

Deposition of Witness No. 09 for the State.

I do hereby on solemn affirmation state that

My Name is : Janabai Shrimant Ghute,

Age :- 44 years, Occupation :- Household,

R/o. Jod-Jawala, Tq. & Dist. Latur.

Examination-in-chief by Ld. DGP Shri. S. V. Deshpande for State.

01. My marriage performed with Shrimant Ghute before 25 years. Shrimant Ghute is resident of village Ekurga. Since, 20 years I am residing at Jod-Jawala. As there was dispute in between me and my husband I started to reside separate from him. Hanmant Katare was my real brother. The incident happened on 18-07-2023.

02. Datta Katare is my another brother, he told me about the incident. Datta Katare told me that, someone assaulted Hanmant Katare below railway bridge and asked me to come to Latur Hospital. I was coming to Latur in a bus, on the way I received a phone call from Datta Katare, he told me that, Hanmant is nomore and asked me to return back to village Jod-Jawala. Accordingly, I went to Jod-Jawala village. I came to know that, Pooja Katare lodged report against my husband that, he committed murder of Hanmant Katare. That complaint was a false complaint. There was no dispute in between my husband and Hanmant Katare in respect of landed property. Later on

I came to know that, accused no.1 Pooja Katare with 2 to 3 others committed murder of Hanmant Katare. My real sister Nirmala i.e. accused no.2 and her daughter accused no.1 Pooja Katare are present in the court.

Cross-examination by Adv. Shri. A. G. Tiwari for Accused No.1 & 2 :-

03. Ram Ghute is son of my sister. It is true that, myself, accused no.2 Nirmala and mother of Ram Ghute are real sisters. Mother of Ram Ghute is wife of my husband's cousin brother. Hanmant Katare is having land at Ekurga. Land of Ram Ghute is adjacent to the land of Hanmant Katare. Land of my husband is adjacent to the land of Hanmant Katare. There is well in the land of Hanmant Katare. It is not true that, there is dispute in between Shrimant Ghute, Ram Ghute and Hannant Katare on account of water of the well. It is true that, water of well of Hanmant Katare is supplied to land of Ram Ghute. It is not true that, the water of well of Hanmant Katare is also supplied to the land of Shrimant Ghute. There is a well in the land of Shrimant Ghute. Hanmant Katare is having house at village Jod-Jawala. He is having a house at village Murud. It is not true that, he is owner of two plots at Murud. The children of Hanmant Katare are residing with Datta Katare. It is not true that, to grab the property of Hanmant Katare we falsely involved Pooja Katare and Nirmala Katare in this crime. It is true that, Datta Katare is issueless.

04. I came to know from police that Pooja Katare lodged report against my husband. It is not true that, I am deposing false.

Cross-examination by Adv. Shri. S. M. Bawage for Accused No. 3 :-

05. I am educated up to 09th standard. I also does agricultural work. The maintenance proceeding filed by me against my husband is pending. It is true that, my deceased brother Hanmant was assisting me in the court proceedings. Since last 10 years Datta Katare, Hanmant Katare and my mother are residing at village Murud. My father had 01 H land at Jod-jawala, he sold it. Before 10 years the said land was sold by our family members. By selling the said land, 07 acre land was purchased at Ekurga in the name of my father. My father died before 04 years. My two brothers and myself were looking after the land of Ekurga. I do not know the distance in between the land of Murud and Ekurga.

06. I was not present when Pooja Katare lodged complaint against my husband. I do not know how many persons were with Pooja Katare while lodging the report. I was called by police for enquiry twice. After two days of the incident police had called me. All the relatives were present for the last rites of Hanmant Katare. In my statement I have not stated that Pooja Katare had filed false report

against Shrimant Ghute. It is not true that, I am deposing false. It is not true that, I am deposing false to save my husband.

Cross-examination by Adv. Shri. A. D. Mane for Accused No.4 :-

07. I am having one son and daughter from Shrimant Ghute. My son reside with me. Pooja is having 04 children. My husband performed second marriage. It is not true that, as there is dispute in between me and my husband, my husband performed second marriage. I have not taken divorce from my husband. My husband was arrested in present crime. It is not true that, Shrimant Ghute was enraged upon Hanmant Katare. It is true that, till death of Hanmant, the relation in between Pooja Katare and Hanmant Katare were cordial. It is not true that, I am deposing false to save my husband.

Cross Over.

No Re.

R.O. & A. C.

Date :- 17/04/2025

**(V. V. Patil)
Sessions Judge, Latur.**