

Deposition of witness no.9 for State :-

I do hereby state on solemn affirmation that :-

My name : Ajinath Vitthalrao Kashid
Age : 59 Years
Occupation : Retired Police Inspector
Residence : Sant Namdeo Nagar, Beed
Tq. : Beed
Dist. : Beed

Examination-in-Chief by Ld. APP Mr. J.V.Deshmukh for State :-

1. On 09.06.2022, I was on duty to Tuljapur Police Station as Police Inspector. On that day, I received information murder of person is committed near 'Kaka Ka Dhaba' on Tuljapur Solapur road. I took its Station Diary entry and went at the spot along with police staff, inspected the spot and made it secured.
2. Police Patil of village Sangavi Mardi, Sanjay Bagal was present on the spot. I made phone call to ST Depot Tuljapur and secured presence of Pradip Kadam. I instructed them to act as panch witnesses. They consented for it. At that spot, Bhairunath Nana Karande, R/o. Masala was present. He shown the spot of incident.
3. On inspection of the spot, it was seen that one male 30-years old body was lying, on one side. Bhairunath Karande present there stated that the dead body is of his brother Dnyaneshwar Nana Karande. Besides the dead body, in front side on the corner of the road, one white coloured Jupiter vehicle bearing no. MH-13/CP-7609 was lying.
4. On minute inspection of dead body, white shirt, white bainyan and grey coloured pant were the clothes on the dead body.

One sickle/Katti was stuck into the dead body and in that place, the shirt and baniyan were tore. On shirt and bianyan on dead body was having mark of torn due to assault with weapon. The blood ozen from injuries due to sickle/katti was spread on the road. One wooden handle of sickle and one brown coloured pair of footwear was lying near feet of the dead body. One head phone was lying near dead body.

5. On spot, towards south direction at distance of 45 feet from dead body, one black coloured Discover vehicle bearing No.MH-25/Z-0545 was lying there facing towards North. Towards West side of motor cycle, one black coloured Mobilla company Power Bank was lying. Towards South side at distance of 38 feet from dead body, one read black coloured handkerchief was lying. Near head light of motorcycle, one three layered tiffin box was lying.

6. At the time of conducting spot panchanama, Amar Mali, I-Bike employee of Dy.S.P. Office., was present on the spot. On my directions, he collected blood samples from the blood lying on the road near dead bod with the help of cloth piece, it was kept safe in presence of panchas for Forensic Analysis. The I-Bike employee also clicked photographs in different angles of dead body and other articles lying at the spot.

7. I seized chappal pair of deceased, wooden handle of weapon, head phone, scooty and motorcycle, handkerchief, three layered steel tiffin, power bank from the spot in presence of panchas. So also, label of panchas signatures were affixed on it. I can identify those articles seized from the spot. *The vehicle Scooty*

seized from the spot was released in interim custody of its owner as per order of Hon'ble Court. The motorcycle is lying in the Police Station. I can identify it, if shown to me. Defense do not raise dispute as to the identity of motorcycle which was marked M.O.13 earlier and scooty.

8. Now, articles out of GMR No.13/2024, now shown to me.

9. Now, **MO No.10 three fold tiffin**, shown to me. The label Exh.63 affixed over it bears my signature and signature of panchs. I identified it.

10. Now, **MO No.9 black coloured Head Phone** shown to me. The label Exh.64 affixed over it bears my signature and signature of other panch. I identified it.

11. Now, **MO No.8 pair of chappal** shown to me. The label Exh.65 affixed over it bears my signature and signature of panchs. I identified it.

12. Now, **MO No.6 Power Bank** shown to me. The label **Exh.66** affixed over it bears my signature and signature of panchs. I identified it.

13. Now, **MO No.2 wooden handle of sickle** shown to me. The label **Exh. No.67** affixed over it bears my signature and signature of panchs. I identified it.

