

IN THE COURT OF THE 3rd A.D.J., AT HOSAPETE

Spl.C.No.01/2016

P.W. 01 C.W. 02

Name : Ravi Kumar
Father's Name : A.Kenchappa
Age : 48 years
Occupation : Community Organizer, C.M.C.,
Hosapete.
Residence : Hosapete.

Duly Sworn on : 19-08-2022.

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

I am working as a Community Organizer in C.M.C., Hosapete, since 2011 till date.

On 10.11.2014, my Higher Authorities received requisition from the Office of Lokayuktha Hosapete, accordingly I and C.W-3 were asked to attend the Office of Lokayuktha Hosapete, on the same day at 10.00 a.m. in the morning. Accordingly, we have attended the office of Lokayuktha on the same day at 10.00 a.m., wherein we were taken to Marabihal Grama Panchayath Office. From there we were taken to Varadapura village, situated on the way to Harihara, wherein we were shown the houses unauthorizedly constructed through Maribahal Grama Panchayath by President Gangamma and her husband Mahadevagouda. Totally 03 houses were shown to us, out of those houses one house was given on rent to Suresh; one of the house was under lock; and the third house was

in occupation of Dharmasthala Gramina Abhivruddhi Sangha. We were told that, all the 03 houses were standing in the names of the children of Marabihal Grama Panchayath Member Hanumavva by names Umadevi, Laxmi and Nagarathna. Thereafter, we were brought to the Marabihal Grama Panchayath Office, situate at Marabihal village. Lokayuktha Police have taken the documents from the P.D.O. of the said Grama Panchayath pertaining to the said 03 houses. Lokayuktha Police have obtained our signatures on type written documents, reading the contents of the same. On that day, I and C.W-3 have affixed our signature on the said type written document. The said document is called as Mahazar. Now I see the said Mahazar upon which I have affixed my signature. On identification the said Mahazar is marked as Ex.P-1. Signature of the witness on the last page is marked as Ex.P-1(a). Even C.W-3 has also affixed his signature on Ex.P-1.

We have also affixed our signatures on the documents collected from the Office of Grama Panchayath Marabihal. Now I see 02 Registers containing resolutions passed by the Grama Panchayath Marabihal, upon which I have affixed my signature. On identification the said Registers are marked as Ex.P-2 and Ex.P-3. Signatures of the witness on the first page of the said Registers is respectively marked as Ex.P-2(a) and Ex.P-3(a).

So also, I have affixed my signatures on 04 files, received from the Office of Grama Panchayath Marabihal. On identification the said 04 files are marked as Ex.P-4 to Ex.P-7. Signatures of the witness on the face sheet of the said files is respectively marked as Ex.P-4(a), Ex.P-5(a), Ex.P-6(a) and Ex.P-7(a).

The said proceeding were conducted up-till 02 O'clock in the afternoon.

Cross-examination by Sri.K.B.R., Adv for Accused No.2:-

I have not received any notice from the Lokayuktha Police to attend their office and to participate in the raid proceedings. I do not know the name of the Lokayuktha Police who has given the notice to our Higher Authorities to send me and C.W-3. My Higher Authority has not given any written instructions to me and C.W-3 to attend the Office of Lokayuktha Police. Witness volunteers that, they were given oral instructions by their Higher Authority. I have not mentioned in the Movement register of our Office about my Movements on 10.11.2014.

I have not given any instructions to the Lokayuktha Police to draw the Mahazar/Ex.P-1. Even C.W-3 has also not instructed in my presence to the Lokayuktha Police to draw the Mahazar/Ex.P-1.

The files/Ex.P-4 to Ex.P-7 pertains to the houses situate at Varadapura village. It is false to suggest that, I am deposing falsely that, Ex.P-4 to Ex.P-7 filed pertain to the houses situate at Varadapura village.

It is false to suggest that, I am deposing falsely that, Lokayuktha Police have taken us to Varadapura village and have shown 03 houses, as narrated in my Examination in Chief.

It is false to suggest that, I have affixed my signatures as Ex.P-1(a), Ex.P-2(a), Ex.P-3(a), Ex.P-4(a), Ex.P-5(a), Ex.P-6(a) and Ex.P-7(a) in the Office of Lokayuktha Hosapete. Witness volunteers that, he has affixed his signatures in the Office of Grama Panchayath Marabihal.

It is false to suggest that, I am deposing falsely that, Lokayuktha Police have taken the files and register as per Ex.P-2 to Ex.P-7 from the Office of the Grama Panchayath Marabihal.

Cross-examination by Sri.H.A.K., Adv for Accused Nos.1 and 4:-

I do not know about the period of holding the post of the President of the Grama Panchayath Marabihal by Gangamma. I do not know the contents of the proceedings and resolutions available in the Registers marked as Ex.P-2 and Ex.P-3.

Lokayuktha Authorities have not conducted any Panchanama in my presence at Varadapur village pertaining to 03 houses, as narrated by me in my Examination in Chief.

It is false to suggest that, I am deposing falsely that, we had been to Varadapur village alongwith the Lokayuktha Police and found that, 03 houses standing in the names of the children of the Member of the Grama Panchayath Marabihal by names Umadevi, Laxmi and Nagarathna, amongst the said houses 01 house was locked; 01 house was in the occupation of a tenant by name Suresh; and 01 house was under the occupation of Dharmasthala Gramina Abhivruddhi Sangha.

It is false to suggest that, the Lokayuktha Police have not seized or taken any documents pertaining to the said houses from the Office of the Grama Panchayath Marabihal.

Cross-examination by Sri.S.C.P., Adv for Accused No.3:-

It is true to suggest that, I have not personally verified the documents taken by the Lokayuktha Police from the Office of Grama Panchayath Marabihal.

Re-examination - **Nil** -.

(Typed to my dictation in the open Court)

R O I & A C

Sd/-

(ABDUL-RAHIMAN .A. NANDGADI)
III Additional District & Sessions Judge,
Ballari (sitting at Hosapete)