

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

S.C. No.5058/2020

P.W. 01 C.W. 01

Name : Lokappa
Father's Name : Sanna Siddappa
Age : 60 years
Occupation : Coolie
Residence : Hyarada village, Hadagali Taluk.

Duly Sworn on : 27-02-2023.

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

C.W-16 is my wife. C.W-5 is my son. Deceased Pavitra is my daughter. Deceased Mamata is my granddaughter, as she is the daughter of my daughter Pavitra. C.W-15 is my grandson, as he is the son of my daughter Pavitra. Accused is my son-in-law, as he is the husband of my daughter Pavitra. C.W-18 is my elder sister and mother of the Accused. C.W-19 is younger brother of Accused. C.W-20 is my relative. I do not know C.W-21 and C.W-22. I know C.W-2 to C.W-4.

I had performed the marriage of my daughter Pavitra with Accused, about 09 years back from the date of incident. From the said wedlock my daughter Pavitra was having 01 son by name Lokappa/C.W-15 and 01 daughter/Deceased Mamata. My daughter Pavitra was residing at Kunchur village in Harapanahalli Taluk. After the marriage my daughter Pavitra and her husband/Accused were having cordial relationship. Thereafter, about

01 prior to the date of incident, Accused used to torture my daughter both physically and mentally.

About 03 years and above, the Accused called me on Telephone contending that, my daughter is insisting to leave the house; for the same I replied him that, I will send my wife/C.W-16, as I am engaged in the Agricultural work. Accordingly I had intimated my wife to got the house of Pavitra. My wife C.W-16 had been to the house of Pavitra, wherein Neelamma/C.W-17 and Halamma/C.W-18 were in the said house; they contended that, my daughter Pavitra is not cooking and she is not heeding to the request made by the family members, she is behaving arrogantly. At that time, Accused had brought Jaragappanavara Ningappa to the residence, wherein the Jaragappanavara Ningappa told my wife that, my daughter Pavitra is having illicit affairs with another person, whom he has seen personally. Thereafter, the Accused, his mother/CW-18 started torturing my wife, my wife showing the reason of raising of B.P., came out from the house and went to the house of Jaragappanavara Ningappa. At that time, i.e., about 09.00 p.m. in the night the Accused my daughter Pavitra and his 02 children Lokappa/C.W-15 and Mamata; and went out of the house.

On the next day morning C.W-3/Goneppa had come to my residence and intimated me that, my son-in-law/Accused had called him on Mobile phone and intimated him that, he had committed the murder of my daughter Pavitra and his daughter Mamata. Immediately I called the Accused on his Mobile phone, but he did not receive my call.

On hearing the same I alongwith C.W-3/Goneppa came to the house of my daughter Pavitra situate at Kunchur village, wherein no one was there in the house of my daughter and the said house was under lock. Thereafter, I went to the house of C.W-13/Kotrappa; and on getting him, I went to the house of C.W-20/Ravindra @ Rishikesh. Even I have made several calls to the Accused on his Mobile phone, but he did not receive the same. I insisted C.W-20 to call the Accused on his Mobile phone, accordingly he made a call to the Accused, the Accused received the said call and intimated him that, he has committed the murder of his wife Pavitra; and his daughter Mamata in Yeraganvi Hill, situate inbetween Hyarada and Kunchur villages. Thereafter, I came to Halavagalu Police Station and lodged Police Complaint against the Accused. After filing the Complaint, I alongwith C.W-13 and C.W-20 went to our respective residence. One hour after reaching of my residence, I received a phone call contending that, the Accused alongwith his son Lokappa has surrendered himself before the Halavagalu Police Station.

Next day morning at about 08.00 a.m., I had called the Police Personnel of Halavagalu Police Station, he intimated me that, the Accused is taking them to Yeraganvi Hill, situate inbetween Hyarada and Kunchur villages; and on receiving the deadbodies, he will intimate him. Thereafter, I received a phone call from the Police Personnel to come near Yeraganvi Hill, situate inbetween Hyarada and Kunchur villages, accordingly I went to Yeraganvi Hill and saw the deadbody of my daughter Pavitra and granddaughter Mamata. My daughter Pavitra had received head injuries, as he was given a blow with a stone; and my granddaughter had received crush and other injuries on her body. Both the bodies were placed on

different places. I have not lodged a Police Complaint with Hirehadagali Police Station.

