

**Session Case No. 346/2024**

**Exhibit No. 14**

**DEPOSITION OF WITNESS No. 1 FOR THE PROSECUTION**

I do hereby on solemn affirmation state that :-

Name	:-	<b>Sopan Vitthal Pawar</b>
Age	:-	38 Years.
Occupation	:-	Service- Driver- S.T.Depot, Shrirampur
R/o.	:-	Wangi, Tal. Shrirampur, Dist. Ahilyanagar.

**Examination-in-Chief by Shri. Choudhari, Ld.A.P.P. for the State :**

Since 22.02.2023, I am working at Shrirampur S.T. Depot as a Driver. My Batch number is 33452. On 11.09.2023, I was allotted duty in Bus no.MH-14-BT-4169 from Shrirampur to Pune. In my Bus, the conductor was Santosh Dhiwar. I took the entry of my Bus in Tarakpur Bus stand and proceeded to DSP chowk towards Pune. In front of my Bus, two persons were going slowly on their motorcycle and talking with each other. Thereafter, I gave horn to said persons, therefore, they abused me in filthy language. Thereafter, those two persons restrained my Bus by taking their motorcycle in front of my Bus. Thereafter, those two persons entered in the Bus through door of the passengers and beat me by fist and kick blows. Out of them, one person caught hold my collar and due to that, button of uniform was broken. Thereafter, those persons went away on their motorcycle. On inquiry from the people, the people told their names as Mujib Ajij Khan and Arif Javed Khan. The accused restrained us from discharging out official duty. Thereafter, I transferred the passengers in another Bus and my Bus parked at Tarakpur Bus stand. Thereafter, I lodged the complaint against the accused persons. Now the complaint is shown to me. It is the same. It bears my signature. The contents are true and correct. It is marked as **Exh.15**. Now the printed F.I.R. is shown to me. It is the

same. It bears my signature. The contents are true and correct. It is marked as **Exh.16**. I can identify the accused, if shown to me. The accused present in the Court are the same. I can identify the muddemal if shown to me. Now the muddemal in open condition is shown to me. Now my uniform is shown to me, which was seized by the police, is the same. On that shirt, the all buttons are broken. After incident, police referred me for medical examination. I sustained injury under the lip.

**Cross-examination by Ld.Adv. A.A. Sayyad for accused :**

2. It is true to say that I have stated to the police while lodging report that the two persons entered through the door of the passengers in my Bus and beat me with fist and kick blows. It is true to say that I also stated to the police that I transferred the passengers in another Bus and my Bus parked at Tarakpur Bus stand and thereafter, I lodged the complaint against the accused persons. It is true to say that I also to the police that all buttons of my uniform were broken. It is true to say that the all above statement and facts are not mentioned in my complaint. I cannot assign any reason as to why the above fact and statement is not recorded in my complaint by the police.

3. It is true to say that I cannot state the name and address of the person, who told the names of the accused. It is true to say that the Investigating Officer has not taken the identification parade of accused in my presence. It is not true to say that I have not taken the prior permission of my senior before lodging the complaint. It is not true to say that I have not handed over any documentary evidence to Investigating Officer to show that I was on my duty and the entry of my Bus in log-book. It is true to say that the door of my Bus was locked inside at the time of incident. It is true to say that the conductor had not opened the door inside of the Bus. It is true to say that the incident was took place in front of DSP chowk, which the distance between 300 to 500 feet. It is true to say that the spot of

incident can easily seen from DSP chowk. It is true to say that at the time of incident, the signal was ON and the traffic police was also present. It is true to say that the DSP chowk is a heavy traffic road. It is not true to say that if the Bus is stopped at DSP square, the traffic is also stop. It is not true to say that on the day of incident, I was not present on my duty. It is not true to say that I dashed one person during my duty. It is not true to say that the accused did not restrain us from discharging our duty and no such alleged incident was happened as mentioned in the FIR. It is not true to say that Suraj Vitthal Deokar is my relative. It is not true to say that I have not stated to the police that I sustained injury in the incident. It is not true to say that whatever I deposed in my examination-in-chief is false. It is not true to say that I am deposing falsely.

Cross-examination completed and no re-examination.

R.O.A.C.

Date : 25.11.2025.  
Ahmednagar.

( Rajesh M. Tayade )  
Additional Sessions Judge,  
Ahmednagar.