

DEPOSITION OF WITNESS NO. 5 FOR PETITIONER
(Through V.C.)

I do hereby state on solemn affirmation that-

My name : Dr. Nilesh Baburao Giripunje,
Aged : 48 years, Occ.: Orthopedic surgeon,
R/o : Ajani square, Nagpur,

Examination-in-chief of witness by Adv. Smt. Snehal Vyas for Petitioner.

1] I have done M.S. in Orthopedics. Since last two years I am running Nirvi Clinic at Chhatrapati square, Nagpur. Patient Ankita Khawale had come to my clinic on 27.01.2025 for disability certificate. She had distal femur fracture. I had treated her in Life Care Hospital and she was operated. Accordingly I issued disability certificate. I assessed disability as 40%. She had difficulty in walking, sitting on floor. The disability certificate now shown to me is the same. It bears my signature and stamp. The contents therein are true and correct. It is at **Exh.44.**

Cross-examination by Adv. Shri D.D. Gadewar for Respondent No.1.

2] It is true to say that the place at the date is left blank. It is true to say that the injury sustained by patient is not mentioned in the certificate. It is true to say that father's name of Ankita is also not mentioned in certificate Exh.44. It is true to say that it is not mentioned in certificate that there is permanent disability. Registration number of hospital is not mentioned on Exh.44. It is true to say that clinical notes are not attached to certificate Exh.44. It is true to say that the patient can perform her daily routine activities however with difficulty. It is true to say that said patient is able to do table work and job. It is true to say that considering young age of patient, the injury is likely to be healed in future. It is true to say that I have issued certificate to Ankita Khawale and not to Ankita

Ghanshyam Khawale. It is not true to say that I issued certificate Exh.44 without examining the patient.

Cross-examination for Respondent No.2.

Respondent No.2 and his counsel absent when repeatedly called.
Hence cross examination Nil.

Re-examination-Nil.

R.O.A.C.

Before me

(P. B. Naikwad)
Member, MACT-1, Nagpur.
Date: 07.01.2026

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