14. Now, **MO No.7 handkerchief** shown to me. The label affixed over it bears my signature and signature of panchs.

15. I conducted Spot cum Seizure Panchanama on the spot in presence of panch witnesses and in presence of Bhairunath Nana Karande. The light was obtained on the spot by turning on head

light of police Govt. Vehicle as it was night hours of 09.06.2022. Now, spot Panchanama shown to me is the same. It bears my signature and signature of panchas on each page. Its contents are true and correct along with spot panchanama, photographs of the spot Article 1 to 4 are attached. I identified it.

16. Thereafter, as per my direction API Chaskar to conduct Inquest Panchanama and Post Mortem on dead body of Dnyaneshwr Karande took the dead body from the spot to Sub District Hospital, Tuljapur. The panch witness Pradip Kadam and Sanjay Bagal were also stated to be present at Sub-District Hospital, Tuljapur. Accordingly, Inquest Panchanama of dead body was conducted, which is at Exh.70 on record. Thereafter, the dead body of Dnyaneshwar Karande was handed over to his relative Vishal Nana Karande vide प्रेत पोच पावती Exh.109.

17. API Chaskar has seized the clothes on dead body and sickle stuck into body of deceased vide Seizure Panchanama Exh.71 in presence of panchas and produced it before me for investigation. I can identify these articles if shown to me.

18. Now, **MO No.1 sickle** shown to me. I identify it. The label Exh.72 affixed over it bears my signature and signature of panch witnesses. I identified it.

19. Now, **MO No.3 one blood smeared full sleeve white coloured shirt** shown to me. The label **Exh.73** affixed over it bears my signature and signature of panch witnesses. I identified it.

20. Now, **MO No.4 baniyan smeared with blood** shown to me. The label Exh.74 affixed over it bears my signature and

signature of panch witnesses. I identified it.

21. Now, **MO No.5 pant smeared with blood** shown to me. The label Exh.75 affixed over it bears my signature and signature of panch witnesses. I identified it.

22. Informant Bhairunath Nana Karande had lodged report of death of his brother Dnanyeshwar Karande in late night hours of 09.06.2022. The report lodged by him was got typed as per his say in the police Station. It is now shown to me marked at Exh.P1/PW1, it bears signature of Bhairunath Nana Karande. It bears endorsement of dated 10.06.2022 of PSI Chanshetti, PSO of Police Station, Tuljapur. I know his signature as he was working with me for two years. On its basis, Crime No.209/2022 under Sections 302 read with 34 of the IPC and penal sections of Arms Act was registered against accused Rameshwar Khochare, Sambhaji Khochare, Parmeshwar Khochare, Anita Khochare. In the report lodged allegations were made of committing murder against accused Rameshwar Khochare, Sambhaji Khochare, Parmeshwar Khochare, Anita Khochare. On basis of report lodged, FIR Exh.P2/PW1 was registered. I assigned investigation of crime to my self of this crime.

23. During investigation, I gone through the report lodged. It was revealed that there were illicit relations of accused no.1 Rameshwar with his cousin sister-Jyoti and to end this relationship, deceased Dnyaneshwar has compelled to transfer his plot at Osmanabad in the name of Jyoti, therefore, there was grudge in the mind of accused persons against deceased Dnyaneshwar and therefore, accused persons in collusion to take revenge, had

committed murder of deceased Dnyaneshwar with deadly assault of Sickle/Koyata/Katti at the hands of Rameshwer.

