

IN THE COURT OF III ADDITIONAL DISTRICT AND SPECIAL JUDGE,

MYSURU.

SPL.C. No.33/2012

DEPOSITION OF P.W. -01

C.W. - 01

Name of the Witness : Karigowda
Father's Name : Boregowda
Age : 55 years
Occupation : Office Manager, PWD Building Sub-Division,
Mysuru.
Residence : Mysuru.

DULY SWORN ON: 04-12-2018.

EXAMINATION-IN-CHIEF BY THE SPL. PUBLIC PROSECUTOR :

From 2006 to 2010 I was working as SDA, in Varuna, No.6 Sub-Division.

2. On 21-10-2008 my Superior Officer asked me to report to Lokayuktha police station at 4-00 pm. Accordingly, I went to Lokayuktha police station and met SP-D'Souza and Dy.S.P. Annappanayaka. Along with me two others i.e. one Murulidhar and Sumathi bai also case and reported to Lokayuktha police station and SP-D'Souza told all of us that we have to cooperate as Panch Witnesses in a raid to be held on next day and accordingly asked us to report on next at 5-00 am and till then to keep the matter confidential.

3. Accordingly, on 22-10-2008 all of us Panch Witnesses reported to Lokayuktha police station at 5-00 am to SP and Dy.S.P. Then all of us went in two dept. vehicles and reached Hinkal village,

Siddaramaiah road, Mysuru at about 6-15 am and there the vehicles were stopped a little distance from house called Meghana Nilaya.

4. When the IO knocked on the door one Puttagamma the mother of M. Shivaprasad opened the door. In the house Puttagamma, her younger son Udayaprasad, his wife and two sons were there. The search warrant issued by the court was served on said Udayaprasad and then myself and other Panch Witnesses also signed the search warrant. Now I see the executed search warrant and the same is now marked as **Ex.P.1** and signature of the witness is now marked as Ex.P.1(a).

5. Then all of us conducted body search of ourselves and in fact the Lokayuktha police had informed us before coming not to bring anything at the time of raid. The said house was two storey building and there was vacant space next to the building which we were informed also belonged to Accused. In the said vacant space there were two cars and three scooters. Then we started systematic search of the entire house and during the entire search the description details and value of each articles found in the house was stated in the detailed mahajar which was drawn up. To write the value of each article were first asked the persons who were in the house and if they produced bill for said article the value stated in the bill would be written and if no bill was produced, then we would asked the price of articles to the said persons in the house and on the basis of what they said and on the basis of discussion amongst ourselves, the approximate price of each article was stated in the mahajar. However, in so far as gold and silver ornaments the Lokayuktha police secured goldsmith by name Ramesh who weighed and valued the ornaments.

6. In the compound of the house there was jelly stones and other construction material.

7. In the first floor room of the Accused documents at Sl.No.171 to 200 of mahajar were found which were seized. Even in the room of Udayaprasad certain documents were found which were seized. From the room of Accused about 365 of grams of gold ornaments were seized and about 55 grams of gold was seized from the room of Udayaprasad. Also about 2 Kgs of silver was seized from room of Udayaprasad. In addition, the goldsmith weighed the valued the ornaments which were on the person of Accused's mother and sister-in-law but the same were not seized. The dimension of the house was 36 X 78 feet. In addition, cash of Rs. 56000/- was seized from the room of Accused. Certain other cash was found in the room of Udayaprasad which was not seized.

8. With regard the said raid, search and seizure a detailed mahajar was drawn up which I have signed, which I now see and which is now marked as **Ex.P.2** and signature of the witness is now marked as Ex.P.2(a).

9. Again the Lokayuktha police asked all of us Panch Witnesses to report to Lokayuktha police station on the next day i.e. on 23-10-2008 at 10-00 am and on that day we were all taken to under construction house of Accused at 2nd stage, Vijayanagar which was also two storey house and there PWD Engineer by name Taraknath was also called to value the said construction and PWD- Engineer took measurement and other calculations necessary for valuation and in this regard detailed mahajar was prepared, which I now see and which is now marked as **Ex.P.3** and signature of the witness is now marked as Ex.P.3(a).

10. At this stage further chief examination deferred to enable identification of seized gold and silver ornaments which are in the custody in the IO and which are not produced today.

(Computerized to my dictation in the Open Court as deposed by the Witness)

R.O.I & A.C.,

III Addl. District & Spl. Judge,
Mysuru.

