

On Oath.

Further examination-in-chief by Ld. Adv. Shri. Kazmi for applicant :

11) I have filed my affidavit of examination-in-chief on record at Exh. U-18. It bears my signature. Its contents are true and correct.

Now, disability certified filed at Sr. No.1 with list Exh. U-11 shown to me. It bears my signature. Contents thereof are true and correct. It is given Exh. **U-19**.

Chief examination completed.

Cross-examination by opponent No. 1 :-

12) Matter proceeded ex-parte, hence no cross examination.

Cross-examination by Shri. D.R. Mahadik, Adv. for opponent No.2 :-

13) It is true to say that, I have not treated the patient. It is true to say that, applicant came to me only once for getting disability certificate. I examined the applicant clinically and radiologically. I don't have degree of radiology. It is true to say that, radiology is separate branch of medicine. I don't prepare separate clinical notes. I have not taken x-rays but screening was done. I referred to the book of Disability by Alimco. It is not true to say that, the injuries and fractures were healed at the time of my examination. Healing of injuries require one and half year.

14) I cannot give bifurcation of the percentage of disability. It is not true to say that, my findings written in my disability certificate are only the complaints of the patient. I have not issued any unfit certificate to the applicant. Applicant can do any other sitting job. Even after physiotherapy, the percentage of the disability of the applicant will not reduce. I don't have any idea as to whether surgery for removal of implant will be much cheaper in government hospital. Disability percentage mentioned in my certificate is of injured part only.

15) I have not referred Sch. I of The E.C. Act while calculating the disability. I am not the member of Medical Board formed for issuing disability certificates. It is not true to say that, since I am not member of Board therefore, certificate issued by me is invalid. I don't maintain register for issuing disability certificate. It is not true to say that, as per Medical Board Counsel of Maharashtra, I have to maintain register of disability certificate. It is not true to say that, as I am not the treating doctor therefore, I cannot issue disability certificate. It is not true to say that, treating doctor is the best doctor to issue disability certificate.

16) It is not true to say that, I have not seen the applicant before issuing disability certificate. It is not true to say that, applicant not sustained any disability. It is not true to say that, contents of my disability certificate and my affidavit are not true and

correct. It is not true to say that, I have mentioned false percentage of disability to help the applicant.

Cross examination completed.
Re-examination- Nil.

R.O.A.C.

Sd/-

(A. P. Kulkarni)

Commissioner for Employee's
Compensation & Judge
Third Labour Court, Mumbai.

Date : 13/08/2026
DSF/-