24. On 10.06.2022, I arrested accused no.1 Rameshwar vide Arrest Panchanama Exh.180 in presence of panchas. I seized clothes on person of accused Rameshwar in presence of panchas vide Panchanama Exh.76, these panchas now shown to me are the same. I identify my signature and signature of panchas there on. The seized clothes one light brown coloured full sleeves shirt and one brown coloured Jeans Pant, one mobile of Redmi company now shown to me are the same. I identify it. The clothes of accused are at M.O.11, M.O.12 and mobile at M.O.No.14. *The label Exh.77, 78 and 79 affixed over it bears my signature and signature of panch witnesses. I identified it.*

25. On 12.06.2022, blood samples of accused no.1 Rameshwar were collected and seized through Medical Officer of Sub District Hospital, Tuljapur. The official correspondence to that effect is on record, now shown to me is the same. It is marked at **Exh.112.**

26. The muddemal seized from the spot except the vehicles and the clothes, weapon taken out from the body of deceased were forwarded to Mini Forensic Laboratory, Solapur through Police Constable Sasane. The official correspondence to that effect dated 13.06.2022 is at Exh.95, now shown to me, contains details of property forwarded for Chemical Analysis as well query, it also bears seal of Police Station, my signature and endorsement of acknowledgment of Laboratory of its Sr.Clerk dated 14 June, 2022. The contents of document Exh.95 are true and correct.

27. During investigation, I recorded statement of witness Kalsabai Bapu Pawar, Dinesh Sasane, Pradip Ghusinge, Amar Mali.

28. During investigation, to obtain CCTV footage, I issued letter on 14.06.2022 vide outward No.2463, 2461, 2462 to Manager of Hotel Shivar, Maharashtra Gramin Bank and PPG Hotel, at Tuljapur. The letters are part of chargesheet marked at **Exh.113, 114 and 115** respectively.

29. During investigation, on 10.06.2022 I collected CCTV footage in pendrive from the camera installed nearby shops of the shop of Zerox Machine, run by deceased Dnyaneshwar situated near Maharashtra Gramin Bank, Tuljapur. However, to complete the formalities, I had issued letters Exh.113 to 115. It was not responded.

30. On 20.06.2022, panch witnesses Vishal Kharade and Manoj Kharade were called and they were taken to PPG hotel and Maharashtra Gramin Bank at Tuljapur, the CCTV footage of 09.06.2022 stored therein were shown to the panch witnesses, wherein, accused Rameshwar was seen keeping watch and involved in Reiki (रेकी) of deceased Dnyaneshwar, Panch witness Vishal Kharade identified the accused Rameshwar in CCTV footage of both places. This proceeding was recorded in a panchanama Exh.88, which is on record, now shown is the same. Its contents are true and correct. I identified signature therein.

31. I Bike employee, Pradip Gushinge had issued certificates of 65B of Indian Evidence Act. These certificates are part of record.

32. I obtained information about ownership and particulars of vehicles seized from the spot by issuing letter to Regional Transport Office, Osmanabad dated 20.06.2022. It is filed on record, bears my signature, contents are true and correct. It is marked at **Exh.116**.

33. The vehicle particulars were received are filed on record marked at **Exh.117 and 118**. Accordingly, Bhirunath Karande and Rameshwar Khocare are shown owners of scooty and motorcycle.

34. I issued letter to Tahasildar Tuljapur to obtain information as to the ownership of the spot. The letter marked at **Exh.119**.

35. I issued letter to Sub-Registrar Office, Osmanabad to obtain copy of sale deed No. 2428/2022 of his plot situated at Osmanabad executed by accused Rameshwar in favour of Jyoti Hazare. This letter is marked at **Exh.120**. The certified copy of sale deed is at Exh.99.

36. The Accused Rameshwar was employed at Mahavitaran, therefore, the information as to registration of offence against him was informed to Executive Engineer of Mahavitaran through letter **Exh.121 and 121/A**.

37. During investigation, I issued letter to obtain CDR and SDR mobile conversation between deceased Dnyaneshwar, accused Rameshwar and other accused through Superintendent of Police, Osmanabad. The letter on record marked at **Exh.122**. On receipt of CDR and SDR, it was included in the chargesheet.

38. On 14 August, 2023, as per List Exh.28, CDR, SDR as well as certificate of 65(B) of Indian Evidence Act issued by

Vodafone company in respect of mobile no.9527601572 was filed on record. Mobile no. 9527601572 was in used of deceased Dnyaneshwar.

