

[C.R.P. 67]	GOVERNMENT OF KARNATAKA	
Form. No. 4 (Civil) Deposition Sheets (R.P.No. 57)	IN THE COURT OF XXX ADDL. CITY CIVIL JUDGE AT BANGALORE. <u>CCH.31.</u>	
	<u>O.S.No 4409.2018</u>	
DEPOSITION OF	S Meena	DW1
FATHER/ HUSBAND'S NAME	W/o Late V Selvam	Duly sworn on 01-12-2023
AGE	47 Years	
RESIDENCE	Vidhyaranyapura Post, Blore-97	

**Examination-in-chief of DW-1 by Sri. GVS for MPK
Advocate for defendant.**

I am the defendant No. 1 in this case. I have filed affidavit
in lieu of my examination-in-chief. I have signed the affidavit
after reading the contents and they are true and correct.

***(Further examination in chief of D W 1 is deferred
request of counsel for defendant)***

(Typed to my dictation in open court.)

R O I & A C

(Mr.MADHU.N.R)
XXX Addl.City Civil & Sessions
Judge,Bengaluru.

O.S.4409/2018

DW-1

Witness is present and duly sworn on 21-02-2024

**Cross-Examination of D.W.1 by Sri. CR Counsel for
plaintiffs :**

My name is S Meena. The defendant No. 4 to 8 are my children. My children i.e., defendant No. 4 to 6 have not given any authorization to give evidence. All the plaintiffs and defendant No. 11 are the children of Pillappa. I have seen Pillappa personally.

I am a house wife. I do not know reading and writing in Kannada. I know the contents of my chief affidavit. I know Pillappa since from the year 2002. I do not know the children of Pillappa personally. My husband was into the business of Real Estate and Pillappa had transaction with my husband and i.e., how I come to know about Pillappa.

Pillappa has visited my home along with defendant No.2 and 3. I was not involved in the negotiation held between her husband and Pillappa and others. Am not aware the details of their transaction and the documents that were brought by the Pillappa. I come to know that the plaintiffs and defendant No. 11 are the children of Pillappa after receiving notice from the Court in this present case.

I have not verified the documents as to how Pillappa has acquired the suit schedule properties. I never seen the RTC, Family tree and other revenue documents of the suit schedule property in respect of Pillappa. I have not seen the GPA executed by Pillappa in favour of Ravichandra and my husband dt 28-2-2003. I have not received the said document from my husband. Witness volunteers that my husband used to say that he is in the possession of the said document. As per the oral information given by my husband I have stated regarding the existence of GPA dt 28-02-2003 in my written statement. I have not seen the Sale Agreement dt 29-01-2003 referred in my written statement. It is correct to say that as per the oral information received from my husband I have referred regarding the existence of Sale Agreement dt 29-01-2003 in my written statement.

It is correct to say that I do not have any documents to substantiate the fact that I have paid Rs. 3,00,000/- by way of cheque to the plaintiff as stated in my written statement. I have not seen any documents in respect of the payment of the said amount. I have seen the documents the executed by the plaintiffs and defendant No. 11 and 12 in favour of my husband and Ravindra Naidu in respect of the

suit schedule properties. I have seen Sale Deed dt 8-7-2004. I have seen the said document i.e., marked as Ex.P 3 after the death of my husband. It is correct to say that Ravindra Naidu, V Selvam, Pillappa and my husband have put signature on Ex.P. 3 as vendors. Witness volunteers that the children of Pillappa have signed the Ex.P. 3 as witnesses. Two children of Pillappa have signed the Ex.P. 3 as witnesses.

It is correct to say that the date of the GPA is not mentioned in Ex.P.3 . Witness volunteers that since the plaintiffs have not turned up on the said day, we have incorporated their names on the Ex.P.3 and executed in their absence. My husband has informed the same to me on the same day.

Further cross examination of DW-1 is deferred at the request of learned counsel for the plaintiffs.

(Typed to my dictation in open court.)

