

BEFORE THE ADDITIONAL MASTER-III
HIGH COURT, MADRAS.
C.S. No. 581 OF 2015

Date: 05.03.2025

Time: 11.45 A.M.

Name : Mr. V.Ramachandran (DW1)

Cross examination by Ms.S.Subbiah, learned Senior counsel for the Plaintiff.

Solemnly affirmed:

Q1:Is it correct that, you are the Regional Manager in sales at that time?

A:Yes.

Q2:What are the states included in the Southern Region?

A:When I joined in the year of 2003 November I was the Regional Sales Manager in the south which included the states of Tamilnadu, then Andhra Pradesh, Kerala and Karnataka.

Q3:Is it correct that in the year of 2003 when you joined as Regional Sales Manager, the plaintiff company Susee Motors was under your Region?

A:Yes.

Q4:What was your position when the dealership was given to Susee Motors?

A:When I joined in 2003 he was already a dealer in Hyundai

Q5:(Proof affidavit is shown to the Witness) In your proof affidavit Para No.3 as you said there was dealership agreement dated 10.04.2006 in between the 1st plaintiff and the 1st defendant. Have you produced that agreement dated 10.04.2006 before this court?

A: I would like to see the set of documents produced before this court.

Q6:(Ex.D1 to D5 are shown to the witness) Please see and find out the dealership agreement dated 10.04.2006?

A:It is not there.

Q7:Can you produce the dealership agreement dated 10.04.2006 today?

A:I have to check with other documents.

Q8:Can you produce dealership agreement dated 10.04.2006 on next hearing date?

A:I will check with the Legal team.

Q9:Am I right that the terms and conditions between the 1st plaintiff and 1st defendant find place in the dealership agreement dated 10.04.2006?

A:Yes. Terms and conditions will be there in the agreement.

Q10:Is it correct that at the time of granting the dealership with the 1st plaintiff you were the Regional Manager South?

A:I was the Regional Manager when the agreement was executed in the said period.

Q11:Who was the Managing Director of 1st plaintiff at the time of execution of dealership agreement dated 10.04.2006?

A:I do not remember the name.

Q12:Do you know Mr.S.Soundarrajan?

A:I have heard his name.

Q13: Did you visit Vellore before the conclusion of the dealership agreement dated 10.04.2006?

A:I do not recollect visiting Vellore before the said agreement dated 10.04.2006.

Q14:Were you a part of the team at the time of conclusion of the dealership agreement dated 10.04.2006?

A:The terms and conditions of the dealership agreement are not specific to single dealer but common to all the dealers.

Q15:All the terms and conditions of the dealership agreement are the same for all the dealers throughout India. Am I right?

A:Yes.

Q16:Before granting the dealership there will be a local study in the market and also the potentiality of the 1st plaintiff. Am I correct?

A: Potentiality for the sales of cars not just for our product alone overall potential for sales of cars is assessed i.e., Overall sales of the cars in the market is assessed.

Q17:Was there any study of the marketability of the sales of cars in Vellore before the dealership agreement dated 10.04.2006

A:I do not remember.

Q18:How many officers were involved in the market study for the sales of cars in a particular area before granting dealership?

A:Yes potential will be studied by the local Regional Officers. Area Manager, Regional Manager and Zonal Manager.

Q19:Can you name the area Manager who was incharge at the time of dealership agreement?

A:I do not remember.

Q20: (Proof affidavit is shown to the witness)In your proof affidavit in para 1 you have stated that I am well aware of the facts of the case from the records maintained by the 1st defendant company and from my personal knowledge. What are the those facts which came across from the records maintained by the 1st defendant company?

A:We maintain the performance data of the dealerships. From these records I came to know the above said facts.

Q21:Have you produced those records before this court which you have referred in para 1 of your proof affidavit?

A:As far as this case is concerned we produced the notice and the plaintiff's replies.

Time : 12.35 P.M.

Taken down in open Court, read over and explained to the witness and the same is admitted by the witness to be correct and signed before me.

ADDITIONAL MASTER-III