISTRICT AND
SESSIONS JUDGE, MYSURU**

S.C. No. 93/2011

DEPOSITION OF	Dr.Smitha Rani.		
HUSBAND'S NAME	Dr.Sandeep.S.		P.W. : 16
AGE	37 YEARS:		C.W. : 33
PROFESSION	Associate Professor, Department of Forensic Medicine, JSS Medical College, Mysuru		
RESIDENCE	Mysuru		

WITNESS DULY SWORN ON 14.12.2023

EXAMINATION IN CHIEF BY PUBLIC PROSECUTOR:

Since 15.04.2014 I have been working in JSS Medical College.

2. On 16.12.2020, I have received Form No.146(i) and (II) from the PI of N.R. Police Station, Mysuru at 02.55 pm. I have conducted the PM on 16.12.2020 between 02.55 pm to 04.00 pm on the body of Mr.Ravi @ Bachha, aged 27 years.

3. As per the information received from the police in Form No.146(II), on 14.12.2020 at around 10.00 pm. the alleged had a fight with the deceased near Kurimandi. Later the

alleged accused came to the house of the deceased, allegedly assaulted him and killed him through Asphyxiation as per the complainant.

4. There was blood stained frothy discharge and mucous at both the nostrils. Tongue was bitten. Conjunctival hemorrhage noted in both the eyes.

5. I found the following external injuries on the said dead body.

1. Single mark of compression (Pressure abrasion) present over the front of neck placed below the level of thyroid cartilage measuring 5 cms in length and 0.5 cms in width. The mark was present 4 cms above the suprasternal notch, 11.3 cms below symphysis menti, 10 cms below the left angle of mandible, 4 cms above the medial end of the left clavicle.

2. Abrasion measuring 1X0.5 cms present over the left side of the neck, 5 cms below the left angle of mandible.

3. Abrasion measuring 2X 1 cms present 5 cms above the left shoulder joint.

4. Abrasion over an area of 4 X 3 cms present over the outer aspect of left elbow joint.

5. Incised wound measuring 10 cms X 4 cms X Subcutaneous depth present over the inner aspect of left thigh, 9 cms above the knee joint, abrasion over an area of 11 X 2 cms present at the upper end of the incised wound.

6. The blood less layered dissection of neck was done which showed contusion in the strap muscles of the neck on the left side which was corresponding to external injury No.1. Thyroid cartilage, hyoid bone, jugular and carotid vessels were intact and unremarkable.

7. The body was kept in cold storage on 15.12.2020 at 03.45 pm, wherein the rigor mortis was present at all the joints and Post mortem lividity was present on the back and fixed.

8. The body was cold and stiff as it was preserved in the cold storage of the mortuary on the day of Post mortem examination and post mortem lividity was present on the back and fixed.

8. Internal examination:

Brain was weighing 1210grms. It was congested and edematous.

Lungs; Right lungs weighed 719 grms and left lung weighed 662 grms. Both lungs were congested and edematous. Cut section exudes frothy fluid .

Stomach contained 250 ml of partially digested rice meal. Mucosa was intact.

Liver, spleen and kidneys were congested.

Large vessels; Aorta and inferior venacava were intact. Inner surface of the vessel showed reddish brown discoloration.

Other organs were intact and unremarkable.

Investigations; Blood and vicera were preserved and sent in sealed and labeled bottles to RFSL, Mysuru for chemical analysis and report. Blood soaked filter paper was sent for analysis to RFSL for the purpose of blood grouping.

The cloth present on the deceased was blue coloured underwear with label "Player" was packed, sealed and handed over the IO.

The skin from compression mark site over neck, skin from control area, skin from the incised wound site and skin from control area over the thigh, piece of lung was subjected to histopathological examination.

Time since death was opined as 12 to 18 hours prior to preservation of the body in cold storage on 15.12.2020 at 03.45 pm.

10. Final opinion was initially kept pending for the want of investigation reports and the preliminary PM report was dispatched. Now I see the said PM report. Now it is marked as Ex.P.46. The signature identified by the witness on Ex.P.46 marked as Ex.P.46(a).

11. In PM report, in page No.2 due to the typographical error the timings is mentioned as 01.45 pm, but it has to be 03.45 pm.

