

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

SPL.C SC.ST NO.15/2021
CW No.09
PW No.02

Deposition of : Ambika Chavan
Husband Name : Appu
Age : 30 years
Occupation : Coolie
Residence : Bugatageri Tanda

Duly Sworn on: 13/07/2026.

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

I know C.W.1, 4 to 8, 10 to 15, as they are from Benoor Tanda.

I am going for Coolie work in the land of Umesh Chavan/C.W.1/P.W.1, situate at Benoor Tanda, behind Sugar Factory.

C.W.1/P.W.1 alongwith his brothers and other family members are residing in his agricultural land.

I know Accused Nos.1 to 4, 6 to 8 present in the Open Court today, as they are also holding their agricultural land, besides the agricultural land of Umesh Chavan/C.W.1/P.W.1.

Umesh Chavan/C.W.1/P.W.1, C.W.4 to C.W.8, C.W.10 to C.W.15 belong to Hindu (Lamani) Caste.

I do not know the Caste of Accused Nos.1 to 4, 6 to 8 present in the Open Court today.

There is a dispute inbetween Umesh Chavan/C.W.1/P.W.1 and the Accused persons, with regard to a Way in the agricultural land.

About 5 years back, when myself and C.W.10 had been to the agricultural land of Umesh Chavan/C.W.1/P.W.1 for work, Accused persons came and assaulted C.W.1/P.W.1, Gemu, Ramesh and their respective wives, and their mother; on sustaining injuries they had fallen on the ground, for which myself and C.W.10 have provided Water to them. All the said injured persons had sustained bleeding injuries. The said assault has taken place at about 9.00 am in the morning. We had gone for work at about 8.00am in the morning.

The Accused persons have assaulted with Clubs and Stones. The Accused persons threw the Clubs and Stones on the spot i.e. in the agricultural land of Umesh Chavan/C.W.1/P.W.1 and went away.

I can recognize the Clubs and Stones.

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 her to identify them. Witness identifies them.

Indi Police have enquired me; and recorded my Statement.

(The Learned Spl. PP prays to treat this witness Patly hostile. Perused the entire file and the examination-in-chief of this witness. Hence permitted)

Cross Examination by Learned Spl. PP.

It is true to suggest that, Accused Nos.1 to 4 and 6 are Hindu (Lingayat) by caste; and Accused Nos.7 and 8 are Hindu (Lambani) Caste.

It is true to suggest that, Accused Nos.1 to 4 and 6, at the time of causing the assault upon Umesh Chavan/C.W.1/P.W.1 and his family members, they have abused them in filthy language by taking the name of their Caste; and they also extended life threat to them.

Chandubai/C.W.15 had sustained injury below the Right eye, forehead, right hand, forearm, back and other parts of her body.

Mahantesh/C.W.14 had sustained injuries below the Left eye, Back and lower back.

Jemalu/C.W.12/P.W.9 had sustained injuries on his Right Thigh and Left Eye.

Savita/C.W.5/P.W.8 had sustained injuries on her Back, Vest, Chest and Thighs.

Jagubai/C.W.6 had sustained injuries on both the Thighs and Stomach.

Annubai/C.W.7/P.W.5 had sustained injuries on her Neck.

Ameeta/C.W.8/P.W.2 had sustained injuries on his Left hand wrist.

Umesh/C.W.1/P.W.1 had sustained blunt injuries.

I have narrated the above said facts before Indi Rural Police.

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

C.W.1/P.W.1 and his family members are known to me, as we are going for work in their land, but they are not my relatives.

I have not stated before Indi Rural Police, at the time of recording my Statement that, C.W.1/P.W.1 and their family members are my relatives.

It is true to suggest that, Bugatageri Tanda is located at a distance of about 15 kms from the land of Umesh Chavan/C.W.1/P.W.1.

