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Cross-examination by Advocate Shri C. B. Pande for the non-applicant no. 2.

13] I am acquainted with Madhukar Waghmare. He used to reside in the same ward where I reside. From the past 3 to 4 years, he is residing at Shital wadi at his own house. Shalikram Ashok Deshmukh is son of my brother. Akash Deshmukh is my cousin's son. Madhukar was vegetable market agent. It is true to say that Akash was also doing same work. It is true to say that Akash did not have his own vehicle. Therefore, he used to borrow the vehicle of others to do the work. It is true to say that my son was in 12th std. It is not true to say that he was not doing any work. It is not true to say that some times he used to go with Akash for help. It is not true to say that my son has never worked with Madhukar Waghmare. It is not true to say that there was no employer employee relationship between my son and Madhukar Waghmare.

14] I have not produced any documents showing that Madhukar Waghmare was giving payment to my son. Witness volunteers that no one gives salary slip to a labourer. I had not demanded salary slip of my son from Madhukar Waghmare. It is not true to say that I am deposing falsely that on the day of incident my son was working with Madhukar Waghmare. It is not true to say that on the day of incident my son was with Akash accompanying him as a passenger. It is not true to say that accident of my son had not occurred during the course of and arising out of employment.

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15] I am a labourer. It is true to say that my house hold expenses are borne from my salary. My wife is also a labourer. It is true to say that I and my wife are not dependent on the income of my son. It is not true to say that I have filed false claim based on concocted story.

16] I do not know who was driving the vehicle on the day of incident. I have not inquired as to who was driving the vehicle. I do not know whether the person who was driving had no valid driving licence, permit and fitness of the vehicle.

17] I have made this application against insurance company. I have not filed the application against any one except insurance company. It is not true to say that I have filed false case against insurance company.

Non-applicant no. 1 is ex-parte, hence no cross.

Cross-examination completed.

No re-examination.

R. O. A.C.

NAGPUR.
Date : 24/02/2023.

-Sd-
(Smt. J. A. Kotnis)
Commissioner,
3rd Labour Court, Nagpur.