

Deposition of C. W. No. 1

I state on solemn affirmation that,

My Name -: Dr. Ajit Dnyanoba Pampatwar,

Age -: 42 Years,

Occ. -: Medical Officer of Health, P/South Ward, BMC, Mumbai.

R/of -: Jeevan Building, Mohan Srushti Society, Kachore Gaon, Kalyan East, Thane.

Examination-in-Chief by Ld. A.L.O. Mr. R.W. Sonawane for the complainant :-

1. From November 2023, I am working as a Medical Officer Health in P/South Ward, BMC, Mumbai. My duty is to work as a Sub-Registrar of births and deaths, marriage registration, to inspect the places where foods and drinks are prepared, served and to issue license to such trades. It is also my duty to take necessary actions against persons doing a such trade without a valid license issued from our department and also to get the said work done from my subordinate officers and employees. In this regard, I had been authorized by the then Joint Municipal Commissioner, Zone-IV, BMC. Mr. Vishwas V. Shankarwar. The photocopy of the authority letter filed in the record. Today, I have brought the original authority order with me. The original is necessary for the other daily works hence, I am unable to file it on record. I have uploaded a scanned copy of the said document on the portal on the e-filing portal. Today I have brought the original with me. *The Court compared the copy brought by the witness and a copy available on the CIS and found to be the same. The original is made available to the other side for inspection and returned back to the witness.* Since it is a public document, it is marked as **Exh. 12**.

2. On **11/06/2025**, when I was on duty, alongwith the sanitary inspector Mr. Mahendra D. Chavan I had been to **M/s. Egg Station, Shop No. 1, Near Subkuchh Food Plaza, New Link Road, Chincholi Bunder Road, Malad West, Mumbai** for inspection. There I saw that in one premise, a trade of **eating house**, was going on. I asked the person sitting there and doing the said trade that if he has license for said trade. He could not show me the

license. I asked him his name in response to which he answered that his name is **Mr. Raja Babu**. He was identified as **a conductor** of the business. Then I proceeded to ask him that who is the owner and conductor of the premise and trade. He answered that, he and **Mr. Kishor Ramlingh Ghaiwad** is the conductor and owner of that premise and trade. Accordingly, Mr. M.D. Chavan conducted an inspection of that premise and thereafter prepared an inspection report in triplicate in my presence. The original thereof handed over to the conductor of the business and retained to carbon copies. I have uploaded a scanned copy of the said office copy of the notice on the portal on the e-filing portal. Today I have brought the original with me. *The Court compared the copy brought by the witness and a copy available on the CIS and found to be the same. The original is made available to the other side for inspection and returned back to the witness.* The contents there is are true. It bears my signature. It is marked as **Exh. 13.**

3. Then, I waited for 7 days for license to be submitted by the conductor and the owner of that premise. In those 7 days nobody came to me to submit such license. Then I prepared an offence-sheet and sent it to the legal department for further necessary action. I have uploaded a scanned copy of the document on the portal on the e-filing portal. Today I have brought the original with me. *The Court compared the copy brought by the witness and a copy available on the CIS and found to be the same. The original is made available to the other side for inspection and returned back to the witness.* The contents there is are true. It bears my signature. It is marked as **Exh. 14.** I can identify the accused if I see the accused. Today the accused not present.

The Examination-in-Chief is over.

Cross examination by Ld. Advocate Mrs. J.S. Prabhu for accused :-

4. It is not true that, on the given date, time and place I did not make any visit nor conducted any inspection. It is not true that, I am deposing false on oath. It is not true that, on the basis of false documents, I have

prepared false inspection report and false offence-sheet.

Cross examination is over.

R.O.A.C

Date: 07/04/2026

(**Amrit C. Birajdar**)
Judicial Magistrate (First Class),
39th Court, Vile Parle, Mumbai.