It is true to suggest that, in order to reach the land of Umesh Chavan/C.W.1/P.W.1 from our Bugatageri Tanda, first we have to go to Indi then come to Hirebenoor Tanda, wherein the land of Umesh Chavan/C.W.1/P.W.1 is located. Witness volunteers that, there is a middle way to approach the land of Umesh Chavan/C.W.1/P.W.1 from their Tanda.

It is false to suggest that, usually people go for agricultural work around 9.30 to 10.00am in the morning. Witness volunteers that, they are going at about 8.00am and working till afternoon.

I do not know the names of the Accused persons; their fathers names and their surnames.

I cannot state as to which Accused has assaulted whom, during the course of assault.

Umesh Chavan/C.W.1/P.W.1 and his family members sustained blood injuries; and their clothes were stained with Blood.

It is true to suggest that, there exist a Thar Road running from Hirebenoor to Lachchyan, which is abutting the lands of the Accused persons.

It is true to suggest that, abutting the said Thar Road, firstly the land of Kesu Pawar/Accused No.7 is located. I do not know after the land of Kesu Pawar, whose land is situated. So also I do not know the names of the owners surrounding the land of Kesu Pawar/Accused No.7.

I do not know as to whether a Civil dispute is running in between the Accused persons and Umesh Chavan/C.W.1/P.W.1, pending on the file of the Civil Judge, Indi.

It is false to suggest that, I am deposing falsely that, Accused persons have caused assault upon Umesh Chavan/C.W.1/P.W.1 and his

family members, by abusing them in filthy language on taking the name of their Caste; and they have extended life threat to them, as contended by me in my examination in chief, as well as cross-examination done on behalf of the Prosecution.

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,
VIJAYAPURA, At: VIJAYAPURA.**

SPL.C SC.ST NO.15/2021
CW No.20
PW No.11

Deposition of : Dr. Rajesh Kolekar
Father Name : Tulajaram
Age : 61 years
Occupation : Retired as Medical Officer, Taluka Hospital, Indi
Residence : Indi

Duly Sworn on: 13/07/2026.

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

I was Serving as the Medical Officer, Taluka Government Hospital, Indi, since 2010 till-31.05.2026.

On 05.02.2021, a patient by name Mahantesh S/o. Ramesh Chavan, Age: 28 years, R/o. Hirebenoor, came with alongwith his relatives with an history of assault said to have caused on 05.02.2021 at about 9.30am.

I have medically examined the said patient at about 12.50pm in the afternoon on 05.02.2021 and found 1) Swelling over the Scalp aspects; 2) Contusion over Left lower Orbit of the Eye; the said contusion was Black in colour; 3) Tenderness present over Back region.

Patient was referred to District Government Hospital, Vijayapura for further management.

As per the records presented before me, it was observed that, patient was admitted in the District Hospital, Vijayapura on 05.02.2021; and discharged on 17.02.2021, under IP No.20212337, wherein CT Brain of face was conducted on 06.02.2021, which shows fracture of Xygomatic arch alongwith left maxillary sinus, anterior wall, posterior lateral wall and medial wall (leftside).

As per me, the above said injuries are Grievous in nature; might have been caused with hard and blunt objects; and the age of injuries might be 2 ½ to 3 ½ of my medical examination.

I have issued wound Certificate to this effect. Now I see the said Wound Certificate, which is already marked as Ex.P.23. On identification, signature of the witness is marked as Ex.P.23(b). Witness identifies the X-ray report of Mahantesh Chavan, which is already marked as Ex.P.24.

On the same day, a patient by name Jemalu S/o. Somalu Chavan, Age: 50 years, R/o. Hirebenoor, came with alongwith his relatives with an history of assault said to have caused on 05.02.2021 at about 9.30am.

I have medically examined the said patient at about 1.00pm in the afternoon on 05.02.2021 and found 1) Swelling over the left orbital aspect of the Eye; 2) Tenderness present over the left orbit aspect of the Eye; 3) Tenderness and swelling over the Right thigh and aspects. Patient was complaining pain in movement of right thigh.

