

BEFORE THE ADDITIONAL MASTER-II

HIGH COURT, MADRAS

C.S.No. 203 OF 2022

Date : 19.03.2024

Time : 11.40 A.M.

Name : Mr. N.Krishna Prabha (PW1)

PW1 Examined in chief by Learned counsel for the Plaintiff Mr.N.Raja.

Solemnly Affirmed:

The following documents may be marked as exhibits.

Ex.P4 is the online printout of death certificate of N.Shyamsunder dated 21.01.2022. (The counsel for D3 to D5 objected for marking this document the document is not accompanied with a certificate as required under Section 65B of Indian Evidence Act and the signature in the document filed along with the plaint and the signature in the document sought to be marked right now differ and there is a mismatch)

Ex.P5 is the settlement deed Document No.414/2015 executed by R.Nandagopal Naidu in favour of N.Shyamsunder dated 05.02.2015. (The counsel for D3 to D5 objected for marking this document as it does not appeared to be a certified copy assuming it is a certified copy certificate under Section 65B of Indian Evidence Act not filed) (The counsel for plaintiff side this is government generated certified copy, there is no need to file 65B Affidavit)

Time : 11.55 A.M.

Time : 12.25 P.M.

Ex.P6 is the certified coy of the settlement deed Document No.557 of 2016 executed by R.Nadagopal Naidu in favour of the N.Shyamsunder dated 09.05.2016. (The counsel for D3 to D5 objected for marking this document the document is not accompanied with a certificate as required under Section 65B of Indian Evidence Act) (The counsel for plaintiff side this is government generated certified copy, there is no need to file 65B Affidavit)

Ex.P7 is the certified copy of the settlement deed Document No.559 of 2016 executed by N.Sushellabai in favour of N.Shyamsunder dated 09.05.2016. (The counsel for D3 to D5 objected for marking this document the document is not accompanied with a certificate as required under Section 65B of Indian Evidence Act) (The counsel for plaintiff side this is government generated certified copy, there is no need to file 65B Affidavit)

Ex.P8 is the certified copy of the settlement deed Document No.612 of 2016 executed by R.Nandagopal Naidu and N.Sushellabai in favour of N.Shyamsunder dated 09.05.2016. (The counsel for D3 to D5 objected for marking this document the document is not accompanied with a certificate as required under Section 65B of Indian Evidence Act) (The counsel for plaintiff side this is government generated certified copy, there is no need to file 65B Affidavit)

Ex.P9 is the certified copy of the settlement deed document No.613/2016 executed by R.Nandagopal Naidu in favour of N.Shyasunder dated 09.05.2016. (The counsel for D3 to D5 objected for marking this document the document is not accompanied with a certificate as required under Section 65B of Indian Evidence Act) (The counsel for plaintiff side this is government generated certified copy, there is no need to file 65B Affidavit)

Ex.P10 is the certified copy of the settlement deed Document No.640/2016 executed by R.Nandagopal Naidu in favour of N.Shyasunder dated 09.05.2016. (The counsel for D3 to D5 objected for marking this document the document is not accompanied with a certificate as required under Section 65B of Indian Evidence Act) (The counsel for plaintiff side this is government generated certified copy, there is no need to file 65B Affidavit)

Ex.P11 is the office copy of the reply notice by plaintiffs dated 22.02.2022 with original acknowledgment card.

PW1 Cross Examined by Learned counsel for the Defendant 3 to 5 M/s.Madhupreetha Elango.
Solemnly affirmed:

Q1: Are you currently living in the house at Thiru Vi Ka Road?

A: Occasionally I am living here.

Q2: How many days in a week do you live there?

A: Atleast weekly twice, I will reside in the above address.

Q3: Is it correct to state that your husband Mr.Anand stole late Mr.N.Shyamsunder's Mercedes Benz Car?

A: No, it is not correct.

Q4: Is it correct to state that an FIR has been filed against your husband in this regard?

A: Yes, correct.

Q5: Is it correct to state that the investigation in afore said matter is presently on going?

A: Investigation completed.

Q6: On what basis have you answered that investigation is completed in answer to question no.5?

A: The car has been returned.

Q7: Who returned the car?

A: My husband only returned the car but myself only signed in the connected papers.

Q8: Ex.P1 is shown to the witness. Who is Mr.V.Raghavan mentioned in Ex.P1?

A: He is an Senior Accountant working in Kalyanamalai.

Q9: Ex.P1 is shown to the witness. Who is Mr.T.V.Mohan mentioned in Ex.P1?

A: He is Chairman in Kalyanamalai.

Q10: Are Mr.V.Raghavan and T.V.Mohan related to your family?

A: They are our family friend.

Q11: When you say our, do you mean your husband family or maternal family?

A: I mean it my maternal family.

Q12: How long have they known your maternal family?

A: More than 20 years.

Time : 12.45 P.M.

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

ADDITIONAL MASTER-II