

**In the Court of II Addl. District & Sessions and Special Judge,
VIJAYPUR, At: VIJAYPURA.**

SPL.C SC.ST NO.15/2021
CW No.14
PW No.07

Deposition of : Mahantesh Chavan
Father Name : Ramesh
Age : 25 years
Occupation : Agriculture
Residence : Hirebenuru Tanda

Duly Sworn on: 29/09/2025.

Examination-in-Chief by Ld. Spl. P.P.:

C.W.13/ P.W.6 and C.W.7/ P.W.5 are my parents, C.W.8/ P.W.2 is my brother, C.W.4 and 15 are my grand parents; C.W.12 and C.W.1/ P.W.1 are my uncles and C.W.6/ P.W.4 and C.W.5 are my aunts. I know C.W.9, 10 and 11.

I know the Accused persons. (Accused persons are Absent. Exemption application filed, without disputing their identity).

I am residing in an agricultural field, which is situated at Benur-Lachchan Road; it is nearer to Hirebenur Sugar Factory. Even my parents and my brothers alongwith their respective families are residing at a same place.

We belong to Hindu (Lamani) Caste.

Accused Nos.1 to 4 and 6 belong to Hindu (Lingayat) Caste; and Accused Nos.7 and 8 belong to Hindu (Lambani) Caste.

The land of Accused Nos.7 and 8 and CCL is located after our

land; and thereafter the land of Accused Nos.1 to 4 is located.

Inbetween our land and Lachchan Road, land of one Mehaboobsab is situated.

There is a dispute with regard to Way in the agricultural filed inbetween us and the Accused persons, as the Accused persons are claiming Way in our land, to approach from Lachchan Road. A Civil dispute is pending inrespect of the said Way in Civil Court at Indi.

About 4 years back, at about 9.30am in the morning, when we all the family members were in our residence, situate in our agricultural field, at that time all the Accused persons came near our agricultural field, abused us in filthy language, casting aspersions by taking the name of our Caste; assaulted us with Wooden Clubs and stones; even I was assaulted by Accused Nos.7 and 8, 2 with stones and clubs on my left eye and right hand; my father/Ramesh/ P.W.6 was assaulted on his back; my mother/ C.W.7/ P.W.5 on her eye, leg and back; my brother Ameet was assaulted on his back, leg and foot. Ambika/C.W.9 and Sushilabai/C.W.10 came and pacified the quarrel and rescued us from the hands of the Accused persons. Ambika/C.W.9 and Sushila/C.W.9 had come to our field for work. At the time of leaving the place, the Accused persons have extended life threat to us. The Accused persons had left Clubs and Stones at the spot itself; the Accused persons had taken the said Clubs and Stones, which were already available on the spot.

Initially all the injured persons were taken to Indi Government Hospital, then shifted Jamal/C.W.12, Chandubai/C.W.15, Amit/C.W.8, Mahantesh/C.W.14 to Vijayapura District Hospital.

Police have enquired me in this Case.

Now, M.O.1 to M.O.6/Clubs and M.O.7 to M.O.9/Stones present

in the Open Court are shown to the Witness and questioned him to identify them. Witness contends that, Accused persons have assaulted with the said Clubs and Stones.

I can identify Accused persons (Accused persons are Absent. E.P. is filed without disputing identity).

Cross-Examination by: Sri. BCY Adv., for Accused Nos.1 to 4, 6 to 8:

Even my other family members have sustained bleeding injuries; and their cloths were stained with the blood; we have handed over the said stained cloths to the Police.

It is true to suggest that, we have to pass through the land cultivated by Accused No.7 to approach our land from Lachchan Road. It is true to suggest that, the land of Accused No.7 is abutting Hirebenur-Lachchan Road (Tar Road), which is inbetween our land and Lachchan Road. Witness further volunteers that, they are not going through the land of Accused No.7. I do not know the Survey Number of the land of Accused No.7.

It is true to suggest that, even Accused No.7 is having one more agricultural land which is located subsequent to our land.

It is true to suggest that, we are approaching our land and residence, from Hirebenur-Lachchan (Tar Road) through the land of Accused No.7.

I do not know as to who has filed a Civil Case pertaining to the Way, in Indi Court.

We have purchased half portion of the land; and another half portion of the land belonging to the Uncle of Accused No.7 is

purchased by Accused No.2.

It is false to suggest that, I am deposing falsely that, all the Accused persons came to our agricultural field in the morning at about 9.30am; raised the quarrel with us, abused us in filthy language, Casting aspersions by taking the name our Caste; assaulted us with M.O.1 to M.O.9 and caused injuries to us; at the time of leaving the place all the Accused persons have extended the life threat to us, as contended by me in my examination in chief.

I have not sustained any injuries, as contended by me in my examination in chief.

It is false to suggest that, I am deposing falsely that, C.W.9 and C.W.10 had come for work to our agricultural field at the time of alleged incident; and they have pacified the quarrel.

