

Sessions Case.No. 88/2019
State Vs. Jogindar & Ors
Exh. No. 165

Deposition of Witness No.12 for the State.

I do hereby on solemn affirmation state that:

My name is :- Sandip Sharnappa Swami

Age :- 37 yrs. Occu. Agri

R/o. Majge Nagar, Latur.

Examination in chief by Ld. AGP Shri. Mundada

01. Earlier I used to do sale-purchase of plots. I know Bhavdasing Junni (deceased) since last 13 years, we were members of BR Group, and hence we used to meet. On 30/05/2019 I went to attend one marriage and when I returned to Latur I received one phone call of Pinki Kaur (wife of Bhavdasing) at about 7.30 p.m. asking that in which police station Bhavdasing was taken. I took the information and informed Pinki Kaur that M.I.D.C. Police the Bhavdasing.

02. On same day at about 9.30 p.m. I received phone of Santosh Khote informing that he took the Bhavdasing to the house of his in laws, he does not have cell number of brother of Bhavadasing, and hence, Santosh requested me to inform the said fact to his brother. Accordingly, I made phone call to Manojising Junni, who is brother of Bhavadasing and informed the said fact to him.

03. On 31/05/2019 at about 8.00 to 8.30 a.m. I received

phone call of Pinki Kaur from the cell phone of Bhavadasing asking about whereabouts of Bhavadasing, I informed her that Bhavadasing has not come to my house. On 02/06/2019 I came to know that deadbody of Bhavadasing was found in the well of Gorakshan, accordingly, I went there. I know Pinki Kaur, who is present before the Court. Police made enquiry with me and recorded my statement.

Cross-exam.by Mr. M.B. Survase Adv. for Accused No. 1, 3, 5 to 8

04. I know where Bhavadasing used to reside and I had occasion to visit his house during his lifetime, whenever there used to be any function in his house. Bhavadasing introduced his wife Pinki Kaur, when I visited his house. I cannot tell the cell number of Bhavadasing Junni, Pinki Kaur and Santosh Khote. (witness voluntaries that as the number of Santosh Khote and Bhavadasing are saved in my cell number by their names, hence I cannot tell their number, but cell number of Pinki Kaur was not saved in my cell number.) Police did not obtain call details, in respect of calls as stated by me in my examination in chief.

05. While recording my statement I have not stated to police that “on 30/05/2019 I went to attend one marriage”. It is true to say that today I am first time deposing before the Court that on 30/05/2019 I went to attend one marriage.

06. It is not true to say that I am deposing false that on 30/05/2019 I received phone call of Santosh Khote informing that

he took the Bhavadasing to the house of his in-laws, thereafter I made phone call to Manojising informing the said fact, on the same day I received phone call of Pinki Kaur, likewise I also received her phone on 31/05/2019 from the cell phone of Bhavadasing asking whereabouts of Bhavadasing.

07. I do not know that many members are there in the BR Group and where office of the said group is situated. I do not know whether Manojising and Santosh Khote are the members of BR Group. I am not the member of BR Group. Bhavadasing used to do sale-purchase of plotting, but I have never stood as witness or either seller or purchaser of the plot in the transactions of Bhavadasing. I know that Manojising, Guljitsing (first informant) Bhabdasing are the brothers of Bhavadasing and I know all of them prior to 2-3 years of the present incidence. I do not remember as to when police recorded my statement, but police called me after 2-3 days of the death of Bhavadasing and on that day my statement came to be recorded. Before recording of my statement, I did not meet Manojising, Guljitsing (first informant) Bhabdasing. When I went on the spot of incident on 02/06/2019 i.e. well situated at Gorakshan, at that time Manojising, Guljitsing (first informant) Bhabdasing were present.

08. It is not true to say that I did not go to the funeral of Bhavadasing. It is not true to say that as per the say of Manojising and Guljitsing, I gave my statement to police. I am educated upto 12th standard and now I am doing agricultural activities. While

recording my statement I have stated to police that, at that time I used to work as a agent in real-estate. In my statement it is mentioned that I used to sale-purchase plots. Witness voluntaries that he used to work as a agent in selling-purchasing of plots. I cannot assign any reason as to why different version is mentioned in my statement in respect of my occupation, while recording my statement.

09. It is not true to say that I am deposing false that I know the Bhavadasing from last 13 to 14 years, and I am also acquainted with Pinki Kaur (accused no. 3). It is not true to say that I am deposing false today with a view to help Manojising and Guljitsing. It is not true to say that today I have deposed falsely and nothing happened as stated by me in my examination in chief.

Cross-examination by Mr. A.B. Jadhav Adv. for the Accused No. 2

Declined

Cross-examination by Mr. J.P. Chitade Adv. for the Accused No. 4

Declined

Cross Over.

No Re.

R.O. & A. C.

Date :- 18/08/2025

(S.J. Bharuka)
Sessions Judge, Latur.