

C.C. No.4302832/SS/2018 ...01...
C.W. No.1 on S.A.

Date: 18/10/2024.

Cross-examination of C.W. No.1 Madhuri Jawharkar on oath, on behalf of accused by Advocate Shri.Ashok Rajbhar :-

1. In 2013 myself and my sister had booked the flat in the present matter. The flat was booked at Laxmiben Chheda Marg, Nalasopara(W). We had not seen that flat. We had met the builder namely Vandesh Purav. He told that your flat number will be F-207. We had paid an amount of Rs.3,19,000/- for booking of this flat. We had obtained the receipts of that flat for booking. The payment was made by my sister.

2. The payment was made by my sister by cheque. On issuance of cheque by us, we had obtained receipts. It is true that the receipt was not obtained in my name. It is true that the case filed by my sister is pending in Bandra Court. It is not true that I have not filed the receipts of the cheques. Now Exh.13 Agreement to Sale shown to me. It is true that I have not filed the original copy of Agreement to sale. The original is filed in Bandra Court. It is true that initially this case was filed in Bandra Court.

3. I am having evidence that the amount is credited to the account of the accused. For showing this, I have filed bank statement and pass book entries. It is not true that the cheque was not dishonoured. It is not true that the accused did not receive the notice. It is not true that the acknowledgment receipt does not bear signature of the accused. It is not true that the accused has not issued cheques for discharge of his liability. It is not true that I had filled the contents of the cheques. I don't know how many directors are there of accused No.1 company.

4. It is not true that there are no entries of transfer of amount

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from my account to the account of the accused in my pass book. It is not true that I have filed false case against the accused. It is not true that the accused is not liable to pay any amount to me.

Cross-examination completed.

No re-examination.

R. O. A. C.

Before me,

Sd/-

kdc

(**S. A. KHALANE**)
Metropolitan Magistrate,
43rd Court, Borivali, Mumbai.
Date: 18/10/2024.