It is false to suggest that, my uncle/C.W.1/P.W.1 has lodged a false complaint against the Accused persons, with an intention to harass and to make them to come round and concede his demands with regard to the Civil Litigation pending on the file of the Civil Court Indi.

It is false to suggest that, I am deposing falsely in this case, at the instance of my family members; and to cause harassment to the Accused persons.

Re-Examination: Nil.

(Typed to my dictation in the open Court)

R.O.I. & A.C.

(ABDUL-RAHIMAN .A. NANDGADI)
II Addl. District & Sessions & Spl.Judge,
VIJAYPURA.

**In the Court of II Addl. District & Sessions and Special Judge,
VIJAYPUR, At: VIJAYPURA.**

SPL.C SC.ST NO.15/2021
CW No.13
PW No.06

Deposition of : Ramesh Chavan
Father Name : Somalu
Age : 43 years
Occupation : Agriculture
Residence : Hirebenuru Tanda

Duly Sworn on: 29/09/2025.

Examination-in-Chief by Ld. Spl. P.P.:

C.W.4 and 15 are my parents. C.W.12 and C.W.1/ P.W.1 are my brothers; C.W.7/P.W.5 is my wife and C.W.14, C.W.8/P.W.2 are my children; C.W.6/P.W.4 and C.W.5 are my sisters-in-law, as they are be wives of my brothers.

I know C.W.9, 10 and 11.

I know the Accused persons. (Accused persons are Absent. Exemption application filed, without disputing their identity).

I am residing in an agricultural field, which is situated at Beloor-Lachchan Road; it is nearer to Hirebenur Sugar Factory. Even my parents and my brothers alongwith their respective families are residing at a same place.

We belong to Hindu (Lamani) Caste.

Accused Nos.1 to 4 and 6 belong to Hindu (Lingayat) Caste; and Accused Nos.7 and 8 belong to Hindu (Lambani) Caste.

The land of Accused Nos.7 and 8 and CCL is located after our

land; and thereafter the land of Accused Nos.1 to 4 is located.

Inbetween our land and Lachchan Road, land of one Shaikh is situated.

There is a dispute with regard to Way in the agricultural filed inbetween us and the Accused persons, as the Accused persons are claiming Way in our land, to approach from Lachchan Road. A Civil dispute is pending inrespect of the said Way in Civil Court at Indi.

About 4 years back, at about 9.30am in the morning, when we all the family members were in our residence, situate in our agricultural field, at that time all the Accused persons came near our agricultural field, abused us in filthy language, casting aspersions by taking the name of our Caste; assaulted us with Wooden Clubs and stones; even I was assaulted by Accused Nos.1, 2, 6, 7 and 8 on my Chest and on my left eye; Accused persons have assaulted my mother Chandubai/C.W.15 on her left eye and right wrist; my brother/Jemalu/ C.W.12 was assaulted on his hands and legs; Savita/ C.W.5 was assaulted on her thigh and on her back; Jagubai/ C.W.6/ P.W.4 was assaulted on her thigh and back; and my wife/Anubai/ C.W.7 was assaulted on her Neck; my son/Ameet/ C.W.8/ P.W.2 was assaulted on his left wrist; my brother/Umesh/ C.W.1/P.W.1 has received blunt injuries on his Neck and back. My father Somalu/C.W.4, Ambika/ C.W.9 and Sushilabai/ C.W.10 came and pacified the quarrel and rescued us from the hands of the Accused persons. Ambika/C.W.9 and Sushila/C.W.9 had come to our field for work. At the time of leaving the place, the Accused persons have extended life threat to us. The Accused persons had left Clubs and Stones at the spot itself; the Accused persons had taken the said Clubs and Stones, which were already available on the spot.

Initially all the injured persons were taken to Indi Government Hospital, then shifted Jamalu/C.W.12, Chandubai/C.W.15, Amit/C.W.8, Mahantesh/C.W.14 to Vijayapura District Hospital.

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It is true to suggest that, even Accused No.7 is having one more agricultural land which is located subsequent to our land.

It is true to suggest that, we are approaching our land and residence, from Hirebenur-Lachchan (Tar Road) through the land of Accused No.7.

I do not know as to who has filed a Civil Case pertaining to the Way, in Indi Court.

We have purchased half portion of the land; and another half portion of the land belonging to the Uncle of Accused No.7 is purchased by Accused No.2.

It is false to suggest that, I am deposing falsely that, all the Accused persons came to our agricultural field in the morning at about 9.30am; raised the quarrel with us, abused us in filthy language, Casting aspersions by taking the name our Caste; assaulted us with M.O.1 to M.O.9 and caused injuries to us; at the time of leaving the place all the Accused persons have extended the life threat to us, as contended by me in my examination in chief.

I have not sustained any injuries.

It is false to suggest that, I am deposing falsely that, C.W.9 and C.W.10 had come for work to our agricultural field at the time of alleged incident; and they have pacified the quarrel.

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