

BEFORE THE ADDITIONAL MASTER-III
HIGH COURT, MADRAS.

T.O.S.No.46 OF 2022

Date: 20.08.2025

Time: 3.00 P.M.

Name : Mr.N.Bhaskaran (PW2)

Cross Examination by M/s.R.Anish Kumar, Learned counsel for the Defendant.

Solemnly Affirmed:

Q1:What is your name?

A:N.Baskar.

Q2: For what reason have you come to this court?

A:At the time of Covid-19 period, I attended one patient at hospital since there was nobody help him. At that time after four days, I signed and my signature was obtained by one car driver. Patient had read that paper and signed.

Q3:Have you read that document?

A:No.

Q4:Do you know that patient name as Mr.Venkatesan?

A:Yes.

Q5:How long do you know Mr.Venkatesan?

A: At the time of Covid-19.

Q6:What had you saw in your cellphone?

A:I searched a job at the time of Covid-19 in my mobile and I saw one advertisement in OLX regarding this job at hospital to take care of a patient.

Q7:Who issued the advertisement in OLX?

A:SJBS Home Care, Virugambakkam.

Q8:Have you received any summons from the court to depose evidence?

A:No.

Q9:Do you know for what reason this case has been filed?

A:Yes. This case has been filed in respect of Will.

Q10:Who is the another witness to Ex.P1 Will?

A:Mr.Venkatesan's brother's daughter.

Q11:Do you know the name of Mr.Venkatesan's brother's daughter?

A:Kaveri.

Q12:Who handed over the Will to Mr.Venkatesan?

A:Car driver.

Q13:Do you know the name of the said Car driver?

A:I do not know.

Q14:What is your educational qualification?

A: 6th Standard.

Q15:Do you know English language?

A: No.

Q16:Do you know for what reason Mr.Venkatesan was admitted at hospital?

A: For Corona treatment.

Q17:How long Mr.Venkatesan was admitted at hospital?

A: 10 days.

Q18: How many days you accompanied Mr.Venkatesan?

A: I do not know when he was admitted at hospital. But I accompanied with him for 10 days.

Q19: Whether Mr.Venkatesan was discharged from the hospital or he passed away in the hospital?

A: He passed away in the hospital.

Q20: Whether Mr.Venkatesan gave any instructions to anyone to prepare the Will?

A: I do not know. Whenever any help was needed by patient, he used to call me by hand signal, at that time, I provided food, dress and medicines to him at his request and other times I was not permitted to enter into the patient room.

Q21: Whether did you obtain any permission from the doctor to attest the Will, when the patient Mr.Venkatesan admitted and executed Will in the hospital?

A: No.

Q22: Whether you were inside the room or outside the room at the time of signing the Will by Mr.Venkatesan?

A: Yes. I was inside the room to provide food to the patient, and car driver was also present at that time signing the Will, who handed over the document to Venkatesan.

Q23: Whether the Testator was very sick at the time of signing the Will?

A: No. He was in sound state of mind.

Q24: Whether the Testator, Mr.Venkatesan or car driver asked you to sign in the Will?

A: The patient Mr.Venkatesan.

Q25: I put it to you that at the time of signing of the Will, Mr.Venkatesan was very sick and therefore, you and driver obtained the signature of Mr.Venkatesan without getting permission from the doctor.

A: I deny. Witness adds: He was in a clear state of mind.

Q26: (Ex.P1 Will is shown to the witness) Can you identify your signature?

A: My signature is found in the place of 1st attesting witness.

Q27: Have you gone through the contents of Ex.P1 Will?

A: No.

Q28: Do you know as to who has written Ex.P1 Will?

A: I do not know.

Q29: I put it to you that Mr.Venkatesan did not give any instructions to prepare Ex.P1 Will.

A: I do not know about it. I was only a care taker of Mr.Venkatesan. Suddenly Mr.Venkatesan's driver brought and handed over a document to Mr.Venkatesan. Mr.Venkatesan asked me to sign the Will.

Q30: Do you know when Mr.Venkatesan died?

A: Mr.Venkatesan died on 23rd day in year of 2021 but I do not remember the month.

Q31: Whether any relatives of the Mr.Venkatesan visited him when he was admitted in the hospital?

A: Nobody was permitted to visit Mr.Venkatesan due to Covid-19. His car driver alone visited him twice or thrice.

Q32: Is it correct to state that Mr.Venkatesan died within 9 days from the date of execution of Ex.P1 Will?

A: Yes.

Q33: (Served copy of the proof affidavit of this witness is shown to the witness) The signatures found in the proof affidavit, is it yours?

A: Yes.

Ex.P43 is the signatures of this witness found in the proof affidavit.

Q34: I put it to you that Mr.Venkatesan never executed Ex.P1 Will and after his demise this Will was prepared.

A: I deny. Witness adds: Mr.Venkatesan only executed Ex.P1 Will.

Q35: I put it to you that the signature of Mr.Venkatesan found in Ex.P1 Will is not that of Mr.Venkatesan and it was a forged signature.

A: I deny. Witness adds: Mr.Venkatesan signed Ex.P1 Will.

Q36: Who were all present when Mr.Venkatesan signed Ex.P1 Will?

A: Myself and his driver.

Q37: Have you produced any document to show that you are the said Baskaran, who attested the Ex.P1 Will?

A: No.

Q38: (Exs.P36, P38, P39, P40 and P42 are shown to the witness) Have you taken all the photographs in these exhibits?

A: Yes.

Q39: Why have you not taken photograph at the time of signing of the Will by Mr.Venkatesan?

A: I did not take.

Q40: I put it to you that these photographs were not taken by you during Covid period.

A: I deny. Witness adds: I only took the photographs.

Q41: I put it to you that all these photographs found in the aforesaid exhibits are forged documents in order to help Kaveri Ramachandran to get the property.

A: I deny.

Q42: I put it to you that you were not at all a care taker of Mr.Venkatesan and you have come to this court to depose false evidence.

A: I deny.

Q43: If you were really being an attender and care taker of Mr.Venkatesan, you must have known about the instructions for preparation of Will given by Mr.Venkatesan but you are not aware of any such instructions and hence you have come to this court only for the purpose of giving false evidence?

A: I deny. Witness adds: Initially, I did not know what the document was, later after I signed the Will, I asked Mr.Venkatesan about this document, he said it was a Will.

Q44:I put it to you that Mr.Venkatesan did not give any instruction to you to sign any document or Will?

A: I deny.

Q45: I put it to you that as per the request made by Kaveri Ramachandran, you came to this court to depose evidence for the alleged Ex.P1 Will.

A: Mrs.Kaveri Ramachandran only asked me to depose before this Court.

Q46: I put it to you that Ex.P1 Will is not a genuine Will and it is a forged Will?

A: I deny.

Time: 4.20 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