

**IN THE COURT OF THE 3<sup>rd</sup> A.D.J., AT HOSAPETE**

**Spl.C.No.01/2016**

P.W. 11 C.W. 15

Name : Tavere Naik  
Father's Name : Rama Naik  
Age : 53 years  
Occupation : Agriculturist  
Residence : Marrabihal Thanda, H.B.Halli Taluk.

Duly Sworn on : 20-10-2023.

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

I was elected as a Member of Marrabihal Grama Panchayath, but I do not remember the said tenure. I have not worked in the Marrabihal Grama Panchyath, as an employee.

I know Accused Nos.1 to 5.

When I was the Member of Marrabihal Grama Panchayath, even Accused Nos.1 and 3 were also the Members of the said Grama Panchyath; and during the said period, Accused No.5 was the President of the said Grama Panchayath.

The beneficiaries/house allottees were selected by the respective Grama Panchayath Members, pertaining to their respective Villages. I do not know whom/beneficiaries, the Accused Nos.1,3 and 5 have selected from their respective Villages.

Accused No.3 is the Grama Panchayath Member selected from Varadapur Village. I do not know whom she has selcted as the beneficiaries for allotment of the Government Houses.

Lokayuktha Police have enquired me in this Case. I have given Statement before the Lokayuktha Police. I do not remember the Statement given by me before the Lokayuktha Police.

**( The learned PP prays to treat this witness partly hostile. Perused the entire file and the examination-in-chief of this witness. Hence permitted)**

**Cross Examination by learned Spl.PP**

I do not know whether Accused No.3 had selected her children/C.W.16, C.W.17 and C.W.18 as the beneficiaries for allotment of houses under Indira Housing Scheme. I might have signed the said resolution. Witness volunteers that he is an illiterate person.

It is false to suggest that, I have given Statement before the Lokayuktha Police on 18.03.2014, contending that "ನಾನು ಮೇಲ್ಕಂಡ ವಿಳಾಸದಲ್ಲಿ .... ಮಾಡಿರುತ್ತದೆ". For identification, the said Statement is marked as Ex.P17.

It is false to suggest that, I am deposing falsely in order to help the Accused persons.

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

There were total 22 members, who were elected to Marrabihal Grama Panchayath. It is true to suggest that, beneficiaries will be selected on discussion in a General Body Meeting. It is true to suggest that, in the said General Body Meeting all the members must be Present. It is true to suggest that, on the consenses of all the members of the Grama Panchayath, the beneficiaries will be selected. It is true to suggest that, allotment of the house is to be constructed on the land belonging to the beneficiaries. It is true to suggest that, funds will be released in installment

basis, on the basis of stagewise of the construction of the house. It is true to suggest that, funds will be released in four installments; the first installment will be released after completion of the basement; second installment will be released after construction of the house upto lintel level; third installment will be released after construction of the house upto roof level; and fourth installment will be released after completion of the construction of the house. It is true to suggest that, last installment will be released only when the beneficiary obtains a Photograph showing the completion of the entire construction of the house. On viewing the complete construction of the house, bill will be passed in favour of the beneficiary.

The beneficiaries selected from my village have constructed the houses, completely.

It is true to suggest that, Accused No.3 has not kept any demand in the General Body Meeting, to select her Children viz., C.W.16 to C.W.18.

It is true to suggest that, neither myself, nor Accused Nos.1 and 3 have misappropriated any funds belonging to Marrabihal Grama Panchayath.

It is true to suggest that, Accused No.3 is an illiterate lady, she do not know to read and write.

It is true to suggest that, neither myself, nor Accused No.3 know about the contents of the resolution passed in the General Body Meeting, as we are illiterate.

C.W.17 to C.W.18 have constructed their houses completely. Witness volunteers that I do not know whether they are residing in the said houses, as I am resident of different village.

Re-examination - **Nil** -.

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

**R O I & A C**

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