

DEPOSITION OF WITNESS

(Chapter XXIII code of Criminal Procedure)

In the Court of XI Additional Special Judge for CBI Cases

(CBI Cases Relating to Banks and Financial Institutions)

Chennai - 600 001.

Calendar Case : C.C. No. 11/2006

Deposition of witness for : PW- 33

Solemnly affirmed in accordance with the provisions of Oaths Act, 1969 (Central Act 44 of 1969) on the 9th day of September 2024.

(A1,A31,A36,A39,A41, A45 to A47 present. A2, A4,A5, A7, A10,A12, A19, A23, A25, A27, A28, A30, A32, A37, A40, A42 and A49 are absent Petition U/s.317 Cr.P.C. filed and allowed.) (A3 Company represented by A4. A6,A9, A13,A14,A18, A21,A22,A26, A33, A35, A38,A44 and A48 Charge abated. A8, A11, A15, A16, A17, A20, A24, A34 discharged. A29 and 43 split up as C.C.No.8/2018)

Cross Examination continuation by A37, 41,46 and 47:

Question.As per the allegations, loan excess of eligibility was given and received because of that loss has been occurred to HUDCO, Is it correct?

Answer. I am unable to answer.

Question. The loan amounts are paid and recovered does the amount to loss to HUDCO?

Answer. As per the contract, if the entire amount is recovered, the loss would not arise.

Question. Some accused have been discharged by this court, do you know that?

Answer. I am not aware.

Question. Since the discharged accused Elumalai,A11, eligible loan amount

is Rs.26,928/-loan release amount is Rs.1,28,000/- and the loss made to HUDCO is

Rs.1,01,072/- . Have your brought back the loss amount?

Answer. I am not aware of it.

Question. Similarly Geetha Accused No.15 the losses is Rs.1,73,828/-Have your brought back the loss amount?

Answer. I am not aware of it.

Question. Similarly Anantharaman Accused No.16 the losses is Rs.1,93,828/-Have your brought back the loss amount?

Answer. I am not aware of it.

Question. A37,A41, A46 and A47 have paid the entire loan amount without any loss to the HUDCO and they have paid the amount well in advance where they were given 15 years of time frame to repay the loan amount, Do you aware that and they are entitled for acquittal?

Answer. I have to verify the records available with HUDCO. Without going through such records, I cannot say about this.

Re-examination. Nil.

(The learned counsels for A3, A4, A5, A7, A10, A12, A19, A23, A25, A28, A30,A27, A31, A32,A36, A39, A40, A42 and A49 have represented that they have no necessity to carry out the cross examination against this accused.)