39. During investigation, I recorded statement of witnesses Pallavi Dnyaneshwar Kharade, Sharad Laxman Kharade, Jyoti Laxman Hajare, Sachin Laxman Hajare, Vimal Laxman Hajare, Laxman Dattu Hajare, Babasaheb Ashok Kharade, Kalyan Hariba Gadhave, Jeevan Hariba Gadhav, Vishal Kalidas Kharade as per their say.

40. Statement of witness Sharad Laxman Kharade was recorded before Magistrate as per Section 164 of the Code of Criminal Procedure. It is at Exh.83.

41. I arrested accused no.2 to 4 vide arrest panchanamas filed on record. These panchanama bears my signature and signature of panchas. Contents therein are true and correct. Those panchanamas are marked at **Exh.123, 124 and 125**.

42. I forwarded query for expert opinion of Medical Officer as to the injury and weapon used. The letter now shown to me is the same, it is marked at **Exh.126**. The Medical Officer Sub District Hospital, Tuljapur had responded to this letter vide Exh.104.

43. Today, I have produced three photographs of motorcycle vide Exh.127, which is objected by Ld. Advcoate for accused on submissions that these photographs are not filed along with chargesheet and these photographs are not filed at this stage. Ld.DGP submitted that I.O., can file documents at any stage of the trial. Witness submitted that inadvertently these documents are remained to be filed along with chargesheet. It is to be noted that

since beginning case of the prosecution involves motorcycle lying on the spot bearing No.MH-25/Z-0545. These photographs are regarding motorcycle on the spot, therefore, the production is permitted.

44. Photographs filed on record vide exh.127, I identified it. The first photograph shows the motorcycle registration No.MH-25/Z-0545 and other two photograph are of motorcycle lying by side of the road on the spot and three layered steel tiffin lying beside the motorcycle. These photographs are marked at **Article E, F and G**. The motorcycle and the tiffin were seized from the spot are M.O.No.13 and 10 respectively.

45. It revealed during investigation of crime that this motorcycle was in use of accused no.1 Rameshwar on the day of incident.

46. After completion of spot panchanama on the spot when we were about to leave, witness Sharad Laxman Kharade had stated to me that he had seen accused Rameshwar assaulting with sickle to deceased Dnyaneshwar.

47. The information and evidence collected during investigation of this crime revealed that accused no.1 Rameshwar had illicit relationship with his cousin Jyoti and deceased Dnyaneshwar had opposed and obstructed, therefore, accused no.1 Rameshwar has grudge against him had committed murder of Dnyaneshwar on 09.06.2022 with deadly assault of sharp weapon in collusion and involvement of other accused of the crime. Accused no.1 to 4 present before the Court today. I identify them.

Examination in chief completed.

Cross-examination by Ld. Adv. Y.D. Khaire for accused no.1 :

48. It is true that I gone through the record today in the Court before entering into the witness box. It is true that with the help of chargesheet, I deposed before the Court. I retied in the month of July, 2024. I was at Tuljapur Police Station till June, 2023. The custody of three photographs which I filed today on record vide Exh.127 was with me till today. It is true that it were not filed on record along with chargesheet. It is true that at the time of handing over of charge, all the documents and other Govt. property is to be handed over. I do not have document to show that custody of photographs produced on record today vide Exh.127 was permitted to be kept with me. It is true that scrutiny of chargesheet is conducted before its filing.

49. The photographs were not filed with chargesheet inadvertently it remains in my custody. It came to my mind, prior two days. I did not intimate it officially to anybody.

50. The person who clicked the photographs Article A to D attached with spot panchanama, also clicked the photographs article E to G produced by me today on record. I did not record statement of photographer. So also, I have not produced receipt of photographs on record.

51. It is not true that I inspected the record of the Court and thereafter, filed fabricated photographs on record. It is not true that custody of these photographs was never with me, therefore, I did not file it with chargesheet.