R O I & A C

(Mr.MADHU.N.R)
XXX Addl.City Civil & Sessions
Judge,Bengaluru.

Witness is present and duly sworn on 19-07-2025

**Further Cross-Examination of D.W.1 by Sri. CR Counsel
for plaintiff :**

It is correct to say that plaintiff No.1 to 5 and defendant 11 and 12 are the children of Sri Pillappa. I do not know the plaintiff No.1 to 5 and defendant No.11 to 12 personally. I do not know whether the children of Pillappa are residing jointly or separately.

I do not know how many properties are owned by Pillappa other than this suit schedule property. The said Pillappa has acquired the properties including suit schedule property by way of Partition Deed dt 10-09-1970. I do not know how many properties are in the name of Sri Pillappa. I do not know how many properties of Pillappa were acquired by the Government. I do not know whether the properties of Pillappa were partitioned among his children. I do not know whether the children of Pillappa are having equal right in respect of all his properties. I have not seen any documents whereby the children of Pillappa have partitioned the properties. I was not informed by my husband regarding any partition between the children of Pillappa in respect of their properties.

It is correct to say that at the Preamble of Ex.P. 3 all the plaintiffs are shown as parties. It is correct to say that my husband Sri V Selvam is shown as the GPA holder of the plaintiff No.1 to 5 in Ex.P.3. The plaintiff No. 1 to 5 have not their signatures on Ex.P.3 though their names are shown in the Ex.P.3 as parties.

I do not know whether the details of the GPA alleged to be executed by the plaintiff No.1 to 5 in favour of my husband Sri V Selvam is not properly stated in Ex.P.3. the alleged GPA as executed in the year 2003. I have not seen the GPA personally. My husband has not handed over the GPA or any Agreements to me. I have not seen the GPA or the Agreement personally and my husband has not handed over the same to me at any point of time.

Other than the Sale Deed as per Ex.P.3 I do not have any document to show that Krishnappa has paid the sale consideration amount of Rs. 4,00,000/- to Selvam and Ravindra Naidu. I do not know whether as to I have any documents to show that my husband Sri Selvam has paid any money to the plaintiffs. It is not correct to say that the plaintiffs have not come to sub-registrar office to put their signatures as they have not received any money from my husband Selvam and

Ravindra Naidu. Sri Pillappa has handed over the possession.

I do not have any documents to show that the plaintiffs have transferred the ownership or possession in favour of my husband and Ravindra Naidu.

It is false to say that my husband Selvam in collusion with Ravindra Naidu has falsely created Ex.P.3. It is correct to say that my husband Selvam got the property registered in his name after the execution of Ex.P.3. It is correct to say that as per Ex.P. 3 the consideration amount was paid by way of cash. It is false to say that my husband Sri Selvam has not paid any amount to the plaintiffs. Witness volunteers that money was paid to Pillappa and I do not know whether money was paid to plaintiffs.

It is not correct to say that as of now the trucks are being parked in the suit schedule property. It may be true that the property of Jayappa Reddy is situated adjacent to the suit schedule property. It is correct to say that in the said property garage is been running. It is not correct to say that the trucks of Packers and Movers are being parked in the suit schedule property. I do not know whether the suit schedule property is converted from agricultural to other purposes.

I have not read or understood the documents produced by the plaintiff in the present suit. I do not know whether there is no reference of conversion of suit schedule property in Ex.P.9 to 14. I do not know whether we have obtained Sanction plan in respect of the building which was construction hold the suit schedule property in the year 2007. Witness volunteers that my husband used to manage the same and I do not know whether sanction plan was obtained by the BBMP authority. The 4 photographs marked at Ex.P.16 are pertains to suit schedule property.

Further cross examination of DW-1 is deferred at the request of learned counsel for the plaintiff.

(Typed to my dictation in open court.)

R O I & A C

(Mr.MADHU.N.R)
XXX Addl.City Civil & Sessions
Judge,Bengaluru.