

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

S.C. No.5057/2020

P.W. 28 C.W. 46

Name : Vinay
Father's/Husband's Name : Shivanna
Age : 23 years
Occupation : Nodal Officer, Bharathi Airtel 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 see a certificate u/Sec. 65 B of Evidence Act which is part of the documents marked as Ex.P.79. It bears my signature. My signature is marked as **Ex.P.79(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 8050334951 in connection with Crime No. 140/2019 of Hirehadagali 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 number to the said Superintendent of Police on 15.11.2019. Now I see customer application form which is part of Ex.P.79. Now I see said CDR which is part of Ex.P.79. Now I see Sec. 65B certificate which is part of Ex.P.79. (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 :-

Since 2018 I am serving as Designated Nodal Officer, Bharathi Airtel Ltd.,

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 know the procedure regarding the issuance of Certificate u/Sec. 65B of the Evidence Act. Now I see Ex.P.79 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.79, it was downloaded from the system of our company. The CDR which is part of Ex.P.79 bears the seal of our company and does not bear my signature. I have issued said Certificate u/Sec. 65B of the Evidence Act. If it required I would show the document that I am serving as Nodal Officer in Bharathi Airtel Ltd..

Question: Have you mentioned in Certificate u/Sec. 65B of the Evidence Act regarding the length of your service in Bharathi Airtel Ltd..?

Answer: Certificate u/Sec. 65B of the Evidence Act is regarding authentication of digital evidence and it is nothing to do with my service.

It is not true to suggest that by listening to Police I have issued false Certificate u/Sec. 65B of the Evidence Act. 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.