

**IN THE COURT OF V ADDL., DISTRICT & SESSIONS
JUDGE, SHIVAMOGGA, (SITTING AT SAGARA)**

Sessions Case No. 10042/2021

PW 12 CW 18

Deposition of	Dr. Harsha Patil
Father's name	Chandrashekhar Patil
Age	50 Years
Occupation	Medical Officer, PHC Kuppagadde, Soraba Taluk
Residence	Anavatti, Soraba taluk.

Duly sworn on 23-07-2025

Examination in chief by the Public Prosecutor.

From 24.08.2011 to till date, I am working as Administrative Medical Officer in CHC Anavatti.

2. On 18-05-2020 at about 3-50 p.m. a patient by name Mallikarjuna S/o. Annajigowda, aged about 36 years, R/o. Kacchavi village, Soraba Taluk was brought to the CHC Anavatti by his Father Annajigowda with the alleged history of assault at 3.00 p.m. on 18.05.2020 by one Girish using the Stick in Girish's Agricultural field. On examining the said Patient, I found the following injuries on him:

1. Swelling at the left temporal region of head

3. I referred the said patient to the higher center for further treatment. The higher center had issuing the report stating that the said patient has sustained fracture of left temporal bone. After examining the

said report, I issued opinion stating that the above mentioned injury is grievous in nature.

4. I have issued the wound certificate regarding the same. Now, I see the wound certificate. The said wound certificate is marked as Ex.P.10 and witness signature is marked as Ex.P.10(a).

5. Thereafter on 29.06.2020, the PSI of Anavatti Police Station submitted a requisition along with one stick, to examine the said stick and issue opinion whether the said injury can be inflicted by using the said stick. After examining the said stick, I issued opinion on 25.01.2021 stating that the said injury can be caused by using said stick.

6. Now, I see the opinion issued by me and the same is marked as Ex.P11 and the witness signature is marked as Ex.P11 (a). Now, I see the stick examined by me and the same is already marked as MO1.

Cross examination by Sri. HND Advocate on behalf of the Accused

7. It is true to suggest that whenever the injured visits the Hospital, we generally ask him how he sustained the injuries. It is true to suggest that if there is a assault on the patient we enter the same in the MLC. It is true to suggest that after entering in the MLC, we intimate the same to the Police through HMR. The Police have not taken any statement of the injured in my presence in our Hospital.

8. It is true to suggest that there is deference between the stick and club. It is true to suggest that the MO 1 produced before the court is club. When the patient visited the Hospital, one Dr. Vishrutha was the Duty

Doctor. It is true to suggest that in the MLC register it is entered that the patient was treated by Dr. Vishrutha.

Question: 1) The wound certificate should have been issued by the Doctor who treated the Patient?

Ans: Since the said Doctor Vishrutha is an Ayurvedic Doctor, she cannot issue wound certificate. Hence, I being the Administrative Doctor has issued to wound certificate.

9. It is true to suggest that, I have not inform the Investigation Officer the said fact that the Dr. Vishrutha cannot issue wound certificate. It is true to suggest that the Doctor who examined the patient will be having full details about the injury sustained by the patient. It is true to suggest that if a person is assaulted by using stick there is a less possibility of sustaining a fracture. It is true to suggest that before issuing the wound certificate I have not seen the X-ray of the patient. I have wound certificate on 04.07.2020. Before issuing wound certificate, the Police had not shown me the stick.

10. It is true to suggest that, I have not issued any opinion on the date when I received the requisition and weapon from the Investigating officer. The weapon was produced before me in a sealed manner. The Police constable submitted the said MO1 before me. The weapon / MO1 was opened by the Police constable. After examining the club, I did not re-pack the club and did not affix any seal on it. It is true to suggest that, if a person falls from a moving Tractor he may sustain the injuries mentioned in the wound certificate.

Re-examination – NIL

(Typed to my dictation in the Open court.)

R.O.I & A.C.

Vth Addl. District & Sessions Judge,
Shivamogga (Sitting at Sagara)