12. Thereafter, I have received chemical analysis report from RFSL, Mysuru along with the requisition from PI, NR Division, Mysuru Dtd. 04.02.2021 at 02.05 pm to furnish final opinion on cause of death. The toxicological analysis report stated that, the Viscera sent showed absence of the poison analysed. The histopathological examination done at our center showed the following findings;

1. Skin from compression mark on the neck showed features consistent with ante mortem compression injury.
2. Lungs showed features of pulmonary edema with congestion.
3. Skin from the incised wound over thigh showed few congested blood vessels in the dermis.

13. After perusal of the above mentioned reports I gave my final opinion on 05.02.2021 as "I am of the opinion that the death of the deceased is due to cerebral and pulmonary edema as a result of Asphyxia due to compression of neck by strangulation" Now I see the final report given by me.

Now it is marked as Ex.P.47 and the signature of the witness as Ex.P.47(a).

14. I can identify the report sent by RFSL, Mysuru to me through police. Now I see the said report. Now it is marked as Ex.P.48.

15. The incised wound over the thigh does not have features of ante mortem injury as noted by histopathological examination. The compression injury noted over the neck is ante mortem in nature.

16. I received requisition on 26.02.2021 at 11.45 am from PI, N.R. Police Station along with 3 white coloured packets. Packet No. 1 labeled article No.1 said to contain cotton towel, labeled with sample seal "M". (2 seals found intact).

Packet No.2 labeled article No.2 said to contain stainless steel knife labeled with sample seal "M" (2 seals found intact)

Packet No.3 labeled article No.3 said to contain black coloured belt with buckle labeled with sample seal "M" (2 seals found intact)

Article No.1: On opening the cover contained one white coloured cotton towel with faded pink coloured lines on the edges.

On examination of the article following findings were noted.

1. The cotton towel was torn at places. Length of the towel was 44.5 inches. Width was 18.5 inches, circumference of the towel on twisting was 7 cms. There was no appreciable stains.

Article No.2: On opening the cover contained one stainless steel knife with incscription "Stainless steel" on the surface of its blade with safron coloured handle.

On examination blade had 2 surfaces and 2 edges. One edge was sharp with pointed tip. The length of the blade is 3.5 inches, maximum width being 2 cms , width of the edge of the blade is 0.1 cms, legnth of the handle is 4 inches.

Weight of the knife was 20 grsm. No appreciable stain was noted.

Article No.3: On opening the cover contained one black coloured belt with bronze coloured buckle having inscription “Woodland” on it.

On examination length of the belt was 43.5 inches. Width being 3.5 cms, weight of the belt was 180 grms, outer surface of the belt was black, inner surface was light brown in colour. No appreciable stains noted.

After examination the paper tag with my signature was affixed on all 3 articles and these were packed, sealed and handed over the police.

The following Queries were asked by the IO.

1. Whether it is possible to cause death by Asphyxia if the neck of the deceased is compressed by towel produced as article No.1 ?

2. Whether it is possible to cause death by Asphyxia if the neck of the deceased is compressed by belt produced as article No.3 ?

3. Is it possible to cause injury mentioned on the thigh of the deceased by the knife produced as article No.2 ?

I have answered as below:

Answer to Query No.1 and 2: It is possible to cause Asphyxia if the neck is compressed by a towel or a belt , like the ones produced for examination and that can lead to death of an individual.

Answer to Query No.3: The injury No.5 mentioned in the PM report i.e., incised wound over left thigh can be caused by a sharp edged weapon like the one produced for examination.

17. This report was given on 01.03.2021. Now I see the said report. Now the said report is marked as Ex.P.49 and the signature of the witness as ex.P.49(a). I have sent the sample seals to the PI. Now I see the said sample seals.

They are 2 in numbers. Now they are marked as Ex.P.50, the signature of the witness as Ex.P.50(a).

18. I can identify the articles sent to me for examination. The witness identified the towel, knife, belt which are before the court. They were already marked as M.O.14, M.O.13, M.O.15 respectively. The white tags on these M.Os bears my signature.

19. I can identify the cloth which I found on the dead body i.e., underwear. In the open Court, the seal opened and removed the underwear from the white bag. The witness identified the same, which bears the inscription as "Player". The said white bag bears a white tag with my signature.

Accused No.1 to 3 prays time to cross examine the witness.

Hence, adjourned:

TYPED TO MY DICTATION IN THE OPEN COURT.

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

*III ADDL. DISTRICT & SESSIONS JUDGE,
MYSURU.*