

**IN THE COURT OF THE V ADDL. DISTRICT &
SESSIONS JUDGE, TIPTUR**

S.C No:10006/2023

DULY SWORN ON
DATE:20.05.2026

CW-07

PW-07

Name	Dr.Mumtaz Hussain
Husband Name	Liyakhath
Age	34 years
Occupation	In service, PG-student at Bangalore Medical College.
Residence	Bangalore.

IN-CAMERA PROCEEDINGS.

Examination-in-chief : By Learned Public

Prosecutor:

Since, 07.09.2018 till 2023 I have been worked as
General Medical Officer at Kandhikere Primary Health
Centre, Chikkanayakanahalli.

On 19.10.2022 I have received the requisition from
Huliyar Police Station to examine the sexual offence
victim at C.N Halli Government Hospital as there were

no female doctors available at C.N Halli Government Hospital to examine the victim. The requisition dated: 19.10.2022 has been received by me wherein the I.O., has sought the opinion with respect to whether the victim has sustained sexual intercourse, capable of having sexual intercourse, whether the victim has sustained injuries on the private parts and other parts of the body and also to collect the clothes of the victim for examination and also to examine the blood group of victim. The said requisition bears my signature. The said requisition is marked as **Ex.P-14** and signature is marked as Ex.P-14(a).

On 19.10.2022 at about 8.00 P.M, the Huliya Police Station W.P.C-Latha.P.M brought the victim Puttalakshamma @ Lakshmakka to General Hospital, C.N Halli. On examination of the Victim she was aged 65 years and she was conscious and oriented and the said victim was accompanied by known person Rangaswamy. On obtaining the consent of the victim have conducted the medical examination. The victim has stated that her son in law Mani has assaulted her sexually and verbally abused her. The victim is stated

that on 18.10.2022 at about 9.00 P.M Mani came home and he was alcoholic and he had his food and around 10.00 P.M door was closed and she started verbal conversation with son in law during verbal conversation son in law told her to sleep beside her. But, she refused. He forcefully abused her, assaulted her and scratched over her breast and raped her around 11.00 P.M., and he pressed her abdomen with his knee and forcefully raped her.

On examination the victim has stated that she had last menstrual period 14 years back. The victim has stated that the accused had assaulted her on head with wooden stick and on examination I have not found any such injuries on the head. On examination of the breast there was nail scratch injury and bruise. On examination of other parts of the body there were no injuries found on her body. The victim has stated that she has abdominal pain due to assault with knee, on examination there was no injury found on the abdomen.

On external genitalia examination.

Urethral meatus and vestibule-healthy and normal, Labia Majora- healthy and normal, Labia minora- petechial hemorrhage spots, Fourchette and introitus- Normal, Hymen Perineum- Torned.

On Internal genitalia examination: Bleeding in vaginum.

I have collected the blood sample,Urine sample, clothes worn by victim (saree, blouse, langa) of the victim. The body evidence, Genital and Anal evidence samples were collected i.e., Scalp hair, Head hair combing, nail clipping, oral swab, blood for grouping, testing drug/ alcoholic intoxication, Urine (drug testing), pubic hair combing, cutting of pubic hair, two vulval swabs (for semen examination and DNA testing), two vaginal swabs (for semen examination and DNA testing), two Anal swabs (for semen examination and DNA testing), Vaginal smear (air-dried) for semen examination, Urethral swab. The blood group of the victim was done and the blood group was B +ve.

Treatment Prescribed:

Emergency contraception, wound treatment, tetanus prophylaxis, Hepatitis B vaccination and counselling was done.

The victim was examined from 19.10.2022 and the samples were collected on the same day and she was in the hospital till 11.00 P.M and the said victim had come to the hospital on 20.10.2022 at 12.00 P.M and the other examination was completed by 2.00 P.M.

I have given the opinion stating that the final opinion shall be given after receiving the FSL reports. With respect to the same I have given the report which bears my signature. The victim has identified the signature on the said report. The said report is already marked as Ex.P-8 and the signature is marked as Ex.P-8(b). I can identified the material objects collected by me during the course of examination. The witness has identified the articles M.O-1 to 17 present before the court. Witness has identified the signatures on the slip pasted on M.O-1 to 17.

On 25.01.2023 have received the requisition from Circle Inspector, C.N Halli along with FSL report to

furnish the final opinion. The said requisition was received by me on 27.01.2023 and I have furnished the final report stating that on clinical examination and FSL report I am of the opinion that there are signs suggestive of forceful vaginal intercourse, presence of seminal stains were detected in item 1 and 3 of FSL report. With respect to the same I have given final opinion dated: 07.02.2023 which bears my signature. The said final opinion is marked as **Ex.P-15** and signature is marked as Ex.P-15(a).

Cross examination by Shri.M.C.N.Advocate
for accused:

It is true to suggest that the Taluk Health Officer is present at C.N Halli and he has made order. It is true to suggest that I have not furnish the said order before the court. It is true to suggest that there is no mention of time and date for having received Ex.P-14 requisition. It is true to suggest that in the present case I have not produced MLC register and other medical records. It is true to suggest that I have not mentioned the time in Ex.P-18. It is true to suggest that I have not mentioned

with respect to the family history and also victim having taken treatment earlier. It is true to suggest that I have not given any certificate stating that the victim was mentally sound. It is true to suggest that in Ex.P-8 the address of Rangaswamy has not been mentioned. It is true to suggest that the time and date in column No.15(a)(I) and (VIII) has been altered.

It is true to suggest that the breast nail scratch measurement has not mentioned. It is true to suggest that though the victim has stated that she was assaulted with wooden log on head, on examination no injury was found. It is false to suggest that the statement of the victim and injuries does not tally. It is true to suggest that the victim could have shown the stomach ache physically. It is true to suggest that no abdominal scan and X-ray has been done. It is true to suggest that the external injuries could be caused other than sexual assault. In Ex.P-8 column No.21(3) nail clippings collected has not been specifically mentioned as to which finger. It is true to suggest that the General Hospital, C.N Halli has beds where impatient can be admitted.

It is true to suggest that in Ex.P-8 there is no mention on 19.10.2022 and 20.10.2022 as to till what time the victim was examined. It is true to suggest that there was no difficulty to give treatment to victim as impatient. It is true to suggest that there is no date mentioned in Ex.P-8 as to when it was given. It is false to suggest that the M.O-2 to 4 clothes were not on the body of the victim. It is false to suggest that the I.O., has not furnished any requisition to secure Ex.P-15 finally opinion. I have given the final opinion on the basis of FSL report.

It is true to suggest that the seminal stains found on item No.1 and 3 can be found though there is no alleged sexual intercourse. It is true to suggest that I have not known the details of their family. It is false to suggest that though victim Puttalakshmamma has not been produced before me for examination and though I have not examined her have given false report as per Ex.P-8 and 15 to help the police. It is false to suggest that I have not collected M.O-1 to 17 from the victim and the

same has been created for the purpose of the case by colluding the police.

Re-examination - Nil

(Typed to my dictation in open court)

R.O.I. A & C

(Hemanth Kumar C.R)

V Addl. District & Sessions Judge

Tiptur