52. Now Station Diary Extract No.031, 032 and 041 are shown to me. As per these entries myself, PSI Kamble, PSI

Chanshetti, three Police Nike and one Head Constable were proceeded for the spot. It is true that in these three General Diary Extracts, they entry is not taken that Mr.Chaskar was present on the spot. These documents referred in cross-examination marked at **Exh.No.128, Exh.129 and Exh.130** respectively.

53. It is true that I recorded statement of Sharad Laxman Kharade on 27.06.2022. It is true that in Station Diary Entry No.041 Exh.130, it is not mentioned that witness Sharad Laxman Kharade had disclosed that he witnessed the occurrence of incident. It is true that I did not record statement of witness Sharad Laxman Kharade on 09.06.2022. I did not issue written notice to witness Sharad Laxman Kharade on 10.06.2022. It is not true that Sharad Laxman Kharade is planted witness.

54. It is true that in Spot Panchanama Exh.62, it is mentioned that Bhairunath has shown the spot of incident. It is true that in Exh.130 Station Diary Entry, name of Ganesh Kumbhar, Police Patil is mentioned with reference to identification of dead body.

55. It is true that except witness Sharad Kharade no other person present on the spot stated about witnessing the incident. The exact time of incident is not mentioned in chargesheet.

56. Amit Balaji Kadam has given information on mobile to informant about the incident for the first time. I did not record statement of Amit Balaji Kadam. I did not obtain CDR, SDR of Amit and informant.

57. It is true that generally sickle is used for cutting sugarcane and Katti is used to cut the branches of trees. It is true

that in the report weapon to kill the deceased is mentioned as कोयता.

It is true that during investigation of the crime, कोयता is not recovered on the spot. The weapon of offence seized in the investigation was कत्ती. It is not true that there were no blood stains on the weapon deposed with me by Mr.Chaskar.

58. It is true that at some distance on opposit side of the spot mentioned in the report, there exists 'Kaka Ka Dhaba'. I did not obtain CCTV footage of 'Kaka Ka Dhaba'. It is not true that Tea Stall and Petrol Pump are situated at 200 feet distance. Witness volunteers that it is at 400 feet distance. It is true that I did not collect CCTV footage of petrol pump.

59. It is true that panch witness Sanjay Bagar was present on the spot, when we reached on the spot. It is true that the incident occurred between Rainy Days. Witness volunteers that on the day of conducting panhanama there were no rains.

60. It is true that informant is not visible in the four photographs attached with Spot Panchanama. So also, Discover Motorcycle, Power Bank and steel tiffin box not visible in the four photographs. It is true that informant did not give written report to us, when we were present on the spot.

61. It is not true that as Spot Panchanama Exh.62 was conducted in the Police Station, therefore, informant did not lodge report at that time.

62. On 09.08.2022, I have recorded statement of Vishal Kalidas Kharade. It is not true that this witness was also planted.

It is not true that in CCTV footage seized in course of investigation do not reveal deceased and accused no.1 Rameshwar, in one frame. It is true that written order is not issued to API Chaskar for investigation of this crime.

63. During investigation, I did not obtain finger prints of accused and the finger prints available on seized articles from the spot.

64. In Sale Deed Exh.99 on record has recitals that Jyoti has paid Rs.2,90,000/- for consideration of sale deed. Sale deed Exh.99 reveals that it was scribed on 25.04.2022 and registered on 26.04.2022 and Jyoti Hazare was present on these days at Sub Registrar Office, Osmanabad. It is true that in sale deed Exh.99 illicit relations and settlement is not referred.

65. In statement of Jyoti Hazare, she disclosed that she has not paid amount of consideration to accused no.1 Rameshwar as mentioned in sale deed Exh.99. But, I did not make further enquiry or investigation in this regard with Sub-Registrar, Osmanabad. Witness volunteers that separate bond was executed between the parties for the same. It is true that in report the date of meeting and the person present in which it was decided that accused no.1 Rameshwar shall hand over ownership of the plot in favour of Jyoti was decided. It is true that those bonds are at **Exh.No.98/1 and 98/2**. But, the word illicit relationship is not mentioned therein.

