

Witness called and duly sworn on: 03.06.2025

CROSS EXAMINATION BY: SRI. MVG LEARNED COUNSEL FOR RESPONDENT NO.2:

1. My mother demised due to injuries sustained in the accident which occurred on 08.05.2023. One Sri. Adithya is the son of petitioner No.2 herein. The FIS was lodged by me on the same night. It is false to suggest that I have deposed false facts and have no knowledge about the facts and circumstance surrounding the present case.
2. The informant i.e., petitioner No.2 is not an eye witness to the accident. It is true to suggest that the FIS was lodged after delay of one day. The informant got the information regarding the accident over the phone. I am not aware if the said fact is not mentioned in the FIS.
3. The accident occurred between two motorcycles. The deceased was wearing helmet at the time of accident. It is false to suggest that had it been true, the IO would have seized the helmet from the spot, witness states that the helmet had broken into pieces. My mother was doing coolie work. I have no document in my possession regarding the avocation and income of the deceased.
4. It is false to suggest that neither me nor the other petitioners were dependent on the income of the deceased. Except for Ex.P17, I have no other document in my possession to show the age of the deceased at the time of accident. It is false to suggest that the year of the birth of the deceased is 1950.

5. Immediately after the accident, the deceased had been admitted to K.R. Nagara Government hospital. I do not know the registration number and name of the owner of the motorcycle on which the deceased was proceeding at the time of accident. Since the vehicle belonged to some other person, no documents pertaining to the said vehicle is produced before this court.

6. It is false to suggest that the said Sri. Adithya @ Yogesh did not possess a DL at the time of accident. I do not know the registration number of the offending motorcycle. I do not know the name of the person who has been chargesheeted by the I.O. I do not know if even the rider of the offending motorcycle did not possess a DL at the time of accident.

7. It is false to suggest that none of the persons cited in the charge sheet as witnesses have witnessed the accident. It is false to suggest that since the vehicle on which the deceased was traveling was uninsured at the time of accident, the motorcycle bearing No.KA-45-EC-9449 was falsely implicated so as to maintain this claim petition. It is false to suggest that since the rider of the motorcycle, owner of the motorcycle and I are the residents of the same village, a false case is foisted just to claim compensation. It is false to suggest that despite the fact that no other vehicle was involved in the accident, I have got lodged a false FIS and on the basis of created documents I have filed this false petition and deposed false facts in support of the same.

RE - EXAMINATION : NIL

(Typed to my dictation in the open court)

R.O.I. & A.C.
Sd/-
Prl.Judge ,

Court of SC., & MACT., Mysuru