Patient was referred to District Government Hospital, Vijayapura for further management.

As per the records presented before me, it was observed that, patient was admitted in the District Hospital, Vijayapura on

05.02.2021; and discharged on 06.02.2021, under IP No.13945. No any X-ray was taken.

As per me, the above said injuries are Simple in nature; might have been caused with hard and blunt objects; and the age of injuries might be 2 ½ to 3 ½ of my medical examination.

I have issued wound Certificate to this effect. Now I see the said Wound Certificate, which is already marked as Ex.P.25. On identification, signature of the witness is marked as Ex.P.25(b). Witness identifies the X-ray report of Jemalu Chavan, which is already marked as Ex.P.26.

On the same day, a patient by name Chandubai Somalu Chavan, Age: 65 years, R/o. Hirebenoor, came with alongwith her relatives with an history of assault said to have caused on 05.02.2021 at about 9.30am.

I have medically examined the said patient at about 1.10pm in the afternoon on 05.02.2021 and found 1) Swelling over the right arm with painful movements; and Tenderness present over the Right Arm. Patient complained Generalized body tenderness.

Patient was referred to District Government Hospital, Vijayapura for further management.

As per the records presented before me, it was observed that, patient was admitted in the District Hospital, Vijayapura on 05.02.2021; and discharged on 17.02.2021, under IP No.20212388. X-ray at No.1182 was taken on 07.02.2021, wherein fracture was noted on digital end of right radius.

C.T. Scan of Brain was taken, but no significant changes were found.

As per me, the above said injuries are Greivious in nature; might have been caused with hard and blunt objects; and the age of injuries might be 2 ½ to 3 ½ of my medical examination.

I have issued wound Certificate to this effect. Now I see the said Wound Certificate, which is already marked as Ex.P.21. On identification, signature of the witness is marked as Ex.P.21(b). Witness identifies the X-ray report, which is already marked as Ex.P.22.

On the same day, a patient by name Ramesh S/o. Somalu Chavan, Age: 35 years, R/o. Hirebenoor, came with alongwith his relatives with an history of assault said to have caused on 05.02.2021 at about 9.30am.

I have medically examined the said patient at about 1.20m in the afternoon on 05.02.2021 and found 1) Swelling over the left upper aspect of the Orbit and frontal forehead with tenderness. 2) Cut lacerated wound over the Left eye and right shoulder and Chest aspects with presence of bleeding.

Patient was referred to District Government Hospital, Vijayapura for further management.

As per the records presented before me, it was observed that, patient was admitted in the District Hospital, Vijayapura on 05.02.2021; and discharged on 17.02.2021, under IP No.202144. C.T. Scan Brain was done on 08.02.2021, which shown Mega Cisterna magna.

As per me, the above said injury is Grievous in nature; might have been caused with hard and blunt objects; and the age of injuries

might be 2 ½ to 3 ½ of my medical examination.

I have issued wound Certificate to this effect. Now I see the said Wound Certificate, which is already marked as Ex.P.19. On identification, signature of the witness is marked as Ex.P.19(b). Witness identifies the X-ray report, which is already marked as Ex.P.20.

On the same day, a patient by name Savita Umesh Chavan, Age: 25 years, R/o. Hirebenoor, came with alongwith her relatives with an history of assault said to have caused on 05.02.2021 at about 9.30am.

I have medically examined the said patient at about 1.30pm in the afternoon on 05.02.2021 and found 1) Generalized tenderness present over Back, Thigh and Chest aspects.

As per me, the above said injuries are Simple in nature; might have been caused with hard and blunt objects; and the age of injuries might be 2 ½ to 3 ½ of my medical examination.

I have issued wound Certificate to this effect. Now I see the said Wound Certificate, which is already marked as Ex.P.28. On identification, signature of the witness is marked as Ex.P.28(b).