(At this stage, Learned P.P. prays time to defer the evidence. Hence C.W-1/P.W-1 is bound over).

(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)

Duly Sworn on : 24-12-2024.

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

Now I see a document/ Complaint, which is already marked as Ex.P1; and my Signature is found on the said Complaint, which is already marked as Ex.P1(a). I do not know the contents of the Complaint/Ex.P1.

I have shown the Spot to the Hirehadagali Police, wherein Hirehadagali Police have conducted the Spot Mahazar and seized materials found on the said Spot. Now a document/Spot -cum- Seizure Mahazar dated 27.04.2019 is shown to the Witness and questioned him to identify, whether the said document contains his Signature. Witness answers in the Affirmative. On identification, Spot -cum- Seizure Mahazar

is marked as Ex.P2 and Signatures of the Witness are marked as Ex.P2(a), Ex.P2(b) and Ex.P2(c). I do not know the contents of the Spot -cum- Seizure Mahazar/Ex.P2.

Now a Sketch is shown to the Witness and questioned him to identify, whether the said document contains his Signature. Witness answers in the Affirmative. On identification, Sketch is marked as Ex.P3 and Signature of the Witness is marked as Ex.P3(a). I do not know the contents of the Sketch/Ex.P3.

Now two Positive Photographs are shown to the Witness and questioned him to identify, whether he is seen in the said Photographs. Witness answers in the Affirmative; and contends that the said Positive Photographs were got clicked at the Spot, where dead bodies were found. On identification, the said Photographs are marked as Ex.P4 and Ex.P5.

(Now the materials sealed in the white colour cloth bags, are unsealed in the presence of the Learned PP for the State and Sri.S.C.P., Adv for Accused; and found Rose and Yellow Colour Frock, normal mud, ladies chappal, blood stained mud and Saree). Now the said materials have been shown to the witness and questioned him to identify them. Witness identifies the said material objects and contends that the said Material Objects were seized from the Spot at the time of drawing the Spot -cum- Seizure Mahazar, as per Ex.P2. On identification, Rose and Yellow Colour Frock is marked as M.O.1, Normal mud is marked as M.O.2, Ladies Chappal is marked as M.O.3, Blood Stained mud is marked as M.O.4 and Saree is marked as M.O.5.

Now four Positive Photographs are shown to the Witness and questioned him to identify the same. Witness contends that the said Photographs pertains to the dead body of his daughter, Pavithra. On identification, the said Photographs are marked as Ex.P6 to Ex.P9.

Now four Positive Photographs are shown to the Witness and questioned him to identify the same. Witness contends that the said Photographs pertains to the dead body of his grand-daughter, Mamatha. On identification, the said Photographs are marked as Ex.P10 to Ex.P13.

(Now the materials sealed in the white colour cloth bags, are unsealed in the presence of the Learned PP for the State and Sri.S.C.P., Adv for Accused; and found Pair of Silver like Children Leg Chains, Black Bits Chain with Gold Colour Studs, Pair of Silver like Children leg Kadga). Now the said materials have been shown to the witness and questioned him to identify them. Witness identifies the said material objects and contends that the said Material Objects pertains to her daughter/Pavithra and grand-daughter/Mamatha. On identification, Pair of Silver like Children Leg Chains is marked as M.O.6, Black Bits Chain with Gold Colour Studs is marked as M.O.7, and Pair of Silver like Children leg Kadga is marked as M.O.8.

Now a document/ copy of the Thai Card is shown to the Witness and questioned him to identify it. Witness contends that the said Thai Card pertains to his Daughter/Pavithra. On identification, the said copy of the Thai Card is marked as Ex.P14.

Accused on suspecting the chastity of my daughter/Pavithra has committed her murder as well as murder of my daughter/Mamatha.

I do not remember the Mobile Phone number, which I was possessing at the time of the death of my daughter/Pavithra and grand-daughter/Mamatha, but the said mobile number was registered in the name of Badigara Basavaraja @ Raja S/o Basappa/C.W.22.

I do not remember the Mobile Phone number of my Son-in-law/Accused, which he was possessing at the time of the death of my daughter/Pavithra and grand-daughter/Mamatha.

I have given further Statement before Hirehadagali Police, in this Case.

Cross Examination on behalf of the Accused : -

(Sri.S.C.P., Adv for Accused prays time to Cross-examine P.W.1.
Hence, Cross-examination of P.W.1 is deferred.)

(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)