66. It is true that seizure panchanama of clothes of accused no.1 Rameshwar was conducted prior to his arrest, after crime. It is true that at that time I did not notice blood stains on the clothes of accused no.1 Rameshwar.

67. It is true that witness Rameshwar Shivaji Kharade at the time of recording his police statement has narrated that initially he was of the opinion that death of the deceased might have caused in a assault to rob the money from deceased Dnyaneshwar.

68. I did not collect documentary evidence in respect of presence of witness Vishal Kalidas Kharade at Tuljapur on 09.06.2022 neither he met to me on 09.06.2022.

69. I met with witness Sharad Laxman Kharade on the spot. I did not collect documentary evidence in respect of presence of witness Sharad Laxman Kharade at Tuljapur on 09.06.2022 neither he met to me on 09.06.2022. This witness has not disclosed the details of ownership and particulars of the vehicle motorcycle.

70. It is not true that I deposed false in examination in chief that from the stage of receipt of information of the crime and investigation conducted till filing of chargesheet. It is not true that I filed false chargesheet against accused persons, though, no evidence collected during investigation against accused and today I have deposed false against them.

Cross-examination completed on behalf of accused no.1.

Cross-examination by Ld. Adv. A.K. Fatak for accused no.2 to 4 :

Cross-examination deferred due to Court time is over.

R.O.&A.C.

Date : 12.01.2026

(Smt.T.G. Mitkari)
Additional Sessions Judge
Osmanabad

Cross-examination resumed on oath dated 22.01.2026 of PW9
Ajinath Vitthalrao Kashid by Ld. Adv.A.K. Fatak for accused
no.2 to 4

71. As per Exh.130, Station Diary Entry, Dog squad was called. The identification of the deceased was made through Ganesh Kumbhar, Police Patil, Masala. As per the recitals of Exh.130, the articles from the spot were seized and later on, Spot Panchanama was conducted.

72. As per record, the mobile phone, cash and waist belt of the deceased were not found on the spot. Police did not receive complaint about missing or theft of mobile of the deceased. During investigation of crime, it did not happen that I handed over mobile hand set of the deceased to anyone.

73. Spot Panchanama P2/62, column no.8, mentioned name of accused is unknown. It is true that name of accused is not mentioned in Inquest Panchanama Exh.70 and in the report to conduct Post Mortem Exh.107.

74. The barricades were kept surrounding to the spot to protect it. As I deposed in my examination in chief about motorcycle lying on the spot, I can not say whether its key was lying on the spot or not. The label of my signature and signature of panchas was affixed to motorcycle. The motorcycle was lifted from the spot. It is true that there is no reference about it in Spot Panchanama.

75. It is true that as as per my deposition in examination in chief that, after completion of spot panchanama on the spot when we were about to leave, witness Sharad Laxman Kharade had stated

to me that he had seen accused Rameshwar assaulting with sickle to deceased Dnyaneshwar, however, there is no reference about it in chargesheet. Witness volunteers that, I have recorded statement of Sharad Laxman Kharade, therefore, I did not feel it necessary to mention it in chargesheet. It is true that this fact is not mentioned in the statement recorded under 161 of the Code of Criminal Procedure of Sharad Laxman Kharade.

76. It is true that in the photographs Article No.1 to 4 attached with Spot Panchanama, barricades not visible. Witness volunteers that with the help of plastic pole red strips were attached to protect the spot. It is not true that the light and dark combination in photograph Article No.1 to 4 is not similar in photographs Article No.E, F, G, which I filed on previous date on record. It is not true that in photographs Article F, myself and panch witnesses are not visible. But, it is true that it is no so visible in photographs Article E and G.