On the same day, a patient by name Jagubai Jegalu Chavan, Age: 40 years, R/o. Hirebenoor, came with alongwith his relatives with an history of assault said to have caused on 05.02.2021 at about 9.30am.

I have medically examined the said patient at about 1.40pm in the afternoon on 05.02.2021 and found 1) Abression wound over the right Cheek; 2) Swelling and tenderness present over both Thighs.

As per me, the above said injuries are Simple in nature; might

have been caused with hard and blunt objects; and the age of injuries might be 2 ½ to 3 ½ of my medical examination.

I have issued wound Certificate to this effect. Now I see the said Wound Certificate, which is already marked as Ex.P.29. On identification, signature of the witness is marked as Ex.P.29(b).

On the same day, a patient by name Anubai Ramesh Chavan, Age: 38 years, R/o. Hirebenoor, came with alongwith her relatives with an history of assault said to have caused on 05.02.2021 at about 9.30am.

I have medically examined the said patient at about 1.50pm in the afternoon on 05.02.2021 and found 1) Tenderness present over the frontal region and back aspect of the Neck.

As per me, the above said injuries are Simple in nature; might have been caused with hard and blunt objects; and the age of injuries might be 2 ½ to 3 ½ of my medical examination.

I have issued wound Certificate to this effect. Now I see the said Wound Certificate, which is already marked as Ex.P.30. On identification, signature of the witness is marked as Ex.P.30(b).

On the same day, a patient by name Ameet S/o. Ramesh Chavan, Age: 18 years, R/o. Hirebenoor, came with alongwith his relatives with an history of assault said to have caused on 05.02.2021 at about 9.30am.

I have medically examined the said patient at about 2.00pm in the afternoon on 05.02.2021 and found 1) Abrasion wound over the left palmar aspect of the hand.

As per me, the above said injuries are Simple in nature; might

have been caused with hard and blunt objects; and the age of injuries might be 2 ½ to 3 ½ of my medical examination.

I have issued wound Certificate to this effect. Now I see the said Wound Certificate, which is already marked as Ex.P.31. On identification, signature of the witness is marked as Ex.P.31(b).

On the same day, a patient by name Umesh S/o. Somalu Chavan, Age: 31 years, R/o. Hirebenoor, came with alongwith his relatives with an history of assault said to have caused on 05.02.2021 at about 9.30am.

I have medically examined the said patient at about 2.10pm in the afternoon on 05.02.2021 and found 1) Generalized tenderness present over the Chest Abdomen and both Limbs; 2) Swelling and tenderness present over the right upper Orbit.

As per me, the above said injuries are Simple in nature; might have been caused with hard and blunt objects; and the age of injuries might be 2 ½ to 3 ½ of my medical examination.

I have issued wound Certificate to this effect. Now I see the said Wound Certificate, which is already marked as Ex.P.27. On identification, signature of the witness is marked as Ex.P.27(b).

Now, M.O.1 to M.O.9 present in the Open Court are shown to the Witness and questioned him as to whether, when the persons are assaulted with M.O.1 to M.O.9 and hands, such persons may sustain the injuries as shown in the Wound Certificates/Ex.Ps.19, 21, 23, 25, 27 to 31. Witness answers in the Affirmative.

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

I have not mentioned MLC number and date of receipt of MLC on the Wound Certificates/Ex.Ps.19, 21, 23, 25, 27 to 31.

M.O.1 to M.O.9 were not presented before me, for extending my Opinion over it, inconnection with the injuries shown in the Wound Certificates/Ex.Ps.19, 21, 23, 25, 27 to 31.

Chances are very minimal, when the persons fall from a Tractor, on the Tractor getting it turtled.

It is false to suggest that, I have issued Wound Certificates/Ex.Ps.19, 21, 23, 25, 27 to 31, at the instance of Indi Rural Police.

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.