

1st ADDL. DIST. & SESSIONS COURT
RAMANAGARA

Spl.C.No.94/2015

Duly sworn on: **27.11.2021**

CW: 29 PW: 11

Name : Shivakumaraswamy
Father's Name : Channappa
Age : 69 years
Occupation : Retired ASI
Residence : Nelamangala

Examination-in-Chief: Public Prosecutor:

From July 2010 to June 2015 I served as ASI of Magadi P S.

2. On 04.08.2014 at 9.30 PM when I was on patrolling duty in the night, CW23 and 25 were also with me. Two unknown young aged persons and another middle aged person came to our station. The two persons who brought that another person hold me that he was to pay money to their sister, but not paying. I enquired them and came to know that the same is within the Jurisdiction of Byadarhalli P S and I told them to go to that station. They requested me to keep that middle age

person in our station till they brought their sister. I told them I can't keep them unofficially without any complaint. That middle aged person was talking to some one in phone that, he was taken to P S. I send them back to settled as the same is financial dispute. I have not received any first information from them. Another person by name Devaraj came to our station and verified about keeping that middle aged person in our station and went away.

3. On 05.08.2014 at 10.00 PM I recorded the statement of CW1 at KIMS Hospital Bengaluru, Based on the memo received from the hospital about admission and treatment of CW1. After I recording the statement I handed over the same with my report our PSI. I can identify the said statement recorded by me if shown. Ex.P.1 on record shown to the witness and his signature of the witness is marked as Ex.P.1(c). I can't identify the two young persons came to our station along with that middle aged person, who visited our station when I was SHO. I came to know that middle age person, who came to our station was CW1 only. I can't identify any accused present before the court.

Cross-Examination: by Sri. M.N.P., Advocate
for Accused No.6 and 7:

On 04.08.2014 and 05.08.2014 I was on 24 hours duty as ASI of our station. I had no shifts. I have not produced any documents to show that I was on 24 hours duty. It is false to say that I was not on duty of our station on 04.08.2014.

2. I have not produced memo received from KIMS Hospital, Bengaluru in this case. I have not submitted any report before the IO about myself visiting KIMS Hospital, Bengaluru to record statement of CW1. Statement of CW1 as per Ex.P.1 has been written by the writer of our station. I can't recall the name of that writer. It is false to say that Ex.P.1 has been written in the P S by our writer. It is false to say that I have not get recorded the statement of CW1 from anywhere and I prepared it in our station.

Cross-Examination: by Sri. A.B.D., Advocate
for Accused No.2, 3, 5, 8 and 9:

On 04.08.2014 I have not entered in the CD of our station about anyone visiting our station in this case. I received wireless message and also I

instructed by CW36 to visit KIMS Hospital, Bengaluru. I did not know with whom the middle aged person was talking when he came to our station.

2. Myself alone went to KIMS Hospital, Bengaluru. It is false to say that I have not visited the KIMS Hospital and deposing falsely. It is false to say that I am giving false evidence against the accused.

Cross-Examination: by Sri. B.S.M., and K.C.M., Advocate for Accused No.10 and 11: Prays to adopt the cross examination of Sri. A.B.D., and M.N.P. The same is adopted.

Re-Examination: Nil

(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.**