

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

S.C. No.5061/2019 C/W S.C. No.5093/2019

P.W. 08 C.W. 10

Name : Basava Murthy
Father's Name : Revanna
Age : 43 years,
Occupation : Agriculturist,
Residence : Batrahalli Village, Molakalmuru Taluk

Duly Sworn on : 17-10-2023.

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

I know C.W.1/P.W.1, deceased C.Basavaraj.

I know Accused No.1. I know Accused No.2 as he is from my Village Batrahalli.

About 9 years back, C.Basavaraj got married to Accused No.1. After marriage, C.Basavaraj used to visit the parental house of Accused No.1.

I received a phone call from my relatives, contending that C.Basavaraj has died at Nimbalgere Forest Area; on receiving the said information, I went to Nimbalgere Forest Area and saw the dead body of C.Basavaraj lying on the ground; abutting the dead body of Basavaraj, there was one Posion Bottle and One Motorcycle. Apart from these Articles, there were no other Articles. Hoshalli Police have seized the said Poison Bottle and Motorcycle; and sent the dead body of C.Basavaraj to his house for cremation.

C.Basavaraj has never shared any information with regard to his personal life and marital life with me.

I have not advised Accused No.1 to have good relationship with her husband C.Basavaraj and to have good marital life.

I have not given any Statement before the Hosahalli Police.

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

It is false to suggest that, since Accused No.1 was not feeling well, C.Basavaraj had brought her to Ballari for treatment, wherein C.Basavaraj had contacted me and told me that his wife/Accused No.1 used to talk on mobile phone with her friends, i.e., Accused Nos.2 to 6, on and often; even Accused Nos.2 to 6 have extended life threat to him that if he does something to Accused No.1; they will take away his life.

It is false to suggest that, I am aware that the parents of C.Basavaraj after his death, while they were cleaning their house found a Diary/Ex.P7, Death Note/Ex.P8 and Memory Card/M.O.9 in their house, wherein C.Basavaraj had written the names of Accused Nos.1 to 6, for having life threat from them.

It is false to suggest that, when I went to Nimbalgere Forest Area, apart from Poison Bottle and Motorbike, there were other materials lying besides the dead body of C.Basavaraj, which are marked at M.O.2 to M.O.7 and Xerox copy of Death Note/Ex.P5.

It is false to suggest that, I have given statement before the Hosahalli Police on 21.08.2015, contending that "ನಾನು ಮೇಲ್ಕಂಡ ವಿಳಾಸದಲ್ಲಿ ತಿಳಿಯಿತು". For identification, the said Statement is marked as Ex.P11.

Cross-examination by Accused Nos.1 to 6 :-

(Sri.G.B.R. Adv for Accused No.1, Sri.M.J.H. Adv for Accused No.2, Smt.B.G.R. Adv for Accused No.4 and Sri.L.U. Adv for Accused Nos.3, 5 and 6 submit that, Accused persons have No Cross Examination towards P.W-8. Hence, Cross Examination of P.W-8 by Accused Nos.1 to 6 is taken as '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)