

**Sessions Case No.33/2015
Exh. No.29**

Deposition of witness No.1 for the State.

I do hereby on solemn affirmation state that :-

My name :- Bhanudas Father's name :- Vishnu Yeragi

My age :- 43 years. Occu. :- Labour work.

R/o. Deobag, Tal. Malvan, Dist. Sindhudurg.

Examination-in-chief by A.P.P. Shri. R.V. Dessai for State.

On 28/11/2014 I was called by PI Shri. Bulbule at Malvan Police Station. Accordingly I went to police station. That time PI Shri. Bulbule, informant Shri. Dhuri, another panch Vitthal Bavkar was present. PI Shri. Bulbule informed us that informant is going to produce shirt and they want to prepare seizure panchanama. They requested us to act as a panch. We agreed.

02. Thereafter, informant Shri. Dhuri handed over one white full shirt to PI Shri. Bulbule in our presence. The said shirt was having two pockets on front side. Accordingly, police seized and sealed said shirt in our presence and obtained our signatures on label. Accordingly police prepared panchanama and obtained our signatures. Now said panchanama shown to me, is the same. It bears my signature at Sr. No.1. Contents therein are true and correct. It is marked as **Exh.30.**

03. I can identify the shirt, if shown to me. Now **Article No.1 white full shirt** shown to me, is the same.

(Examination-in-chief is completed.)

Cross-examination by Adv. Shri.V.P. Chindarkar
for accused Nos.1 to 3.

04. I am police patil of Deobag and Tarkarli since 2010. There is no evidence to show that I was called by police for panchanama except panchanama. It is not true to say that I am deposing false that, on 28/11/2014 police called me for panchanama and informed produced white shirt in my presence and police seized the same in my presence and prepared panchanama. It is true to say that, I acted with Malvan police in various cases as a police patil. It is not true to say that, I acted as a panch of Malvan police in various cases. Witness volunteers that, he acted as a panch in some cases. The distance between my house to Malvan Police Station is about 12 to 15 k.ms. It is not true to say that, I do not know Vitthal Eknath Bavkar.

05. It is true to say that, there is no specific marks on buttons of said shirt. It is true to say that, size of name plate on shirt and size of Maharashtra Police Logo is not mentioned in panchanama, because it was not measured. It is not true to say that, informant Shri. Dhuri removed some buttons of shirt in my presence and thereafter handed over said shirt to PI Shri. Bulbule in my presence. It is is true to say that, there is a difference between uncleaned (मळलेला) shirt and shirt covered

by soil (धुळीने माखलेला).

06. Que.:- Article No.1 said shirt is not covered with soil ?

Ans.:- Said shirt is having stains, I cannot say whether they are of soil or not.

07. It is not true to say that, second panch not signed said panchanama in my presence. It is not true to say that, nothing is happened in my presence and I signed already prepared panchanama as per the say of police. It is not true to say that I am deposing false at the instance of police.

(Cross-examination on behalf of accused Nos.1 to 3 is completed.)

Cross-examination by Adv. Shri. A.S. Dingankar
for accused Nos.4 & 5.

08. Cross-examination taken on behalf of accused Nos.1 to 3 is adopted.

Re-examination :- Nil.

Read over to the witness to which he admitted it to be correct.

Sd/-

Date :- 08.01.2020.
Sindhudurg Oros.

(P. R. Kadam)
Addl. Sessions Judge,
Sindhudurg-Oros.