

1st ADDL. DIST. & SESSIONS COURT
RAMANAGARA

Spl.C.No.94/2015

Duly sworn on: **18.09.2021**

CW :31

PW :8

Name : Dr. Shankar C
Father Name : Chikkanna
Age : 43 years
Occupation : CMO, KIMS Hospital,
Bengaluru
Residence : Bengaluru

Examination-in-Chief: Public Prosecutor:

Since 15 years I am working in KIMS Bengaluru.

2. On 05.08.2014 at 6.45 PM I was on duty as CMO, CW1 came to our hospital accompanied by one Kumar with a history of kidnapping at Magadi by 4-5 unknown persons on 04.08.2014 at 10.30 PM.

3. I examined him and found the patient was conscious and oriented. On local examination

bandage present over scrotum region. On opening the bandage sutured found measuring 7CM present over scrotum. Both the testis not found.

4. The same is the grievous injury. I handed over original medical records to the patient. The hospital kept only carbon copy of the same. Even the IO produced true copy of medical records with the charge sheet. The defence counsels objected the marking of the same as exhibit. However, as expert witness is present before the court, the true copy of the medical records before the court are marked as Ex.P.17 subject to production of original by the prosecution. I have only copy of case sheet.

(The learned PP attempted to show the medical records of CW1 to the witness before the court to depose on the injury and removal of testis to CW1 and the same has been objected by the defence on the ground that, the same is diversion of prosecution case from that of the evidence collected by the IO during investigation. Even it appears to the court that, the same is the duty of IO and it can be done during investigation even under Sec. 173(8) of Cr.P.C. Accordingly, the prayer of learned PP is rejected)

(Learned PP prays to defer further examination of the witness, in view of absence of original medical records)

(Computerized to my dictation in the open court as deposed by the witness)

R.O.I & A.C.

(MARULASIDDARADHYA H J)
1st Addl. Dist. & Session Judge/Spl.Judge,
Ramanagara.