

**Witness No.5 for claimant**

**I do hereby state on solemn affirmation that,**

My name - Mainuddin Abdul Gafar  
Age - 48 years,  
Occupation - Crane Driver,  
Residence - Shanti Nagar, Bhiwandi, Dist.Thane.

**Examination-in-chief by Adv. S.M. Pawar for claimant**

1. I am doing driving for last 25 years. I am Crane and towing driver. I was attached to Narpoli traffic police. On 11/09/2018 at about 01:00p.m., I was proceeding from Mumbai to Nashik Highway. On Mankoli bridge, there was heavy traffic. Traffic Hawaldar - Manoj Patil was with me. Myself and Manoj Patil alighted from crane. We saw that there was accident. Accident took place between motor bike and Car. Motor bike was proceeding towards Nashik. Car was proceeding from Nashik to Mumbai. I saw that rider and pillion rider fell in their lane near middle white strip. I sent rider and pillion rider to the hospital in Ambulance coming from Nashik side. Accident took place due to negligence of Car driver. Police Hawaldar - Sakpal has not recorded my statement.

**Opponent No.1 is Ex-parte.**

**Cross examination by Adv. A.K. Tiwari for opponent No.2**

2. I have not received witness summons from the court. The owner of crane called me to depose in this matter.

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**Exh.63**

The claimant called the owner of crane and thereafter owner of crane asked me to depose in this matter. It is true to say that I have not seen accident. I am not panch witness for any panchanama including spot panchanama in respect of said alleged accident. There were no brake marks near middle white strips.

3. It is not true to say that I am deposing falsely that police have not recorded my statement. It is not true to say that I am deposing falsely to help the claimant. It is not true to say that I am deposing falsely that accident took place due to negligence of Car driver.

Cross-examination is completed.

No re-examination.

R.O. A.C.

Sd/-

**(R.V Mohite)**

**Member, M.A.C.T., Thane.**

**Date : 16/01/2026**