

Witness called and duly sworn on: 02.09.2025

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

1. I am currently aged 31 years. It is true to suggest that as per my Aadhar card marked as Ex.P9 I am currently aged 32 years. I was previously running a tea shop at Basaveshwara road, Mysuru. It was a canteen which was being run in a building at Agrahara road on rental basis. Though I had not procured any license but I had entered into rental agreement with the owner of the building to run a canteen. The accident occurred about 8 months after I started the canteen. I have no impediment to produce the rental agreement before this court.

2. It is false to suggest that as per Ex.P3 while giving my statement before the police I have informed the I.O. that I was working as a coolie. At the time of accident my brother was riding a motorcycle. My brother possessed a valid and subsisting D.L. I have no impediment to produce the same before this court. It is false to suggest that at the time of accident neither me nor my brother were wearing headgears.

3. It is true to suggest that the Ex.P2 is not written by me. However the signature is mine. It is false to suggest that I sustained the injuries upon slipping from the motorcycle. Witness states that while negotiating a curve, my brother rode the motorcycle at a high speed due to which he lost control and both of us felled down along with the motorcycle. It is true to suggest that in Ex.P7 it is mentioned that I sustained the injuries upon fall from motorcycle.

4. I underwent treatment as an inpatient for about 3 days. It is false to suggest that I have not produced any document to show that I have obtained follow up treatment on OPD basis which goes to show that I had not sustained any injuries which required follow up treatment.

5. I had not maintained any accounts pertaining to my tea shop. It is false to suggest that I have falsely asserted that I have incurred Rs.2,50,000/- towards medical expenses and Rs.50,000/- towards miscellaneous expenses including transportation just to claim higher compensation. It is false to suggest that I had fully recovered from the injuries at the time of my discharge from the Hospital. It is false to suggest that nowhere in the Ex.P7 discharge summary it is mentioned that implants are placed on my shoulder region. It is false to suggest that I was neither running a tea shop nor was I earning Rs.25,000/- per month prior to the accident and yet I have asserted false facts just to claim higher compensation.

6. I last consulted the doctor about 3 to 4 months back with regard to injuries sustained by me in the accident. I was treated by Dr. Sri. Madhuran. It is true to suggest that no doctor has issued any certificate specifying that I cannot lift heavy objects with my left hand due to injuries sustained in the accident. It is false to suggest that I have asserted false facts just to claim higher

compensation despite the fact that even I was negligent to the extent of not wearing headgear at the time of accident.

RE - EXAMINATION : NIL

(Typed to my dictation in the open court)

R.O.I. & A.C.

sd/-
Prl.Judge ,
Court of SC., & MACT., Mysuru