77. It is true in photograph Article F, near the vehicle the steel tiffin is not visible. It is not true that before taking photographs Article G, the steel tiffin was kept near the vehicle and the photograph was taken. It is true that till today, the vehicle motorcycle is standing in the Police Station.

79. It is not true that, as the photograph of motorcycle was not part of chargesheet filed, myself in collusion with informant, taking disadvantage of the fact that vehicle is standing in the police station had clicked the photograph Article E to G and filed it on record during my examination in chief falsely. It is not true that, though it was not part of investigation for the first time, during my

examination in chief, I falsely stated that, while leaving from the spot, Sharad Laxman Kharade has disclosed to me that, he had witnessed the murder of deceased Dnyaneshwar committed by accused Rameshwar.

80. It is true that Spot Panchanama Exh.62 do not have round seal and seal of my designation. It is not true that as per rules, Government seal stamp should be on each page of panchanama and below my signature, there should be seal of designation.

81. It is true that on 09 June, 2022 no particulars of vehicle related to crime were obtained from Regional Transport Office. It is not true that I have not obtained engine number and chassis number of the vehicles related to the crime. It is true that I did not cover scooty and motorcycle with any articles.

82. It is not true that proceeding of the Spot Panchanama was conducted in the Police Station and my signature and the signature of panchas were scribed on panchanama in Police Station itself. It is not true that, the label of the signature of panchas were affixed on the articles seized from the spot, which I identified during my examination in chief.

83. I do not recollect about videography of the proceeding of panchanama. It is not true that the articles in reference to accused shown to be seized from the spot were infact, not available on the spot, therefore, I have not produced video of it on the record.

84. It is true that the article tiffin and motorcycle are not included in the articles of this crime, forwarded for Chemical Analysis. It is not true that these articles were not seized from the

spot, therefore, not forwarded for Chemical Analysis.

85. It is true that in the report Exh.P1/PW1, it is not mentioned by the informant that witness Sharad Kharade has disclosed to him that, he witnessed the assault by accused Rameshwar upon deceased Dnyaneshwar. It is not true that there is no reference of name of Sharad Kharade in the report.

86. I did not made phone call to Police Patil Sanjay Bagal, a panch witness of Spot Panchanama. Witness volunteers that, he was present on the spot.

87. It is not true that, I was not present while obtaining CCTV footage. It is true that except Sharad Kharade, no other witness came forward to state that he had witnessed the incident narrated in the report. I have not recorded statement of person present in the hotel or petrol pump situated in the vicinity of the spot and also the commuter on the road beside the spot.

88. It is true that the witnesses whose statement, I have recorded are either near relatives or resident of the village of deceased and informant. I have not recorded statement of independent witnesses, except the statement of mentioned witnesses.

89. I did not collect, CCTV footage or CDR about presence of Vishal Kharade on Bhawani road square and he met with accused Rameshwar, and about the statement of witness Sharad Kharade that, he is eye witness of the crime. It is true that I have not verified truthfulness of statement of witness Vishal Kharade and Sharad Kharade, except recording of their statement.

90. It is true that weapon of offence, sickle/Katti was forwarded for Chemical Analysis vide Exh.95 dated 13 June, 2022. It is true that the query letter dated 26.08.2022 Exh.126 was issued for obtaining expert opinion of Medical Officer as to the injury sustained to the deceased and weapon used, and its report was received vide Exh.104, however, that time, weapon of offence was in custody of Forensic Lab.

91. During investigation of crime, the keys of the lock of the shop run by deceased was not obtained. As per statement of informant in report, name of the shop of the deceased was '*Swaraj*'.

92. It is true that in Reiki (रेकी) panchanama Exh.88, it is mentioned that at first the shop आईसाहेब झेरॉक्स got opened inspected and further, the proceeding of Reiki (रेकी) panchanama proceeded. It is true that the photocopy provided of Reiki Panchanama Exh.88 to accused no.2 to 6, my signature is not scribed. It is not true that during investigation, I have not inspected the shop run by deceased 'Swaraj Xerox' and I never had been to that place. It is not true that I conducted false Reiki (रेकी)Panchanama and Spot Panchanama.

