

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

S.C. No.5057/2020

P.W. 15 C.W. 21

Name : Koteppa.M
Father's Name : Lekkappa
Age : 38 years
Occupation : Field Supervisor in Gargako.
Residence : Dasanahalli.

Duly Sworn on : 08-10-2024.

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

C.W.20/P.W.12 is my Brother, C.W.6 and C.W.4 are my Parents, C.W.5/P.W.14 is my Sister and deceased/Kattebennur Hanumantha is my Brother-in-law, as he is the husband of my Sister/C.W.5/P.W.14. I know the Accused.

My Brother-in-law deceased/Kattebennur Hanumantha was an Agricultural Coolie; he and my Sister/C.W.5/P.W.14 are having three daughters.

On 01.09.2019 I received an information from my friends, Basappa, Manjappa and other Tumbinakere Thanda people about commission of murder my Brother-in-law/Kattebennur Hanumantha. On receiving the said information, I went to the said place, where the dead body of my Brother-in-law/Kattebennur Hanumantha was lying; thereafter we have lodged a Complaint through Kattenbennur Koteppa/C.W.1/P.W.1.

Subsequently, I came to know that Accused has caused the murder of my Brother-in-law/Kattebennur Hanumantha, on having the vengeance that my Brother-in-law/Kattebennur Hanumantha had shown the house of the Accused to the Police, at the time of conducting the Raid upon the house of the Accused, in a fake Currency Note Case.

Further, I came to know that the Accused on extending friendship with my Brother-in-law/Kattebennur Hanumantha, got raised Loan in the name of my Sister/Basamma/C.W.5/P.W.14; and took entire loan money.

Subsequently, I came to know that the Accused one week prior to the incident, used to take my Brother-in-law/Kattebennur Hanumantha alongwith him; and previous day of 01.09.2019, Accused had taken my Brother-in-law/Kattebennur Hanumantha to Hirehadagali Bar; on consuming Alcohol, brought my Brother-in-law/Kattebennur Hanumantha near Tumbinakere Thanda; when he was assaulting my Brother-in-law/Kattebennur Hanumantha, the villagers of the said Thanda, questioned the Accused, but the Accused informed them that he is a Police Personnel; there the Accused has assaulted my Brother-in-law/Kattebennur Hanumantha, with Machu/Lang, on both the sides of his neck and other parts of the body.

Now Positive Photographs/Ex.P2 to Ex.P7 are shown to the Witness and questioned him to identify them. Witness contends that the said Photographs pertains to the dead body of his Brother-in-law/Kattebennur Hanumantha.

I have given Statement before Hirehadagali Police.

Cross-examination by Sri. G.V.P., Adv for Accused:-

It is false to suggest that, I came to know the above facts and circumstances through Hirehadagali Police.

When I went to the spot and saw the dead body of my Brother-in-law/Kattebennur Hanumantha lying, it was about 08.00 a.m. in the morning on 01.09.2019. At that time, Police had not come to the spot, but other villagers were present on the Spot.

It is false to suggest that, after visiting the Spot, I had informed the Police Authorities about the incident, over phone.

It is true to suggest that, since I was not aware about the facts and circumstances of the incident of murder of my Brother-in-law/Kattebennur Hanumantha, so I have not informed the same to the Police Authorities, as soon as I have visited the Spot.

I do not know as to what was the time, when the Police had visited the Spot, where the dead body of my Brother-in-law/Kattebennur Hanumantha was lying.

On the same day, I have given Statement before Hirehadagali Police. It was at about 09.00 a.m. to 09.30 a.m. in the morning.

Question : - Police have got written the Complaint, as per your Statement ?

Answer : - Police have recorded the Complaint, as per the Statement of the Witnesses.

I have not seen any document, to state that my Sister/Basamma/C.W.5/p.W.14 had taken Loan from Harapanahalli; and had given to the Accused.

It is false to suggest that, I am deposing falsely that my Sister/Basamma/C.W.5/P.W.14 had availed loan from Harapanahalli and given to the Accused, at the instance of my Brother-in-law/Kattebennur Hanumantha.

It is false to suggest that, I am deposing falsely that since my Brother-in-law/Kattebennur Hanumantha had shown the house of the Accused, for conducting the Raid, in a fake Currency Note Case, so the Accused had kept vengeance on my Brother-in-law/Kattebennur Hanumantha; and due to the said vengeance, Accused has taken my my Brother-in-law/Kattebennur Hanumantha alongwith him, for about a week, prior to the incident; thereafter taken my Brother-in-law/Kattebennur Hanumantha to Hadagali.

It is false to suggest that, I am deposing falsely that I have not received any information; nor went to the Spot; and nor came to know about the facts of the incident, as contended by me in my Examination-in-chief.

It is false to suggest that, Accused is not the reason for the death of my Brother-in-law/Kattebennur Hanumantha.

It is false to suggest that, I am deposing falsely that I have given Statement before Hirehadagali Police on 01.09.2019.

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).