

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

**S.C. No.5057/2020**

P.W. 27 C.W. 47

Name : Kailasam  
Father's/Husband's Name : S. Saravanabhavan  
Age : 39 years  
Occupation : Alternate Circle Nodal Officer,  
Vodafone Idea Ltd.,  
Residence : Bengaluru.

Duly Sworn on : 08.01.2026.

**Evidence conducted by way of Video Conferencing.**

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

Now I have seen the Ex.P.78 now shown to me. It bears the signature one Sri. G. Prakash who was an Alternate Circle Nodal Officer in our company earlier. The said signature is marked as **Ex.P.78(a)**. Our office had received a requisition letter dated 12.11.2019 from Superintendent of Police, Ballari, seeking for information in respect of mobile number 8747881102 in connection with Crime No. 140/2019 of Hadagali Police Station. Thereafter, our office had processed the CDR from 00.00 hours to 23.59.59 hours of the date 01.09.2019. We have furnished the call detail record and customer application form of the said mobile phone to the said Superintendent of Police on 19.11.2019. Now I see customer application form which is part of Ex.P.78. Now I see said CDR which is part of Ex.P.78. Now I see Sec. 65B certificate which is part of Ex.P.78. (Learned defence counsel raised objection to the effect that the

witness is going through the records while deposing. The said objection would be answered in the judgment.)

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

Question: Are you deposing on behalf of Sri. G. Prakash?

Answer: Sri. G. Prakash no more the officer of our company. I am occupying the said position. On behalf of the position I am speaking.

Since May-2025 I am serving as Alternate Circle Nodal Officer, Vodafone Idea Ltd., I do not know as to till what date Sri. G. Prakash was serving in our company. When I joined the service in the present company during May-2025 my present post was vacant.

Question: Who was the custodian of the CDR of the said mobile phone as on 01.09.2019?

Answer: Our company was the custodian. No individual can be custodian. The said information would be saved in the server belonging to our company.

I am the authorized person of our company to depose in any Court on behalf of our company. Right now I am not in position of authorization letter. The authorization letter was issued by our company in my name on 12.05.2025. It is true that I do not have personal knowledge as to what transpired on 12.11.2019. I do not have any document to show that Sri. G. Prakash was the nodal officer of our company as on 12.11.2019. I know the procedure regarding the issuance of Certificate u/Sec. 65B of the Evidence Act. Now I see Ex.P.78 which includes Certificate u/Sec. 65B of the Evidence Act and it is issued in accordance with the procedure. Now I see customer application form which is part of Ex.P.78, it was downloaded from the system of our company and issued by said Sri. G. Prakash. As per the

SOP issued by the Government our company can store the document like said customer application form for a period of two years only. I do not know the length of service rendered by Sri. G. Prakash in our company. It is true that my deposition is based on the records of our company. It is not true to suggest that Sri. G. Prakash was never an employee of our company. It is not true to suggest that I am not the Nodal Officer of the Vodafone Company. It is not true to suggest that Certificate u/Sec. 65B of the Evidence Act is not in accordance with law. It is not true to suggest that I am deposing falsely.

**(Recorded by way of Video Conferencing, copy of the deposition is sent to the Witness, by way of e-mail; on getting the Signature of the Witness on the deposition, through e-mail, registry is requested to keep the said received signed deposition of the Witness, alongwith this copy of deposition).**

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

**R O I & A C**

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

Additional District & Sessions Judge,  
Vijayanagara District, Hosapete.