

**IN THE COURT OF THE ADDITIONAL DISTRICT & SESSIONS JUDGE,  
VIJAYANAGARA DISTRICT, HOSAPETE.**

**S.C. No.5039/2020**

P.W. 03 C.W. 03

Name : M. Hasusab  
Father's/Husband's Name : Mohammad Sab  
Age : 40 years  
Occupation : Police Constable No. 221  
Residence : Hosapete.

Duly Sworn on : 22.01.2026.

**Examination-in-chief by: learned P.P.**

On 27.03.2017 at about 08.00 p.m. when I was in Hirehadagali police station, P.W.1 Sri. Veerashekhar, ASI of the said Police Station, informed me, C.P.C-912, and W.P.C-739 that he was having credible information that somebody is selling intoxicating drinks at Holalu village and asked us to accompany him. We went in our police jeep to Holalu. When we reached Holalu time was 8.20 p.m.. We left our vehicles at a distance from the scene of offence. We proceeded to the scene of offence by walk. On seeing us except accused No.1, other accused persons ran away from the spot. P.W.1 enquired the accused No.1 and obtained his name and address. The accused No.1 was announcing that a small bottle containing intoxicating drinks was available for Rs.10/-. The P.W.1 found a bottle of 2 Ltrs. containing intoxicating drinks and cash amount of Rs.260/- with the accused No.1. The P.W.1 also found a mobile phone of Carbon company with the accused no.1. In the presence of the said pancha witnesses the P.W.1 has conducted a mahazar and seized cash amount of

Rs.260/-, a mobile, 5 plastic glasses, 2 Litres of intoxicating drinks contained in a plastic bottle, from the custody of the accused No.1. The accused no.1 gave the names of other 6 accused persons.

P.W.1 conducted said mahazar from 08.40 p.m. to 09.40 p.m. We went to Hirehadagali police station along with accused No.1, said seized material objects and Ex.P.1 – mahazar. Now I see M.O.1 to 4 which are seized from the custody of accused no.1. I have given statement before C.W.11.

**Cross-examination by Sri. H.V., Adv for Accused Nos.1 & 2:-**

3 to 4 Police Constables were there in the Police Station at 8.00 p.m. on the said date. P.W.1 received a telephone message from out post of our Police Station at Holalu village. Jeep driver, P.W.1, C.P.C. 912, W.P.C. 739, two pancha witnesses and myself (totally 7 persons) went in the jeep from the Police Station. In my statement before the I.O. I have not stated the registration number of the said jeep. When we left the Police Station the time was 8.00 p.m.. The distance between the Police Station and the scene of offence is around 12 to 15 k.m.s.. First we went to out post of our Police Station at Holalu. We reached out post of our Police Station at Holalu at about 8.20 p.m.. We left out post of our Police Station at Holalu at 8.25 p.m.. From out post of our Police Station at Holalu one Head Constable and 2 Police Constables followed our jeep to the scene of offence. In my statement before the I.O., I have not given the details of the vehicles in which the said one Head Constable and 2 Police Constables came to the spot. Our vehicles were parked at a distance of 200 mtrs. from the scene of offence. To a distance of about 175 mtrs we went by normal walk. When the people gathered at the scene of offence started running

away from the spot on seeing us, we started chasing them by running. 10 to 15 people had gathered at the scene of offence. Accused no.1 was giving intoxicating drinks in plastic cups and the remaining 6 accused persons were announcing regarding the intoxicating drinks. I am not an expert to say the nature of the drinks. We tried to catch hold the public (consumers). I can not say the boundaries of the scene of offence. I have not observed the lable if any found on the two ltrs. bottle. The said bottle was fully loaded with the intoxicating drinks. It is not true to suggest that neither myself nor any other Police Constables went to the alleged scene of offence at the alleged time on the said date; that I do not have any knowledge about the disputed facts; and that I am deposing falsely at the instance of P.W.1 and other Police Officers. C.P.C. 912 Sri. Rajashekhar had brought the Pancha witnesses.

It is not true to suggest that no mahazar was drawn in my presence, no material objects like M.O.1 to 4 were seized in my presence. I can not say the capacity of the bottle (like 1 ltr. or half ltr. etc.,) in which sample was taken at the time of mahazar. The said cups were in the hands of accused no.1. The said cups were brought by the accused no.1 for the purpose of sale of intoxicating drinks. I do not remember as to whether I have or not put my signature in the mahazar.

**(Typed to my dictation in the open Court)**

**R O I & A C**

**(D.P.KUMARA SWAMY)**

Additional District & Sessions Judge,  
Vijayanagara District, Hosapete.