

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

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SPL.C SC.ST NO.55/2023  
CW No.02  
PW No.06

Deposition of : Mallappa Harijan  
Father Name : Siddappa  
Age : 41 years  
Occupation : Real Estate Business  
Residence : Jalageri

**Duly Sworn on: 12/08/2025.**

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

I do not know C.W.1, C.W.3 and C.W.10.

In the year 2023, I had been to Women Police Station, Vijayapura for my work, there DySP insisted me to be the Pancha; got clicked Positive Photographs and got affixed my signatures at one place; and shown the Auto.

The spot on Jamakhandi Road was shown by one of the Police Personnel contending that, Sexual assault is caused upon a female person on the said place.

The Spot Mahazar proceedings were conducted inbetween 5.30 to 6.30pm in the evening.

I can identify the Auto.

Now a Positive Photograph/Ex.P.6 is shown to the Witness and questioned him to identify the said Auto Rikshaw. Witness identifies the Auto Rikshaw seen in Ex.P.6/Photograph.

Now, a document/Seizure Mahazar is shown to the Witness and questioned him to identify, whether the said document contain

his Signature. Witness answers in the Affirmative. On identification, Seizure Mahazar is marked as Ex.P10 and Signature of the Witness is marked as Ex.P10(a).

Now, Ex.P.6/Photograph is shown to the Witness and questioned him to identify whether he is seen in the said Photograph. Witness answers in the Affirmative.

Now, Spot Mahazar/Ex.P.2 is shown to the Witness and questioned him to identify, whether the said document contain his Signature. Witness answers in the Affirmative. On identification, Signature of the Witness is marked as Ex.P2(b).

Now, two Positive Photographs/ Ex.P.3 and Ex.P.4 are shown to the Witness and questioned him to identify whether he is seen in the said Photographs. Witness answers in the Affirmative.

I do not the contents of the Seizure Mahazar/Ex.P.10 and Spot Mahazar/Ex.P.2.

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

**Cross Examination by learned PP**

It is false to suggest that, on 09.09.2023 C.W.10 has presented Auto before DySP Vijayapura, for which the said Police Officer has seized the said Auto by drawing the Seizure Mahazar/ Ex.P.10, got clicked Positive Photograph as per Ex.P.6, in my presence as well as in the presence of C.W.3; the said Mahazar proceedings were conducted inbetween 4.00pm to 5.00pm in the evening.

It is false to suggest that, On the same day, C.W.1 took to Shirapura plots, situate at Vijayapura-Jamakhandi, near Welcome board; and shown the spot contending that, a Sexual Assault has

been casued upon her, for which DySP Vijayapura has conducted the Spot Mahazar as per Ex.P.2, got drawn the Sketch; got clicked Positive Photographs as per Ex.P.3 and 4, in my presence as well as in the presence of C.W.3; the said Mahazar proceedings were conducted inbetween 5.30 to 6.30pm in the evening.

It is false to suggest that, I am deposing falsely in this case, inorder to help the Accused.

**Cross-Examination by: Sri. HSC Adv., for Accused:**

(Sri. HSC Adv for Accused submits that Accused has no cross examination towards P.W.06. Hence, Cross examination of P.W.06 by the Accused is taken as 'NIL'.)

**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.