

BEFORE THE ADDITIONAL MASTER IV,
HIGH COURT, MADRAS
C.S.No.47 OF 2021

Date: 17.12.2024

Time : 12.08 P.M.

Name : Mr. G. Jayachandra Naidu (PW1)

Cross examination by Mr. C. Emalias, the counsel for the defendant.

Solemnly affirmed:

Q1: Is it correct to state that you are doing granite business?

A: Yes.

Q2: For the past how many years you are doing granite business?

A: For 38 years.

Q3: Is it correct to state that you are having Sun bright granite and Sun Rock companies?

A: Yes.

Q4: Whether you have owned Mahija granite and Stone haus companies?

A: No. Not owned by me.

Q5: Who has owned the companies of Mahija granite and Stone haus?

A: I do not know.

Q6: Is it correct to state that Madurai Stones company owned by Rabik Raja who is the father of the defendant?

A: Yes.

Q7: Who is the 1st plaintiff, Gajalatha?

A: She is my wife.

Q8: Whether yourself and your wife have jointly owned any company?

A: Yes. Sun Brite Granite company owned by myself and my wife.

Q9: The sun rock company is owned by your wife alone who is the 1st plaintiff, is it correct?

A: Yes.

Q10: You have no connection with Sun Rock company, is it correct?

A: Yes.

Q11: Whether the plaint was prepared on your instructions?

A: Yes.

Q12: The defendant is Mr. R. Rehman, is it correct?

A: Yes.

Q13: Whether you met the defendant anytime?

A: No. I never met him.

Q14: Whether your wife has any acquaintance with the defendant?

A: No.

Q15: Do you know the age of the defendant?

A: Yes, At the time of filing this suit, he was 31 years old.

Q16: What is the connection between you and the defendant?

A: I do not have any connection with the defendant. Witness adds: I have connection with his father.

Q17: Whether any connection between your wife and the defendant?

A: No.

Q18: (Ex.P16 is shown to the witness.) In Ex.P16 irrevokable General Power of Attorney your wife's signature is found in all the pages, is it correct?

A: Yes.

Q19: (Ex.P16 is shown to the witness.) Ex.P16 is between your wife, the 1st plaintiff and the defendant, is it correct?

A: Yes.

Q20: The second signature found in Ex.P16 in all the pages is Mr. Rehman, the defendant, is it correct?

A: Yes.

Q21: (Ex.P16 is shown to the witness.) In the recitals of the Ex.P16, is there any date mentioned?

A: Yes, on 22nd day of March, 2013 in Chennai.

Q22: Are you aware of Ex.P16?

A: Yes.

Q23: Were you also available at the time of execution of Ex.P16?

A: Yes.

Q24: Who are all the witnesses in Ex.P16?

A: Both the witnesses were brought by the defendant's father.

Q25: What is the purpose of execution of Ex.P16?

A: To operate the Quarry and excavate the blocks, to sell the blocks their self.

Q26: You have stated in your above said answer the quarry and excavate, to sell the blocks their self. What is the meaning of their self?

A: Either the defendant or his father to excavate and sell the blocks.

Q27: Whether the above said facts are stated in Ex.P16?

A: Yes, it is stated in page No.2 of Ex.P16.

Q28: I put it to you that you have given a power of attorney only to Mr. Rehman and not his father.

A: Yes.

Q29: I put it to you that the general power of attorney has been executed to act for and on behalf of the Sun Rock company.

A: Yes.

Q30: Is it correct to state that Mr. Rehman is aged about 21 years at the time of execution of Ex.P16?

A: Yes.

Q31: Whether any amount of consideration has been stated in Ex.P16?

A: The company of the 1st plaintiff has not received any consideration.

Q32: You have authorized the defendant to appear before the Civil, criminal and all other commercial tax, sales tax on behalf of the company, is it correct?

A: Yes.

Q33: Whether the Sun Rock company is private or public limited company?

A: No. it is a proprietrix company.

Q34: I put it to you that you have stated earlier neither you nor your wife acquainted with Rehman and Ex.P16 was executed between your wife and Rehman and at the time of execution of Ex.P16 you were also available. Which one is correct?

A: Myself and my wife are not acquainted with the defendant at any point of time.

Q35: I put it to you that Ex.P16 is a false document.

A: No. It is a correct document.

Q36: (Ex.P18 is shown to the witness.) This is a permit issued by the department of Mines and Geology, Kolar, the Government of Karnataka on 07.06.2013, is it correct?

A: Yes. It is a permit for trip sheet.

Q37: This Ex.P18 issued in the name of Sun Rock company, is it correct?

A: Yes.

Q38: Is it correct to state that the permit is issued to transport grey granite?

A: Yes.

Q39: The value of the grey granite is also stated in Ex.P18, is it correct?

A: No. It is the total government fee for grey granite royalty is Rs.1,01,980/- paid to Government.

Q40: (Ex.P19 is shown to the witness.) Ex.P19 also a generated permit acknowledgement in the name of sun rock company, is it correct?

A: Yes.

Q41: Ex.P19 is also to transport grey granite, is it correct?

A: Yes.

Q42: The value of the grey granite is also stated in Ex.P19, is it correct?

A: No. It is the total government fee for grey granite royalty is Rs.19,116.86/- paid to Government.

Q43: (Ex.P20 is shown to the witness.) Ex.P20 also a generated permit acknowledgement in the name of sun rock company, is it correct?

A: Yes.

Q44: The value of the grey granite is also stated in Ex.P20, is it correct?

A: No. It is the total government fee for grey granite royalty is Rs.1,11,349.34/- paid to Government.

Q45: (Ex.P26 is shown to the witness.) What is Ex.P26?

A: It is a invoice that I have purchased the blocks from Rehman.

Q46: Ex.P26 is an invoice produced to prove that Sun Brite Granites company purchased grey granites from GPA holder of Sun Rock, is it correct?

A: Yes.

Q47: The description of goods stated in Ex.P26 is lemon grass, is it correct?

A: Yes. Witness adds: It is the trade name for the grey granite.

Time: 01.00 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-IV