

**IN THE COURT OF PRL. JUDGE, COURT OF SMALL CAUSES AND
MACT., MYSURU.
MVC.NO. 1870/2022**

Witness Name	:	Dr. Goutham Cugati	PW.3
Father Name	:	Dr. Parameshwaraiah C	
Age	:	42 years	
Occupation	:	Consultant Neurosurgeon, DRM hospital, Mysuru.	
Residence	:	Mysuru	

Witness called and duly sworn on: 12.11.2025

EXAMINATION IN CHIEF BY: SRI. NBR LEARNED COUNSEL FOR PETITIONER:

Now I see the affidavit filed in lieu of my examination in chief, the same bears my signatures. The same is prepared as per my instructions and I am aware of the contents of the same. The contents of the affidavit is true to the best of my knowledge, information and belief.

Ex.P12	The entire case sheet pertaining to the petitioner.
Ex.P13	One OPD slip
Ex.P14	Neuro-behavioral and cognitive assessment report.

CROSS EXAMINATION BY: SMT. KLS LEARNED COUNSEL FOR RESPONDENT NO.2:

1. I first examined the petitioner on 24.11.2022 i.e., in the date of his admission. At the time of his admission, the petitioner was semi-conscious. I have not performed any surgery with regard to injuries sustained by the petitioner.

2. It is true to suggest that the GCS score of the petitioner at the time of his discharge on 01.12.2022 was almost normal. I do not have documents with regard to consultation visits of the petitioner as the same would be with the patient himself. On 07.10.2025 I examined the petitioner for the purpose of assessing disability. Witness states that I have even prescribed some medicines on that day.

3. Though I do not recollect the exact date on which I referred the petitioner to procure the psychological assessment report but it was about a month prior to the date on which I examined him for the purpose of assessing disability. I procured the Ex.P14 report for the purpose of accurately quantifying the extent of disability and also for the purpose of deposing before this tribunal. I did not participate in the process of psychological assessment done by clinical psychologist.

4. Though I am personally not aware of the tests done by the clinical psychologist but I can depose about the same on the basis of contents of Ex.P14. It is true to suggest that the questions posed to the petitioner while assessing his disability under various domains are not set out in the Ex.P14 report. It is true to suggest that IQ of 80 mentioned in the Ex.P14 shows that the petitioner has normal IQ. It is false to suggest that the disability of 25% assessed by me with respect to intellectual dysfunction on the basis of VSMS SQ score of 83 pertains to children only as per the guidelines.

5. It is true to suggest that the guidelines No.21 to which I have referred pertains to children only. It is false to suggest that

considering the fact that the petitioner is shown to be working as a writer at a market goes to the show that a person doing the said work cannot be said to have socio-adaptive disability to the extent assessed by me. It is true to suggest that the questions posed by me to ascertain the MSME score of the petitioner as set out in the Ex.P13 is not detailed either in the Ex.P13 or in my affidavit.

6. The disability assessed by me is based not only on Ex.P14 report instead it is also based on my own assessment on the basis of clinical examination done by me. It is true to suggest that I have not differentiated as to what is the score and extent of disability as per my clinical examination and what is the score and extent of disability as per the report of clinical psychologist.

7. The issues noted by me with regard to memory disturbance and behavioral changes are based on Ex.P14 and the issue pertaining to speech disturbance is based on my own observation but I have not conducted any specific tests in that regard. I am not aware if the petitioner had personally appeared before this tribunal and has deposed in this matter. It is false to suggest that the petitioner does not have disability to the extent assessed by me and yet I have assessed exaggerated percentage of disability just to suit the claim of the petitioner for higher compensation.

RE-EXAMINATION – NIL

(Typed to my dictation in the open court)

R.O.I. & A.C.

Sd/-

Prl. Judge.

Court of SC., & MACT., Mysuru

