

Sessions Case No. : 3/2015

Exh. No. : 75/C

Deposition of Witness No. 6 for Prosecution.

I do hereby state on solemn affirmation that ;

My name is : Mahadev Narayan Mhaske

My age is about : 63 years,

Occupation : Retired A.P.I.

Residence : Ombali, Tal. Chiplun, Dist. Ratnagiri.

Examination-in-chief by : A.P.P. Mr. Y. A. Tendulkar

1) On 27.04.2014 I had been posted at Mangaon Police Station as Police Sub-Inspector. Crime No.60 of 2014 was registered at our Police Station. The investigation was assigned to me on that day itself. I went through the documents including the printed F.I.R. given to me. I called two panch witnesses for preparing the spot panchanama. The informant was taken alongwith us and went to the spot of incident. The panchanama came to be prepared in presence of the panch witnesses at the spot of incident. The spot panchanama bears my signature and signatures of panch witnesses. Its contents are correct. It is marked **Exh.76**. I arrested the accused. The arrest memos are the same. They bear my signatures. They are marked **Exh.77, 78, 79 and 80**.

2) Two motorcycles were seized from accused Pravin Bhiku Shirke and Pramod Bhiku Shirke. The panchanama now shown to me, is the same. It bears my signature and signatures of panch witnesses. Its contents are correct. It is marked **Exh.81**. I also seized

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the stick, which was used in commission of the crime, at the time of preparing spot panchanama. I can identify that stick, if shown to me. A Muddemal Receipt was prepared. It is shown to me. It is marked **Exh.82**. Muddemal Receipt in respect of two motorcycles was prepared . It is shown to me. It is marked **Exh.83**.

3) I recorded statements of the witnesses. I obtained three Injury Certificates of the informant and injured in respect of the injuries sustained by them in the commission of the crime.

4) In the investigation it revealed that the accused committed the offence, therefore, charge-sheet came to be forwarded to the Court against the accused. Accused persons are present before the Court.

Examination-in-chief complete.

Cross-examination by Adv. R. P. Oka for accused.

5) From year 2013 to 2015 I had been serving at Mangaon Police Station. It is true to say that as I had been serving at Mangaon during that period, I have known Hotel Anand Bhuvan at Mangaon. It is true to say that as the Anand Bhuvan hotel is situate on Mumbai-Goa highway, hotel there is always crowd. It is true to say that in front of the hotel it has parking and thereafter Dinning Hall is situate behind it. It is true to say that Mangaon S.T. bus stand is situate at 2 minutes distance by a vehicle from this hotel. It is true to say that in front of the bus stand, there is a police outpost. Police Station is at a

distance of about an half k.m. from Anand Bhuvan hotel.

6) It is true to say that uncle of the informant named Laxman Tukaram Nimbalkar had owned a Garment Factory. It is true to say that accused no.1 and his wife had been serving in that factory. It is true to say that Laxman had not paid the salary to accused no.1 and his wife for 6-7 months preceding to occurrence of incident. It is true to say that in the investigation it also revealed that accused no.1 had been demanding the salary of him and his wife from Laxman for many months. It is true to say that Laxman did not produce any document showing that he had paid that salary to accused no.1 and his wife.

7) It is not true to say that in the investigation it revealed that Laxman had made a phone call to accused persons and called them at Anand Bhuvan Hotel. It is true to say that the parking area had rough surface and no tiles or cement had been laid on the surface. I do not remember where there was a betel kiosk within the parking lot of that hotel at that time.

8) I do not know whether there are 15-20 criminal cases pending against the informant and his relative in the Court at Mangaon and Mahad. It is true to say that the distance between Anand Bhuvan Hotel and Government hospital is about an half k.m. It is true to say that the informant or his relatives did not lodge report of the alleged incident to Police Station Mangaon, immediately. It is true to say that I myself did not send a requisition letter alongwith

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injured to the hospital for examination.

9) It is not true to say that I am deposing false that I called two panch witnesses to the spot of incident and prepared spot panchanama at the spot. It is not true to say that sticks like seized sticks are always available at the house of farmers and are even lying on the side of road.

10) It is not true to say that it revealed in the investigation that only to avoid making payment of due salary of accused no.1 and his wife, a false report came to be lodged against accused persons.

11) It is true to say that no blood stains were found on the seized stick. It is not true to say that I made wrong investigation and filed wrong charge-sheet against accused persons.

Cross-examination complete.

No re-examination.

R.O. & A.C.

Mangaon.
Date: 06.10.2025

(S. T. Bhalerao)
Additional Sessions Judge,
Mangaon. Dist. Raigad.