

C.C. No.4302975/SS/2019 ...01...
C.W. No.1 on S.A.

Date: 23/08/2024.

Cross-examination of C.W. No.1 Yatindra Nirgun on oath, on behalf of accused by Advocate Shri.Umeshkumar Pasi :-

1. I am a builder. I am doing building construction business in Sindhudurg district since last 14 years. I am having permissions for construction. If somebody approaches us for purchasing a flat, then we collect necessary documents from them and file those documents for loan purpose in the bank on request of those persons. Accordingly, we follow this procedure. When somebody approaches us for purchase of flat, at that time we also take cheques from them. Cheques are given for their encashment. So, we present those cheques for encashment. We do not take instructions from them for encashment of the cheques.

2. I know the accused as he is my relative. It is not true that due to relations our transactions are good. Because I think business and relation are different aspects. Initially, four cheques of Rs.1,00,000/- each and thereafter another cheque of Rs.7200/- was issued by accused. It is not true that those cheques were blank. The contents in the cheque were filled by us and the receipt of it was given to the accused. The loan amount of the accused was of Rs.20,00,000/-. He paid only Rs.4,00,000/- by way of cheques. The total agreement amount was Rs.24,00,000/-. It is not true that the entire consideration amount was paid by the accused. It is not true that we have misused the cheques.

Cross-examination completed.

No re-examination.

R. O. A. C.

Before me,

Date: 23/08/2024.

(**S. A. KHALANE**)
Metropolitan Magistrate,
43rd Court, Borivali, Mumbai.