93. After presence of accused Rameshwar in Police Station on 10.06.2022, he was arrested after one and one half hours. Arrest Panchanama Exh.180 reveals time of arrest of accused Rameshwar as 21:48 Hrs. On 10.06.2022, accused Rameshwar was not present in the Police Station in day time.

94. It is not true that I deposed false in examination in chief that on 10.06.2022, I seized clothes and mobile of accused Rameshwar and I have filed false panchanamas in that respect.

95. It is not true that Dnyaneshwar died due to assault by unknown persons, who snatched cash and valuables from him then also, on basis of false report filed against accused by the informant, I conducted false investigation, filed false chargesheet and deposed false against accused.

96. It is not true that the vehicle motorcycle registered in the name of accused, was in possession of informant, it was drive in his village was brought by him before me and I falsely effected the proceeding of panchanama.

97. It is not true that informant planted the witnesses of which whom I recorded statement and projected them as witnesses in the trial. I do not remember that, whether the CCTV footage were shown to the informant in Police Station or not.

98. Finger prints were not collected of articles seized from the spot.

99. It is not true that, from the prevailing circumstances of the crime, it was suspected that murder might have committed during theft and robbery, therefore, dog squad was called.

100. Vide Exh.122 CDR and SDR of eight mobile numbers relating to crime were called. It includes mobile numbers of deceased, four accused persons, Jyoti and others. It is not true that the CDR and SDR of mobile number of witness Jyoti were called as she suspected to be accused of the crime. It is not true that on the

say of informant, Jyoti was not arrayed as an accused but she is projected as witness and was compelled to depose false against accused.

101. The CDR of mobile number of deceased 9527601572 were received to me. Now, page no.114 to 117 out of system generated report of the mobile of deceased issued by VI company on 21 June, 2022 shown to the witness. As documents shown in cross-examination, these pages marked at **Exh.131**. I did not make inquiry to the person who conversed with deceased Dnyaneshwar soon before the incident. I did not make inquiry and recorded their statement. It is true that till 10.05 a.m., on 09 June, 2022, the location of mobile number of deceased was at Masala village and further for the entire day, the location is shown of his shop i.e. tower of Shiv Parvati Lodge, Tuljapur. It is true that as per CDR, on 09 June, 2022 the phone call was received on the mobile of deceased at 18:10:16 Hrs., from mobile number 7038387683 and the location was of Shivparwati Lodge, tower, Tuljapur.

102. Informant did not disclose at what time, he had last conversation on mobile of deceased. I had visited Jyoti Hazare at Kajala village. Her statement was not recorded there. I did not visit office of accused no.1 Rameshwar and did not record statement of witnesses. I did not make inquiry and recorded statement of Sub Registrar in respect of sale deed.

103. It is not true that on 14 June, 2022 witness Ghusinge has not calculated hash value of CCTV footage. It is true that none of the witness disclosed during investigation that they have seen accused Rameshwar followed deceased Dnyaneshwar on 09 June

2022, in between 05.00 p.m. to 07.00 p.m.

104. I have not recorded statement of officers and employees of concern institute from whom, I collected CCTV footage. It is not true that I have falsely implicated accused no.1 to 4 in the crime in collusion with informant.

105. Witness Sharad Laxman Kharade while recording his statement has not disclosed that, the 'injury was on chest' and the colour of discover vehicle, 'black'. It is not true that I deposed false in examination in chief about conducting false investigation on the basis of false report lodged by the informant and today, I deposed false against accused.

Cross-examination completed on behalf of accused no.2 to 4.

R.O.&A.C.

Date : 22.01.2026

(Smt.T.G. Mitkari)
Additional Sessions Judge
Osmanabad